

MINUTES OF ST. TAMMANY PARISH COUNCIL MEETING

THURSDAY, MAY 4, 2017 AT 6:00 P.M.

ST. TAMMANY GOVERNMENT COMPLEX

21490 KOOP DRIVE, MANDEVILLE, LA.

Call to Order by Honorable Steve Stefancik, Chairman

Invocation by Mr. Smith

Pledge of Allegiance by Mr. Tanner

Roll Call: **Marty Dean**
 Dennis Sharp
 James A. (Red) Thompson
 Michael R. Lorino, Jr. ABSENT
 Rykert O. Toledano, Jr.
 S. Michele Blanchard
 Steve Stefancik
 Richard E. Tanner
 Jacob (Jake) Groby
 Chris Canulette
 E. L. Gene Bellisario
 Maureen "MO" O'Brien
 Jerry Binder
 Thomas (T.J.) Smith, Jr.

PRESENTATIONS

Stefancik - 1. Presentation of Proclamation to St. Tammany Parish Government Employee of the Month. (Brister)

Brister - presented to Sabrina Schenk - Watershed Coordinator.

Stefancik - 2. Presentation of Proclamation to DeJeune Richardson, Senior at Covington High School, as the Louisiana Poetry Out Loud State Champion. (Brister)

Brister - presented.

DeJeune Richardson - recited her winning poem.

Stefancik - 3. Presentation by John Raymond, Board Member, Community Action Agency Advisory Board. (Stefancik)

Stefancik -Mr. Raymond was unable to attend this evening.

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

Ord. Cal. No. 5800	Ord. Cal. No. 5803	Ord. Cal. No. 5806
Ord. Cal. No. 5818	Reso. No. C-4798	Reso. No. C-4807
Reso. No. C-4808	Reso. No. C-4810	Reso. No. C-4822
Reso. No. C-4826		

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 April 6, 2017

Council Committee Meeting April 26, 2017

ORDINANCES FOR INTRODUCTION

(Public Hearing: June 1, 2017)

2. Ord. Cal. No. 5801 - Ordinance Establishing a No Parking Zone on Ceres Street. (4-E-73) (Ward 4, District 5) (Toledano)

3. Ord. Cal. No. 5802 - Ordinance establishing a No Parking Zone on portions of Clearwood Drive (8-I-40) and East Forest Drive (8-I-39). (Ward 8, District 8) (Canulette)

5. Ord. Cal. No. 5804 - Ordinance establishing a No Thru Trucks Zone on Krentel Road. (Ward 7, District 7) (Groby)

6. Ord. Cal. No. 5805 - Ordinance amending the official Parish Zoning Map to reclassify 1 acre located on the northeast corner of South Street and Cherry Street, being 430 South Street, Slidell from A-4 (Single-family Residential District) and HC-2 (Highway Commercial District) to HC-2 (Highway Commercial District). (2016-470-ZC) (Ward 9, District 11) (ZC approved 4/4/17) (Stefancik/Brister)

8. Ord. Cal. No. 5807 - Ordinance amending the official Parish Zoning Map to reclassify 5 acres located west of Pinewood Drive, north of Hickory Drive from A-2 (Suburban District) to A-2 (Suburban District) and RO (Rural Overlay). (Ward 6, District 11) (2017-571-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

9. Ord. Cal. No. 5808 - Ordinance amending the official Parish Zoning Map to reclassify 13,300 square feet located on the north side of Lakeview Drive, east of Highway 11, being 238 Lakeview Drive, from A-6 (Multiple Family Residential District) to A-4A (Single-family Residential District). (Ward 9, District 13) (2017-570-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

10. Ord. Cal. No. 5809 - Ordinance amending the official Parish Zoning Map to reclassify 4 acres located on the north side of Harrison Avenue, west of Flowers Drive from A-2 (Suburban District) to PF-1 (Public Facilities District). (Ward 2, District 2) (2017-567-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

11. Ord. Cal. No. 5810 - Ordinance amending the official Parish Zoning Map to reclassify 8,306 square feet located north of Lakeview Drive, east of Highway 11, being 240 Lakeview Drive, from A-6 (Multiple Family Residential District) to A-4A (Single-family Residential District). (Ward 9, District 13) (2017-563-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

12. Ord. Cal. No. 5811 - Ordinance amending the official Parish Zoning Map to reclassify 2.31 acres located south of Dummyline Road, east of Preacher Kennedy Road, being 37264 Dummyline Road from A-2 (Suburban District) to A-2 (Suburban District) and MHO (Manufactured Housing Overlay). (Ward 6, District 11) (2017-581-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

13. Ord. Cal. No. 5812 - Ordinance to amend the 2016 Operating Budget - Amendment No. 17. (Stefancik/Brister)

14. Ord. Cal. No. 5813 - Ordinance authorizing the Parish President to enter into a servitude agreement with Washington-St. Tammany Electric Cooperative for electric service to the multi-use facility. (Ward 7, District 11) (Stefancik/Brister)

15. Ord. Cal. No. 5814 - Ordinance to authorize the Parish President to extend a lease of office space in the Koop Drive Administrative Complex to the State of Louisiana, Department of Environmental Quality. (Stefancik/Brister)

16. Ord. Cal. No. 5815 - Ordinance to declare multiple tax adjudicated properties as surplus property and to authorize St. Tammany Parish to proceed with the process for the advertising and sale of such adjudicated properties. (Stefancik/Brister)

17. Ord. Cal. No. 5816 - Ordinance authorizing the Parish President to acquire certain rights of way and/or servitudes for the Beneficial Use Marsh Creation Project. (Ward 8, District 13) (Stefancik/Brister)

18. Ord. Cal. No. 5817 - Ordinance amending and restating Ordinance Calendar No. 5416 authorizing the Parish President to acquire certain rights of way and/or servitudes for the Ben Thomas Detention Pond Project. (Ward 9, District 14) (Stefancik/Brister)

20. Ord. Cal. No. 5819 - Ordinance amending the Official Parish Zoning Map to reclassify 2.928 acres located at the end of Sloat Road, along Bayou Bonfouca from A-3(Suburban District) to I-2 (Industrial District) (Ward 9, District 12) (2016-386-ZC) (Stefancik/Brister)

21. Ord. Cal. No. 5820 - Ordinance to authorize the Parish President to acquire certain parcel(s), right(s) of way and/or servitudes for drainage improvements at Justice Center West Parking Lot. (Ward 3, District 3)

RESOLUTIONS

1. Resolution C.S. No. C-4795 - Resolution to acknowledge the authority, pursuant to Home Rule Charter, Sections 1-04, 1-06, 3-01 and 3-09, for St. Tammany Parish Government, through the Office of the Parish President, to enter into a Cooperative Endeavor Agreement with St. Tammany Parish Coroner's Office and Leadership Northshore, Inc. for the acquisition of a Mausoleum for Indigent Cremains. (Stefancik/Brister) (Postponed 4/6/17)

5. Resolution C.S. No. C-4809 - To consider and take action with respect to adopting a resolution providing for canvassing the returns and declaring the result of the special election held on Saturday, April 29, 2017, in Road Lighting District No. 14 of the Parish of St. Tammany, State of Louisiana, to authorize the levy of a service charge therein. (Stefancik/Brister)

7. Resolution C.S. No. C-4811 - Resolution to authorize the appointment of an Interim Local Coastal Program Administrator for St. Tammany Parish and to provide for related matters. (Stefancik/Brister)

8. Resolution C.S. No. C-4812 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Prevention Environmental Audit Report for the Westwood Sewage Treatment Facility. (Ward 4, District 5) (Stefancik/Brister)

9. Resolution C.S. No. C-4813 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Environmental Audit Report for the West St. Tammany Sewage Treatment Facility. (Ward 1, District 3) (Stefancik/Brister)

10. Resolution C.S. No. C-4814 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Prevention Environmental Audit Report for the Timber Branch II Regional Sewage Facility. (Ward 1, District 1) (Stefancik/Brister)

11. Resolution C.S. No. C-4815 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Prevention Environmental Audit Report for the Preferred Equities Wastewater Treatment Facility, (Ward 4, District 5) (Stefancik/Brister)

12. Resolution C.S. No. C-4816 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Environmental Audit Report for the Northlake Behavioral Sewage Treatment Facility. (Ward 4, District 7) (Stefancik/Brister)

13. Resolution C.S. No. C-4817 - Resolution to acknowledge the receipt and review of the 2016 Municipal Water Pollution Prevention Environmental Audit Report for the Highway 22 Wastewater Treatment Facility. (Ward 4, District 4) (Stefancik/Brister)

14. Resolution C.S. No. C-4818 - Resolution to acknowledge receipt and review of the 2016

Municipal Water Pollution Prevention Environmental Audit Report for the Goodbee Regional Sewage Treatment Facility. (Ward 1, District 3) (Stefancik/Brister)

15. Resolution C.S. No. C-4819 - Resolution to acknowledge receipt and review of the 2016 Municipal Water Pollution Prevention Environmental Audit Report for the Cross Gates Sewage Treatment facility. (Ward 8, District 9) (Stefancik/Brister)

16. Resolution C.S. No. C-4820 - Resolution to support and authorize the Parish President to sign and/or execute an Intergovernmental Agreement with the State of Louisiana Coastal Protection and Restoration Authority (CPRA) and the St. Tammany Levee, Drainage and Conservation District for \$2,000,000.00 in funding assistance for the St. Tammany Coastal Protection Project (PO-167). (Stefancik/Brister)

17. Resolution C.S. No. C-4821 - Resolution to authorize St Tammany Parish Government to Execute an amended and restated Cooperative Endeavor Intergovernmental Agreement with St Tammany Hospital Service District No. 1, D/b/a St. Tammany Parish Hospital, for the Operation of a Community Wellness Center, and related obligations therein. (Ward 3, District 2) (Stefancik/Brister)

19. Resolution C.S. No. C-4823 - Resolution to amend Ordinance C.S. No. 17-3673 the 2017 Grant Budget. (Stefancik/Brister)

20. Resolution C.S. No. C-4824 - To consider and take action with respect to adopting a resolution providing for canvassing the returns and declaring the results of the special elections held on Saturday, April 29, 2017 in (I) the Parish of St. Tammany, State of Louisiana, to authorize the extension and rededication of the Justice Center sales and use tax and to authorize the renewal of the Jail sales and use tax and (ii) St. Tammany Parish Lighting District No. 6 to authorize the levy of a special tax therein. (Stefancik/Brister)

21. Resolution C.S. No. C-4825 - Resolution to amend Ordinance C.S. No. 16-3653 to make changes to the 2017 Capital Improvement Budget and Capital Assets. (Stefancik/Brister)

END OF CONSENT CALENDAR

Thompson - moved to adopt the consent calendar less items pulled, seconded by Dean. Unanimous with 2 absent (Lorino, Canulette).

Stefancik - 1. Ord. Cal. No. 5800 - Ordinance to amend the St. Tammany Parish Code of Ordinances, Chapter 2, Administration, Article III, Parish Council, to make changes relative thereto. (Smith)

Brandon Hirstius - the people voted on being able to speak on items not on the Agenda because with the current process the people cannot talk to anyone. He thinks they should be able to talk to anyone about anything.

Stefancik - per State law and the Home Rule Charter, there has to be unanimous approval in order for someone to address an item not on the Agenda. The reason is so that both sides of any argument will be aware of what is happening.

Stefancik - read amendments.

Canulette - moved to introduce as amended, second by O'Brien.; becomes Ord. Cal. No. 5800AA.

Stefancik - 4. Ord. Cal. No. 5803 - Ordinance to amend Section 40-045.0 of the Subdivision Ordinance No. 499, relative to the administration approval of minor subdivisions north of the Urban Growth Boundary Line. (Tanner)

Tanner - moved to introduce, second by Canulette.

Tanner - moved to refer to Planning Commission, second by Bellisario. Unanimous with 1 absent (Lorino).

Stefancik - 7. Ord. Cal. No. 5806 - Ordinance amending the official Parish Zoning Map to reclassify 12.03 acres located east of Gottschalk Road, south of Breen Road, being 10121 Gottschalk Road, from A-1 (Suburban District) to A-2 (Suburban District). (Ward 1, District 3) (2017-569-ZC) (ZC approved 4/4/17) (Stefancik/Brister)

Thompson - moved to amend zoning change from A-2 to A-1A, second by Bellisario. Unanimous with 1 absent (Lorino).

Thompson - moved to adopt as amended, second by O'Brien. Unanimous with 1 absent (Lorino); becomes Ord. Cal. No. 5806AA

Stefancik - 19. Ord. Cal. No. 5818 - Ordinance to amend the 2017 Operating Budget - Amendment No. 6. (Stefancik/Brister)

Tanner - moved to introduce, second by Canulette.

Stefancik - 2. Resolution C.S. No. C-4798 - Resolution to Concur/Not concur with the City of Slidell annexation and rezoning of 3 acres located at 138 Chamale Drive, Lot 49, Chamale Subdivision, Addition Number One from Parish A-3 (Suburban District) to City of Slidell A6 (Suburban District)(Ward 9, District 12) (Stefancik/Brister) (Postponed 4/6/17)

Terry Hand - there are some legal matters outstanding in this case, including the property description and other issues.

Binder - moved to not concur, second by Smith. Unanimous with 1 absent (Lorino)

Stefancik - 3. Resolution C.S. No. C-4807 - Resolution approving the holding of an election in Fire Protection District No. 12 of the Parish of St. Tammany, State of Louisiana, on Saturday, October 14, 2017, to authorize the renewal of a special tax therein. (Thompson)

Grant Schleuter - this is a renewal of a millage of 10 mils for 20 years. It is on a State election date, so the costs will be shared.

Thomson - moved to adopt, second by Dean. Unanimous with 1 absent (Lorino).

Stefancik - 4. Resolution C.S. No. C-4808 - Resolution approving the holding of an election in Fire Protection District No. 8 of the Parish of St. Tammany, State of Louisiana, on Saturday, October 14, 2017, to authorize the renewal of special taxes therein.(Tanner)

Grant Schleuter - this is a renewal of 3 millages. It is also on a State election date, so the costs will be shared.

Stefancik - 6. Resolution C.S. No. C-4810 - Resolution to declare the Week of May 15, 2017 through May 21, 2017 as St Tammany Parish Drone Awareness Week, providing awareness and knowledge of drones. (O'Brien)

Robert Bohne - he is a resident of District 4. This issue came to light when he and his children were swimming in a pool in their backyard when a drone flew over and began recording them. He followed the drone back to its owner and asked to see the video, which showed his 2 young daughters playing in their pool. The gentleman deleted the video. He asked David Ellis of Mandeville City Council what laws there were about drones, but there are none. He is concerned because what if a sex offender starts operating a drone.

Greg Gonzales - He is a lieutenant with the Sheriff's Office and was asked by the Sheriff to come. There are FAA regulations on flying drones, but there were no laws broken in this case. Currently, drones fall under the category of model aircraft, which have to be registered with the FAA, operator

must be over the age of 13, and the drone cannot be flown over a crowd. If a drone is being operated recklessly, the Sheriff can fine them, but right now, there is not much the local law enforcement can do. The FAA regulations can be found at FAA.gov.

O'Brien - read a statement from Cathy Foley with Recreation District 1 who discussing creation of a drone park. She wants to raise awareness to make sure everyone is respectful.

O'Brien - moved to adopt, second by Canulette. Unanimous with 1 absent (Lorino).

Stefancik - 18. Resolution C.S. No. C-4822 - Resolution to concur/not concur with the Abita Springs annexation and rezoning of 30.2 acres described as Lot 9, Section 8, Township 7 South, Range 12 East from Parish A-1A (Suburban District) to Abita Springs Planned Unit Development District. (Ward 4, District 5) (Stefancik/Brisler)

Toledano - moved to concur, second by Thompson. Unanimous with 2 absent (Lorino, Blanchard).

Stefancik - 22. Resolution C.S. No. C-4826 - Resolution to concur with the Zoning Commission approval on March 7, 2017 for Plan Review of Use: Driveways, Parking Lots and Outdoor Lighting for the Running Track, Football Field and Tennis Courts on 13.15 acres located on the southeast corner of Highway 21 and Christwood Boulevard. (Ward 1, District 1) (PR15-04-003) (Tanner)

Tanner - a mistake was made at the Council Meeting last month. After hearing the Appeal, the Council introduced an Ordinance, when, instead, a Resolution needed to be adopted. Once this is adopted, the Ordinance will be removed from the Agenda.

Tanner - moved to adopt, second by Thompson. Motion passed with 1 recusal (Dean) and 1 absent (Lorino).

APPEALS

Stefancik - 1. Ross Christian appealing the Zoning Commission APPROVAL on February 7, 2017 for Major Amendments to the PUD (Planned Unit Development) of 92.61 acres located north of Interstate 12, west of Holiday Square Boulevard, south of Versailles Subdivision. (Ward 3, District 5) (ZC08-01-007) (Applicant: Mike Saucier/Gulf State Services; Owner: Lucky 7 Trust, Versailles Business Park, LLC, Versailles Land and Development Co.) (Postponed 4/6/17)

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.

Toledano - moved to postpone, second by Thompson. Unanimous with 1 absent (Lorino).

ORDINANCES FOR ADOPTION

Stefancik - 1. Ord. Cal. No. 5788 - Ordinance to revoke a portion of Hickory Street Right-of-Way, located in Ozone Park Subdivision. (Ward 4, District 5) (REV17-03-001) (Introduced 4/6/17)

Toledano - moved to adopt, second by Thompson. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3725.

Stefancik - 2. Ord. Cal. No. 5789 - Ordinance to establish a No Parking Zone on McIntyre Road and on Stella Lane. (Wards 6 & 10, District 6) (Introduced 4/6/17)

Tanner - moved to postpone, second by Canulette. Unanimous with 1 absent (Lorino).

Stefancik - 3. Ord. Cal. No. 5790 - Ordinance to authorize St. Tammany Parish Government, through the Office of the Parish President, to purchase or otherwise acquire certain servitudes and/or rights of way for the benefit of the Lake Village Drainage Improvements Project. (Ward 8, District 8) (Introduced 4/6/17)

Canulette - moved to adopt, second by Bellisario. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3726.

Stefancik - 4. Ord. Cal. No. 5791 - Ordinance amending the official Parish Zoning Map to reclassify 14.86 acres located south of Highway 435 and east of Peg Keller Road from A-1 (Suburban District) to A-1A (Suburban District). (Ward 6, District 6) (2017-542-ZC) (Zoning Commission Approved 3/7/17)(Introduced 4/6/17)

Tanner - moved to adopt, second by Groby. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3727.

Stefancik - 5. Ord. Cal. No. 5792 - Ordinance amending the official Parish Zoning Map to reclassify 1.45 acres located north of Cusimano Road, west of 24th Street, south of Pichon Road, being 27073 Cusimano Road, Lacombe from A-1A (Suburban District) to A-3 (Suburban District). (Ward 7, District 7)(2017-544-ZC)(Zoning Commission Approved 3/7/17)(Introduced 4/6/17)

Groby - moved to adopt, second by Dean. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3728.

Stefancik - 6. Ord. Cal. No. 5793 - Ordinance amending the official Parish Zoning Map to reclassify 3.7 acres located at the southwest corner of Coci Road & Jack Crawford Road, east of LA Highway 41 from A-2 (Suburban District) to HC-2 (Highway Commercial District). (Ward 6, District 6)(2017-551-ZC)(Zoning Commission Approved 3/7/17)(Introduced 4/6/17)

Tanner - moved to adopt, second by Groby. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3729.

Stefancik - 7. Ord. Cal. No. 5794 - Ordinance to amend the 2017 Operating Budget-Amendment No. 5. (Introduced 4/6/17)

Tanner - moved to adopt, second by Canulette. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3730.

Stefancik - 8. Ord. Cal. No. 5795 - Ordinance to Amend the 2016 Operating Budget-Amendment No. 16. (Introduced 4/6/17)

Tanner - moved to adopt, second by O'Brien. Unanimous with 1 absent (Lorino); becomes Ordinance C.S. No. 17-3731.

Stefancik - 9. Ord. Cal. No. 5797 - Ordinance to amend St. Tammany Parish Council Series No. 17-3689 and St. Tammany Parish Code of Ordinances, Sec. 8-050.00 to adopt the most current edition of the National Fire Protection Life Safety Code (NFPA 101) and the National Fire Protection Association Fire Code (NFPA 1) and to permit St. Tammany Parish Fire District 2 to adopt the most current edition of NFPA 101 and NFPA 1. (Introduced 4/6/17)

Bellisario - moved to adopt, second by Canulette. Unanimous with 2 absent (Lorino, Binder); becomes Ordinance C.S. No. 17-3732.

Stefancik - 10. Ord. Cal. No. 5798 - Ordinance approving Plan Review of Use: Driveways, Parking Lots and Outdoor Lighting for the Running Track, Football Field and Tennis Courts on 13.15 acres located on the southeast corner of Highway 21 and Christwood Boulevard. (Ward 1, District 1) (PR15-04-003) (Tanner)

Tanner - moved to remove, second by Bellisario. Motion passed with 11 yeas, 1 recusal (Dean), and 2 absent (Lorino, Binder).

Stefancik - 11. Ord. Cal. No. 5799 - Ordinance amending the Official Parish Zoning Map to reclassify 2.879 acres located south of Highway 435, east of Murphy Singletary Road from NC-6 (Public, Cultural and Recreational District) and A-2 (Suburban District) to NC-4 (Neighborhood Institutional District). (2017-545-ZC) (Ward 6, District 6) (Stefancik/Brister)

Tanner - moved to adopt, second by Thompson. Unanimous with 2 absent (Lorino, Thompson); becomes Ordinance C.S. No. 17-3733.

APPOINTMENTS

Stefancik - 1. Resolution to appoint Brandon Harrell to replace Victor Lemane (resigned) on the Board of Commissioners for Parish Recreation District No. 11. (Tanner)

Tanner - moved to appoint, second by Bellisario. Unanimous with 3 absent (Lorino, Toledano, Binder); becomes Resolution C.S. No. C-4827.

Smith - moved to open the Off-The-Floor Agenda, second by Bellisario. Unanimous with 2 absent (Lorino, Binder).

ITEM OFF-THE-FLOOR

Stefancik - 1. Resolution to vacate in part, the six (6) month moratorium established by Ordinance C.S. No. 17-3654, and any subsequent extensions thereof, for the limited purpose of allowing the issuance of permits for construction or placement of building structures within a portion of Voting Precinct 914. (Ward 8, District 14)

Smith - moved to appoint, second by Canulette. Unanimous with 1 absent (Lorino); becomes Resolution C.S. No. C-4828.

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

STEVE STEFANCIK, COUNCIL CHAIRMAN

THERESA L. FORD, COUNCIL CLERK