

**MINUTES**

**ST. TAMMANY PARISH COUNCIL MEETING  
THURSDAY, JANUARY 6, 2011 AT 6:00 P.M.  
ST. TAMMANY GOVERNMENT COMPLEX  
21490 KOOP DRIVE, MANDEVILLE, LA.**

**Call to Order by Honorable Jerry Binder, Chairman**

**Invocation by Mr. Bellisario**

**Pledge of Allegiance by Mr. Cooper**

**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      **ABSENT**

**ELECTION OF OFFICERS**

**Binder - 1) Resolution C.S. No. C-3043 - Resolution to appoint a Chairman of the Parish Council for the calendar year 2011.**

**Bellisario - nominated Marty Gould, second by Mr. Falconer.**

**Stefancik - moved to close the nominations, second by Bellisario.**

**Bellisario - moved to appoint Marty Gould as Chairman, second by Canulette. Unanimous with 1 absent (Burkhalter).**

**Binder - 2) Resolution C.S. No. C-3044 - Resolution to appoint a Vice-Chairman of the Parish Council for the calendar year 2011.**

**Gould - nominated Al Hamauei, second by Falconer.**

**Stefancik - moved to close the nominations, second by Cooper.**

**Artigue - moved to appoint Al Hamauei as Vice-Chairman, second by Gould. Unanimous with 1 absent (Burkhalter).**

**Gould - presented plaque to Mr. Binder in appreciation of his last three years of service as Chairman. Thanked Council and Staff for putting faith in him to be the next Chairman. Also, thanked Jerry Binder for being a mentor, a friend and doing a wonderful job over the last 3 years as Chairman. Finally, he is looking forward to working with Al Hamauei as Vice-Chairman.**

**Dean - wanted to reiterate that Jerry Binder has a great way of leading that makes people want to follow.**

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

**Ord. Cal. No. 4381  
Resolution C-3013**

**Ord. Cal. No. 4485**

**Ord. Cal. No. 4486**

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	December 2, 2010
Council Committee Meeting	December 29, 2010

### ORDINANCES FOR INTRODUCTION (Public Hearing: February 3, 2011)

2. Ord. Cal. No. 4474 - Ordinance amending the Official Parish Zoning Map to reclassify 6.67 acres located north of US Highway 190 East, east of Mitchell Street, west of Military Road from A-2 (Suburban District) & NC-4 (Neighborhood Institutional District) to A-2 (Suburban District), NC-4 (Neighborhood Institutional District) & MHO (Manufactured Housing Overlay District). (Ward 8, District 13). (ZC10-11-128) (Zoning Commission Approved 12/7/10) (Binder/Davis)

3. Ord. Cal. No. 4475 - Ordinance amending the Official Parish Zoning Map to reclassify 7,200 square feet located west of 1st Street, north of Arthur Road, south of LA Highway 36, being 72091 1st Street, Covington from A-4 (Single-family Residential District) to A-4 (Single Family Residential District) & MHO (Manufactured Housing Overlay District). (Ward 3, District 3) (ZC10-12-138) (Zoning Commission Approved 12/7/10) (Binder/Davis)

4. Ord. Cal. No. 4476 - Ordinance amending the Official Parish Zoning Map to reclassify 1 acre located south of 1st Avenue, east of Old Spanish Trail, being Lots 165 & 166, Pine Villa Subdivision, Slidell from A-2 (Suburban District) to A-2 (Suburban District) & MHO (Manufactured Housing Overlay District). (Ward 8, District 13) (ZC10-12-140 ) (Zoning Commission Approved 12/7/10) (Binder/Davis)

5. Ord. Cal. No. 4477 - Ordinance amending the Official Parish Zoning Map to reclassify 0.56 acre located west of Achee Road, South of Tantela Ranch Road, being Lot B-3 from A-1 (Suburban District) to A-1 (Suburban District) & MHO (Manufactured Housing Overlay District). (Ward 1, District 1) (ZC10-12-141) (Zoning Commission Approved 12/7/10) (Binder/Davis)

6. Ord. Cal. No. 4478 - Ordinance amending the Official Parish Zoning Map to reclassify 4.6 acres located south of LA Highway 22, east of Mitcham Street, being 1957 Highway 22 West, Madisonville from A-2 (Suburban District) to HC-1 (Highway Commercial District). (Ward 1, District 1). (ZC10-12-143) (Zoning Commission Approved 12/7/10) (Binder/Davis)

7. Ord. Cal. No. 4479 - Ordinance amending the Official Parish Zoning Map to reclassify 6.41 acres located south of LA Highway 36, east of Barbee Road, being 21084 LA Highway 36, Abita Springs from A-3 (Suburban District) to I-2 (Industrial District). (Ward 3, District 3). (ZC10-12-144) (Zoning Commission Approved 12/7/10) (Binder/Davis)

8. Ord. Cal. No. 4480 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning), Section 5.29A, MD-4 Medical Research District. (ZC10-12-145) (Zoning Commission Approved 12/7/10) (Binder/Davis)

9. Ord. Cal. No. 4481 - Ordinance amending the Official Parish Zoning Map to reclassify 1.56 acres located on the northwest corner of Bayou Liberty Road & West Street from A-4 (Single-family Residential District) to HC-2 (Highway Commercial District). (Ward 9, District 14) (ZC10-12-146) (Zoning Commission Approved 12/7/10) (Binder/Davis)

10. Ord. Cal. No. 4482 - Ordinance amending the Official Parish Zoning Map to reclassify 1.26 acres located on the southwest corner of Bayou Liberty Road & Old Bayou Liberty Road from A-3 (Suburban District) to HC-2 (Highway Commercial District). (Ward 9, District 14). (ZC10-12-147) (Zoning Commission Approved 12/7/10) (Binder/Davis)

11. Ord. Cal. No. 4483 - Ordinance amending the Official Parish Zoning Map to reclassify 7.86 acres located on the Northeast Corner of Bayou Liberty Road & East Street from A-3 (Suburban District) to an I-2 (Industrial District). (Ward 9, Districts 12 & 14) (ZC10-12-148) (Zoning Commission Approved 12/7/10) (Binder/Davis)

12. Ord. Cal. No. 4484 - Ordinance to amend the St. Tammany Parish Unified Development Code, Volume 1 (Zoning), Section 5.2402, Subparagraph 2, and Section 5.2502, Subparagraph 30, I-1 and I-2 Industrial District Permitted Uses (Indoor Recreational Facilities), to provide for Indoor Recreational Facilities including a Restaurant W/O Lounge. (Dean) (Zoning Commission to Consider on 2/1/11)

15. Ord. Cal. No. 4487 - Ordinance to amend Parish Code of Ordinances, Section 40-071.01 Warranty and Performance Obligations to provide amendments with respect to increasing the amounts and duration of warranty obligations required. (Gould)

16. Ord. Cal. No. 4488 - Ordinance to extend for an additional six (6) months the moratorium on the submission and review of zoning and conditional use permit applications, planning commission review and on the issuance of building permit applications, for the purpose of construction or placement of multi-family structures on property within unincorporated areas of Council District 12. (Binder)

17. Ord. Cal. No. 4489 - Ordinance to extend for an additional six (6) months the moratorium on the issuance of building or conditional use permits for construction or placement of building structures on property within a portion of unincorporated Town of Alton Subdivision. (Ward 9, District 14) (Burkhalter)

18. Ord. Cal. No. 4490 - Ordinance to amend the 2011 Operating Budget. (Binder/Davis)

19. Ord. Cal. No. 4491 - Ordinance to authorize the Parish President to acquire from Road Home Corporation certain parcels, rights-of-way and/or servitudes. (Binder/Davis)

20. Ord. Cal. No. 4492 - Ordinance to authorize the Parish President to transfer the I-12/Tchefuncte Interchange right-of-way to the Louisiana Department of Transportation and Development (LADOTD). (Binder/Davis)

21. Ord. Cal. No. 4493 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights-of-way and/or servitudes for the Tenet Project. (Binder/Davis)

22. Ord. Cal. No. 4494 - Ordinance accepting finalized subdivisions into the Road & Drainage Inventories, specifically entering the right-of-way on a portion of 4th Street and a portion of Jefferson Avenue, within Tammany Hills Subdivision. (Ward 3, District 5) (Binder/Davis)

#### RESOLUTIONS

2. Resolution C.S. No. C-3034 - Resolution to establish Warranty and Performance Obligations. (Binder/Davis)

3. Resolution C.S. No. C-3035 - Resolution to amend Ordinance C.S. No. 10-2406 the 2011-2015 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 4 Capital Improvements List. (Binder/Davis)

4. Resolution C.S. No. C-3036 - Resolution to amend Ordinance C.S. No. 10-2406 the 2011-2015 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 6 Capital Improvements List. (Binder/Davis)

5. Resolution C.S. No. C-3037 - Resolution to amend Ordinance C.S. No. 10-2406 the 2011-2015 Capital Improvement Budget and Program, Fixed Asset and Grant Awards to make changes to the District 7 Capital Improvements List. (Binder/Davis)

6. Resolution C.S. No. C-3038 - Resolution supporting Friends of Louisiana Wildlife Refuges, Inc's Recreational Trails Grant Application to construct trails in the Bogue Chitto National Wildlife Refuge. (Binder/Davis)

7. Resolution C.S. No. C-3039 - Resolution to amend Ordinance C.S. No. 10-2406 the 2011-2015 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Binder/Davis)

8. Resolution C.S. No. C-3040 - Resolution to amend Ordinance C.S. No. 09-2166 the 2010-2014 Capital Improvement Budget and Program, Fixed Asset and Grant Awards. (Binder/Davis)

9. Resolution C.S. No. C-3041 - Resolution authorizing the Director of Finance to transfer funds in the amount of \$3,392.93 from the Fairway Garden Homes Voluntary Developmental Agreement Escrow Account to Gravity Drainage District No. 5. (Gould)

10. Resolution C.S. No. C-3042 - Resolution to approve and authorize St. Tammany Parish through the Office of the Parish President to sign and/ or execute an Intergovernmental Agreement between the Parish of St. Tammany and the Louisiana Department of Transportation and Development Regarding the drainage improvements to Parc du Lac Subdivision Entrance. (Binder/Davis)

END OF CONSENT CALENDAR

Stefancik - moved to adopt Consent Calendar less items removed, second by Hamauei. Unanimous with 1 absent (Burkhalter)

Gould - 1. Ord. Cal. No. 4381 - Ordinance amending the Official Parish Zoning Map to reclassify 3.78 acres from HC-1 (Highway Commercial District) to HC-2 (Highway Commercial District). (Ward 1, District 1) (Dean) (Tabled 9/2/10, 10/7/10, 11/4/10 & 12/2/10)

Dean - he wants to remove this from the Agenda.

Stefancik - if we remove it, what happens to the Zoning?

Neil Hall - the existing zoning remains in effect.

Dean - moved to remove from the Agenda, second by Thompson. Unanimous with 1 absent (Burkhalter).

Gould - 13. Ord. Cal. No. 4485 - Ordinance to amend and reenact Chapter 9 of the St. Tammany Parish Code of Ordinances, Garbage and Trash, to provide definitions and criteria with respect to Solid Waste Management Facilities, Collection Facilities, Transfer Stations and Commercial Haulers, and to otherwise provide amendments with respect to Garbage and Trash. (Binder)

Bellisario - Agenda Review Committee suggested that this needs a lot more work and should be tabled for a Committee to be formed to review and discuss.

Stefancik - he agrees that it should go to a Committee, but it needs to be introduced first, so that the Committee meetings can be held as public meeting and let the community express its opinion.

Bellisario - moved to introduce, second by Stefancik. Unanimous with 1 absent (Burkhalter).

Gould - 14. Ord. Cal. No. 4486 - Ordinance to create a new section of the Parish Code of Ordinances regarding Transferable Development Rights. (Gould)

Gould - everyone should have a hand-out regarding the transfer of development rights. The Ordinance is incomplete and not ready for discussion. He would like to table it.

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

**Gould - 1. 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 in St Tammany Parish. (Ward 10, District 2) (Binder/Davis)**

**Cooper - moved to concur with the annexation and adopt, second by Thompson. Unanimous with 1 absent (Burkhalter).**

**Howell - moved to open the Off-the-Floor Agenda and move up items 1 and 2, second by Thompson. Unanimous with 1 absent (Burkhalter).**

**Gould - 1) Certificate of Recognition to Lisa Polk for her commitment to the implementation of a District 6 Toys for Tots program and her fund raising efforts toward the Cystic Fibrosis Foundation. (Howell)**

**Gould - 2) Certificate of Recognition to Fire Protection District # 7 for their community service and most recent involvement with the 2010 Toys for Tots program in Council District 6. (Howell)**

**Howell - presented plaques to Lisa Polk and Chief Weathers as a representation of Fire Protection District #7. Ms. Polk and volunteers from the Fire Department, high school and residents collected over 1,000 toys within 2 weeks.**

**Chief Weathers - there were a lot of people involved in this. It is a lot of work that makes you appreciative of children and how much they appreciate a simple gift. They had volunteers to assist each child and distributed toys until 7 p.m.**

**Falconer - moved to open the Off-the-Floor Agenda to consider the remaining items, second by Stefancik. Unanimous with 1 absent (Burkhalter).**

**Gould - 3) Resolution to reappoint Lawrence M. Rase (term expiring) to the Greater New Orleans Expressway Commission. (Falconer)**

**Falconer - moved to appoint, second by Hamauei. Unanimous with 2 absent (Thompson, Burkhalter); becomes Resolution C.S. No. C-3049.**

**Gould - 4) Resolution to appoint Emile Lombard to replace Gary Dyess (resigned) to St. Tammany Fire Protection District No. 11. (District 6) (Bellisario)**

**Bellisario - moved to appoint, second by Hamauei. Unanimous with 2 absent (Thompson, Burkhalter); becomes Resolution C.S. No. C-3050.**

**Gould - 5) Resolution authorizing special counsel to represent St. Tammany Parish in defense of the lawsuit filed in the United States District Court for the Eastern District of Louisiana and entitled Billy Joe Johnson Versus Department of Public Safety & Corrections, et Al, Civil Action No. 10-3910 "B"(2). (Binder)**

**Binder - moved to adopt, second by Stefancik. Unanimous with 2 absent (Thompson, Burkhalter); becomes Resolution C.S. No. C-3051.**

**Gould - he would like items 6 and 7 to be removed.**

**Gould - 6) Emergency Ordinance to impose a 30-day moratorium on the issuance of permits for construction, renovation, improvement or placement of any auxiliary building or structure in excess of 100 square feet of area on lots less than 1 acre in size within the boundaries of Council District 5, Wards 3 & 4. (Gould)**

**Gould - 7) Ordinance to impose a six (6) month moratorium on the issuance of permits for construction, renovation, improvement or placement of any auxiliary building or structure in excess of 100 square feet of area on lots less than 1 acre in size within the boundaries of Council District 5, Wards 3 & 4. (Gould)**

Stefancik - moved to remove items 6 and 7 from the Agenda, second by Canulette. Unanimous with 2 absent (Thompson, Burkhalter).

Gould - 8) Motion to refer to Zoning Commission for recommendation the proposed rezoning of a certain area on Buckley Lane in Sections 23 & 24, Township 8 South, Range 14 East, from A-4 (Suburban District) and A-3 (Suburban District) to A-4 (Suburban District), A-3 (Suburban District) and MHO (Manufactured Housing Overly). (Ward 8, District 14) (Burkhalter)

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

Gould - 9) Motion to refer to the Zoning Commission for recommendation the proposed rezoning of 1.21 acres situated in Section 8, Township 9 South, Range 14 East, from A-2 (Suburban District) to NC-5 (Retail and Service District). (Ward 9, District 14) (Burkhalter)

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

#### APPEALS

Gould - 1) 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) (Tabled 12/2/10)

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.

Thompson - he has spoken to both sides and the Engineering Department and all agreed to override the denial.

Thompson - moved to override the denial, second by Falconer. Unanimous with 2 absent (Binder, Burkhalter).

Thompson - moved to adopt a resolution, second by Cooper. Unanimous with 2 absent (Binder, Burkhalter); becomes Resolution C.S. No. C-3045.

Gould - 2) Applicant Carolyn Berthelot appealing the Zoning Commission DENIAL on December 7, 2010 to rezone 0.16 acre located west of East Street, south of Sloat Road, north of Bayou Liberty Road from A-3 (Suburban District) to HC-2 (Highway Commercial District). (Ward 9, District 14) (ZC10-12-149)

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.

Stefancik - He spoke to Mr. Burkhalter who advised that he wanted to override the denial.

Stefancik - moved to override the denial, second by Canulette. Unanimous with 2 absent (Binder, Burkhalter).

Stefancik - moved to introduce an ordinance, second by Canulette; becomes Ord. Cal. No. 4495.

Bellisario - moved to move up Item No. 30 - Ord. Cal. No. 4472, second by Canulette. Unanimous with 3 absent (Thompson, Binder, Burkhalter).

Gould - 30. Ord. Cal. No. 4472 - Ordinance to amend the Parish Code of Ordinances, Chapter 2, Article III, Section 2-030.00 relative to Parish Council salaries. (Introduced 12/2/10)

Stefancik - this issue needs to be tabled and then a time should be set for discussion and recommendation to the full Council as to how the salaries will be changed, if at all.

Billiot and Hamauei - why does this need to be tabled?

Stefancik - this raise will not take effect until after the election of a new Council. Per the Charter, the issue of raises is to be decided the year before a new Council is seated. It is usually discussed in a committee meeting and the committee then brings proposed salary changes to the full Council.

Canulette - he agrees with Mr. Stefancik. A comparison study needs to be conducted with Council salaries in Parishes similar to ours.

Binder - Mr. Hall - in our Charter what is the deadline to vote on any issue involving the next Council?

Neil Hall - typically it is done one year before the new Council's term begins. However, the election of a new Council may be delayed due to the redistricting process and because of that, I believe the salaries are still being discussed in a timely manner.

Stefancik - moved to table, second by Bellisario. Motion passed with 3 Nays (Hamauei, Billiot, Artigue) and one absent (Burkhalter).

#### ORDINANCES FOR ADOPTION

Gould - 1. Ord. Cal. No. 4391 - Ordinance amending the Official Parish Zoning Map to reclassify 1.37 acres located west of LA Highway 437, north of Schmolke Road, south of North Fitzmorris Road, being 76417 Lee Road, Covington from A-1 (Suburban District) to NC-2 (Indoor Retail and Service District). (Ward 3, District 2) (ZC10-09-105) (Introduced 10/7/10) (Tabled 11/4/10 & 12/2/10)

Cooper - moved to table, second by Thompson. Unanimous with 1 absent (Burkhalter).

Gould - 2. Ord. Cal. No. 4444 - Ordinance to amend 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) (Zoning Commission Denied 11/3/10) (Introduced 11/4/10) (Tabled 12/2/10)

Bellisario - moved to remove from agenda, second by Canulette. Unanimous with 1 absent (Burkhalter).

Gould - 3. Ord. Cal. No. 4445 - Ordinance to amend the Parish Unified Development Code, Volume I (zoning) Article 2, Definitions, 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) (Introduced 11/4/10) (Tabled 12/2/10)

Stefancik - moved to postpone indefinitely, second by Canulette. Unanimous with 1 absent (Burkhalter).

Bellisario - a committee will be formed to review the subject further.

Gould - 4. Ord. Cal. No. 4446 - Ordinance to amend Parish Code, 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. (Introduced 12/2/10)

Bellisario - moved to adopt, second by Stefancik. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2425.

Gould - 5. Ord. Cal. No. 4447 - Ordinance to amend Parish Code, 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. (Planning Commission Approved

12/14/10)(Introduced 12/2/10)

**Bellisario - moved to adopt, second by Stefancik. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2426.**

**Gould - 6. Ord. Cal. No. 4448 - Ordinance to amend the Parish Unified Development Code, Volume I (Zoning) to amend Section 6.05 - Planned Corridor District. (Z10-08-092) (Zoning Commission approved 11/3/10) (Introduced 12/2/10)**

**Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2427.**

**Gould - 7. 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) (Introduced 12/2/10)**

**Falconer - moved to adopt, second by Binder. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2428.**

**Gould - 8. 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) (Introduced 12/2/10)**

**Hamauei - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2429.**

**Gould - 9. Ord. Cal. No. 4451 - Ordinance amending the Official Parish Zoning Map to reclassify 6 acres located south of Lavigue 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) (Introduced 12/2/10)**

**Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2430.**

**Gould - 10. 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) (Introduced 12/2/10)**

**Falconer - moved to adopt, second by Binder. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2431.**

**Gould - 11. Ord. Cal. No. 4453 - Ordinance amending the Official Parish Zoning Map to reclassify 0.41 acres located west 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) (Introduced 12/2/10)**

**Falconer - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2432.**

**Gould - 12. 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 MD-1 (Medical Residential District). (Ward 1, District 1). (ZC10-11-135) (Zoning Commission approved 11/3/10) (Introduced 12/2/10)**

**Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes**

**Ordinance C.S. No. 11-2433.**

**Gould - 13. 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) (Introduced 12/2/10)**

**Thompson - moved to adopt, second by Cooper. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2434.**

**Gould - 14. Ord. Cal. No. 4456 - Ordinance amending the Official Parish Zoning Map to reclassify 0.57 acre located south of James Crosby Road, west of LA Highway 41 from A-4-A (Single-Family Residential District) to A-4-A (Single-Family Residential District) & MHO (Manufactured Housing Overlay District). (Ward 8, District 14) (ZC10-11-137) (Zoning Commission approved 11/3/10) (Introduced 12/2/10)**

**Bellisario- moved to adopt, second by Howell. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2435.**

**Gould - 15. Ord. Cal. No. 4457 - Ordinance amending the 2010 Operating Budget. (Introduced 12/2/10)**

**Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2436.**

**Gould - 16. 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. (Introduced 12/2/10)**

**Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2437.**

**Gould - 17. 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. (Introduced 12/2/10)**

**Hamauei - moved to adopt, second by Artigue. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2438.**

**Gould - 18. 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. (Introduced 12/2/10)**

**Billiot - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2439.**

**Gould - 19. 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, Louisiana. (Introduced 12/2/10)**

**Canulette - moved to adopt, second by Hamauei. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2440.**

**Gould - 20. 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. (Introduced 12/2/10)**

Canulette - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2441.

Gould - 21. 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. (Introduced 12/2/10)

Hamauei - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2442.

Gould - 22. Ord. Cal. No. 4464 - Ordinance to enact Article XX, Section 16-150.00, et seq. of the St. Tammany Parish Code of Ordinances setting forth rules and regulations for the Camp Salmen Nature Park. (Introduced 12/2/10)

Stefancik - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2443.

Gould - 23. 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. (Introduced 12/2/10)

Bellisario - moved to adopt, second by Canulette. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2444.

Gould - 24. Ord. Cal. No. 4466AA - Ordinance to correct the Road and Drainage Inventory to include Opal Street, Beverly Avenue and Warner Lane; additionally to remove Madie Lane from said inventory. (Wards 6, 8 & 9, Districts 6, 8, & 11) (Introduced 12/2/10)

Stefancik - moved to adopt, second by Canulette. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2445.

Gould - 25. 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) (Introduced 12/2/10)

Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2446.

Gould - 26. 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) (Introduced 12/2/10)

Stefancik - moved to adopt, second by Hamauei. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2447.

Gould - 27. 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. (Ward1, District 1) (Introduced 12/2/10)

Dean - moved to adopt, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2448.

Gould - 28. Ord. Cal. No. 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. (Introduced 12/2/10)

Canulette - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Burkhalter); becomes Ordinance C.S. No. 11-2449.

Gould - 29. Ord. Cal. No. 4471 - Ordinance to amend Ord. C.S. No. 06-1249, adopted February 2,

2006, amending the Official Parish Zoning Map to reclassify 10.911 acres at the end of Caroline Court, east of Highway 190, south of Park Place Drive as Planned Unit Development, to provide major amendment(s) to the original PUD plan. (Ward 3, District 5) (ZC05-12-077) (Introduced 12/2/10)

Canulette - moved to adopt, second by Stefancik. Unanimous with 2 absent (Falconer, Burkhalter); becomes Ordinance C.S. No. 11-2450.

Gould - 31. Ord. Cal. No. 4473 - Ordinance to authorize the Parish President to purchase, expropriate or otherwise acquire certain parcels, rights of way and/or servitudes for Green Property Project. (Introduced 12/2/10)

Binder - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Ordinance C.S. No. 11-2451.

#### NOMINATIONS

Gould - 1) Resolution to appoint \_\_\_\_\_, \_\_\_\_\_ and \_\_\_\_\_ to the St. Tammany Parish Tourist 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) (Tabled 12/2/2010)

Binder - moved to open the nominations, second by Canulette.

Binder - nominated the 6 applicants recommended by the Nominating Committee and Connie Born.

Gould - read the names of the nominees: Blaine Stanga, Daniel R. Schaus, Mark A. Meyers, Pablo Menedez, Shane Boucher, Susan Russell and Connie Born.

Canulette - moved to close the nominations, second by Stefancik.

Stefancik - he believes that the candidates should be named to each position available. However, as there are 7 nominees, how is the decision made as to who is running for the position with the shorter term?

Mike Sevante - rather than naming which candidate is going to take each term, the top 3 candidates will fill the positions and of those, the one with the least amount of votes will fill the shorter term.

Hall - it is appropriate to place the top candidate with the least amount of votes in the shortest term.

#### APPOINTMENTS

Gould - 1. Resolution to appoint Sharon Roy to replace Richard Schaeffer (resigned) to St. Tammany Parish Recreation District No. 7. (Crawford-Howell)

Howell - moved to appoint, second by Binder. Unanimous with 1 absent (Burkhalter); becomes Resolution C.S. No. C-3046.

Gould - 2. Resolution to appoint David Brauner to replace Forrest Forbes (moved out of district) to St. Tammany Parish Sub-drainage District No. 3 of Gravity Drainage District No. 5. (Dean)

Dean - moved to appoint, second by Falconer. Unanimous with 1 absent (Burkhalter); becomes Resolution C.S. No. C-3047.

Gould - 3. Resolution to appoint Skipper Rinaldi to replace Jimmy Hingle (resigned) to St. Tammany Parish Fire Protection District No. 2. (Dean)

Dean - moved to appoint, second by Thompson. Unanimous with 1 absent (Burkhalter); becomes Resolution C.S. No. C-3048.

**DISCUSSION AND OTHER MATTERS**

Gould - 1. Motion to refer to the Zoning Commission for recommendation the proposed rezoning of 11 acres located in Section 18, Township 8 South, Range 13 East from its Present A-1-A (Suburban District) to A-2 (Suburban District). (Ward 7, District 7) (Hamauei)

Hamauei - moved to refer, second by Bellisario. Unanimous with 1 absent (Burkhalter).

Gould - 2. Motion to refer to Zoning Commission for recommendation the proposed rezoning of 2 lots on Allen Road situated in Section 13, Township 9 South, Range 14 East, from A-3 (Suburban District) to CB-1 (Community Based Facilities District). (Ward 8, District 14) (Burkhalter)

Stefancik - moved to refer, second by Canulette. Unanimous with 1 absent (Burkhalter).

**VERBAL OFF-THE-FLOOR**

CLERK'S NOTE: the Off-the-floor Agenda remained open from the earlier vote.

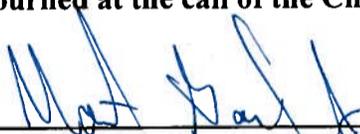
Falconer - moved to consider a Motion to refer to the Zoning Commission for consideration and recommendation of the appropriate standards and criteria governing the installation and use of wind energy systems (i.e., wind turbines) in the various zoning district classifications of the Unified Development Code, second by Binder. Unanimous with 1 absent (Burkhalter).

Falconer - moved to refer, second by Stefancik. Unanimous with 1 absent (Burkhalter).

Artigue - moved to consider a resolution authorizing special counsel to represent St. Tammany Parish in the matter of the Deepwater Horizon Oil Spill occurring on April 20, 2010, second by Stefancik. Unanimous with 1 absent (Burkhalter).

Artigue - moved to adopt, second by Bellisario. Unanimous with 1 absent (Burkhalter); becomes Resolution C.S. No. C-3052.

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

  
MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

  
THERESA L. FORD, COUNCIL CLERK