

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbpg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted 1/10/20

Tuesday, January 14, 2020

12:00 p.m.

Council Chambers

Page 1 of 3

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

- A. Meeting Called to Order and Roll Call
- B. Remind Public that no food or drink is allowed in the Council Chambers
- C. Remind Public of Cell Phone Ordinance **SBPC #815-02-08**
- D. Invocation by Councilmember Alcon
- E. Pledge of Allegiance by Councilmember McCloskey

APPROVAL OF MINUTES

1. Motion to approve the minutes of the December 12, 2019 Special Council Meeting as published in the official journal, the St. Bernard Voice on Friday, December 20, 2019 and the minutes of the December 17, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, December 27, 2019. (Council Chair)

RECOGNIZE THE PUBLIC

2. Recognize the Public
(Those wishing to speak must sign in prior to the start of the meeting. Speakers will be given 2 minutes.)

PUBLIC HEARING

3. **Summary No. 3782**
Planning Commission recommended **APPROVAL** on 12/10/19
Introduced by: Administration on 12/17/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-020**, PETITION OF GAROFALO INVESTMENTS FOR A ZONING CHANGE FROM C-1 TO C-3. PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

RESOLUTIONS

4. Adopt **Resolution SBPC #2009-01-20**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

Beer and/or Liquor Permit(s)

1. Big Easy Discount, Inc., dba Big Easy Discount 1016 W. Judge Perez Dr., Chalmette, La 70043 Owner: Raed Khalailah (**Renewal**) (**Beer & Liquor**)
2. Big Z H, LLC dba Brother's of Chalmette 7400 W. Judge Perez Dr., Arabi, La 70032 Owner: Ziad Hamed (**Renewal**) (**Beer & Liquor**)
3. Haider Management, LLC dba Stella Maris Café & Grocery 7555 W. Judge Perez, Dr., Arabi, La 70032 Membe: Nashat Haider (**Renewal**) (**Beer & Liquor**)
4. J. Fernandez, LLC dbad Julie's Tavern 8431 W. St. Bernard Highway, Chalmette, La 70043 Owner: Julie T. Fernandez (**Renewal**) (**Beer & Liquor**)
5. Kiet Tuan Tang, LLC dbad Keith's Seafood and PoBoys 3514 Paris Road Chalmette, La 70043 Owner: Kiet Tuan Tang (**Renewal**) (**Beer Only**)

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6. Lacy's Cue, LLC, dba Lacy's Cue 701 W. Judge Perez Drive, Chalmette, La 70043
Member: Frank Haines **(Renewal) (Beer & Liquor)**
7. Last Stop Food Mart, LLC, dba Last Stop Food Mart 4513 E. La Hwy 46, St. Bernard, La 70085 Owner: Margaret B. Kramer **(Renewal) (Beer & Liquor)**
8. Lehrmann's, Inc., dba Lehrmann's 135 W. St. Bernard Highway, Chalmette, La 70043
Owner(s): Ronald Lehrmann, Jr., Beth Estopinal, Gwendolyn Melerine, & Heidi Sportorno **(Renewal) (Beer & Liquor)**
9. Little Maddie, LLC., dba Gerald's Donuts & Restaurant 2101 E. Judge Perez Drive, Chalmette, La 70043 Member: Richard J. Lewis **(Renewal) (Beer & Liquor)**
10. Lion Bar, LLC dba Juan's Bar 7419 W. St. Bernard Highway, Arabi, La 70032
Member(s): Henry Lion III and Tammy Lion **(Renewal) (Beer & Liquor)**
11. Louisiana CVS Pharmacy, LLC dba CVS/Pharmacy #2597, 2600 Paris Road, Chalmette, La 70043 Manager: Steve Loyola **(Renewal) (Beer & Liquor)**
12. Madison Enterprises, LLC., dba Gerald's Donut's & Restaurant 6901 St. Claude Ave., Arabi, La 70032 Owner: Richard J. Lewis **(Renewal) (Beer & Liquor)**
13. Money Honey, LLC., dba Zig's Last Stop Lounge 308 E. Judge Perez Dr., Chalmette, La 70043 Owner: Thomas Pacaccio, Jr. **(Renewal) (Beer & Liquor)**
14. Moneymaker, LLC, dba Zig's Hideout 105 Bayou Road, St. Bernard, La 70085 Owner: Thomas Pacaccio, Jr. **(Renewal) (Beer & Liquor)**
15. The Kitchen Table Café', LLC., dba The Kitchen Table Café 7005 St. Claude Ave., Arabi, La 70032 Owners: Kevin T. Hackett and Donna M. Cauato **(Renewal) (Beer & Liquor)**
16. Vaughan Bar, Inc. dba Cudas Bar & Grill 7907 E .St. Bernard Highway, Suite A, St. Bernard, La 70085 Owner: Ricky "Tony" Melerine **(Business Name Change)**

Special Events

1. Name of Organization: MLK Community Service Organization
Address of Organization: 2400 Highland Dr., Violet, La 70092
Event: Martin Luther King Parade
Location: Starting point 5620 E. Judge Perez Dr.,
(Corinne Baptist Church) Eastbound Judge
Perez Dr., turn right on Colonial Blvd., turn
left on St. Bernard Hwy (eastbound)
ending point 6609 E. St. Bernard hwy.

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(Violet Park)
Date: January 20, 2020
Time: 10:00 a.m. – 2:00 p.m.
Contact: Keisa M. Rodney or Tracy Robinson

5. Adopt **Resolution SBPC #2010-01-20**, a resolution ratifying the following salaries of the CAO and Department Heads as appointed by Parish President, Guy McInnis, in accordance with Section 4-01(b) Article IV of the St. Bernard Parish Home Rule Charter. (Council)
6. Adopt **Resolution SBPC #2011-01-20**, a resolution appointing two Councilmembers and the Parish President to the Regional Planning Commission. (Council)
7. Adopt **Resolution SBPC #2012-01-20**, a resolution appointing new members to the Regional Planning Commission. (Council)
8. Adopt **Resolution SBPC #2013-01-20**, a resolution ordering and calling a special election to be held in the Parish of St. Bernard, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith. (Council)

ADOPTION

9. **Summary No. 3782**
Planning Commission recommended **APPROVAL** on 12/10/19
Introduced by: Administration on 12/17/19
Public Hearing held on 1/14/20

AN ORDINANCE TO APPROVE **DOCKET Z-2019-020**, PETITION OF GAROFALO INVESTMENTS FOR A ZONING CHANGE FROM C-1 TO C-3. PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

OTHER MATTERS

10. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.

Next Regular scheduled Council Meeting will be held Tuesday, January 21, 2020 @ 7:00 p.m.

Approved by: *Herri Callais* Time: 10:10 a.m. Date: 1/10/20

#1

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes of the December 12, 2019 Special Council Meeting as published in the official journal, the St. Bernard Voice on Friday, December 20, 2019 and the minutes of the December 17, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, December 27, 2019.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, January 14, 2020.

Witness my hand and the seal
of the Parish of St. Bernard on
this 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **SPECIAL MEETING** HELD ON THURSDAY, **DECEMBER 12, 2019 AT 3:30 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Special Session in the Council Chambers of the St. Bernard Parish Government Complex, Chalmette, Louisiana on December 12, 2019 at three thirty p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:31 p.m. Councilmembers present: Council Chair, Richard "Richie" Lewis, Councilmembers Nathan Gorbaty, Howard Luna and Wanda Alcon.

Members absent: Gillis McCloskey, Manuel "Monty" Montelongo and Kerri Callais

Also present were Roxanne Adams, Clerk of Council, serving as official secretary of the Council.

Councilmember Luna delivered the invocation and Councilmember Lewis led Pledge of Allegiance.

#1 On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to **introduce** the following ordinance:

Summary No. 3781

Introduced by: Council on 12/12/19

AN ORDINANCE TO AMEND CHAPTER 8; ELECTIONS, SECTION 8-2; SINGLE-MEMBER COUNCILMANIC DISTRICTS; COUNCILMAN-AT-LARGE DISTRICT; ELECTION PRECINCTS, SUBSECTION (G)(14) AND (G)(18) IN ACCORDANCE WITH LRS 18:532.1; AND OTHERWISE TO PROVIDE WITH RESPECT THERETO.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Gorbaty, Luna, Alcon

NAYS: None

ABSENT: McCloskey, Montelongo, Callais

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 12th day of December, 2019.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 3:34 p.m. on the 12th day of December, 2019.

Next Regular scheduled Council Meeting will be held Tuesday, December 17, 2019 @ 3:00 p.m.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Richard Lewis

RICHARD LEWIS
COUNCIL CHAIR

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING HELD ON TUESDAY, DECEMBER 17, 2019 AT 3:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, December 17, 2019 at three o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:00 p.m. Members present: Councilmembers: Council Chair Richard "Richie" Lewis, Gillis McCloskey, Nathan Gorbaty, Howard Luna, Wanda Alcon, and Kerri Callais.

Member absent: Manuel "Monty" Montelongo

Also present were Roxanne Adams, Clerk of Council, serving as official secretary of the Council, Parish President, Guy McInnis and CAO, Ronnie Alonzo was representing Administration.

Minister Jerry Troxclair with Peace and Prayer Ministries delivered the invocation and Councilmember Gorbaty led the Pledge of Allegiance.

#1 On motion of Ms. Callais, seconded by Mr. Gorbaty, it was moved to approve the minutes of the December 3, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, December 13, 2019.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

Council Chair took a Chairman's Privilege to recognize anyone who wants to speak regarding Councilmembers Nathan Gorbaty and Manuel "Monty" Montelongo's last meeting with the St. Bernard Parish Council.

Council Chair recognized State Representative Ray Garofalo.

#2 Councilmember's District Update

A copy of this update is on file with the minutes of this meeting.

#3 President's Report

A copy of this report is on file with the minutes of this meeting.

#4 Recognize the Public

No one signed up to speak.

#5 Summary No. 3780

Planning Commission recommended **APPROVAL** on 11/26/19

Introduced by: Administration on 12/3/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-019**, PETITION OF NEW CINGULAR WIRELESS FOR A CONDITIONAL USE PERMIT TO CONSTRUCT A NEW TELECOMMUNICATIONS FACILITY IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 5909 HOPEDALE HWY. ST. BERNARD, LA 70085.

A COPY OF THIS PUBLIC HEARING IS ON FILE AT THE CLERK OF COUNCIL'S OFFICE

The following Public Meeting Notice was read into the official record:

Notice is hereby given that at its meeting to be held on Tuesday, January 14, 2020 at 12:00 p.m. at its regular meeting place, the St. Bernard Parish Government Council Chambers, 8201 W. Judge Perez Drive, Chalmette, Louisiana, the Parish Council of the Parish of St. Bernard, State of Louisiana, plans to consider adopting a

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resolution ordering and calling an election to be held in the Parish of St. Bernard to authorize the levy of an ad valorem tax.

#6 On motion of Mrs. Alcon, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2003-12-19

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. 2021 Paris, LLC dba Mr. C's 2021 Paris Road, Chalmette, La 70043 Member(s): Ray Cullota, Jr and Danielle Cullota **(Renewal) (Beer & Liquor)**
2. King Discount Tobacco & Liquor, LLC dba King Discount & Tobacco & Liquor 8700 W. Judge Perez Drive, Suite W, Chalmette, La 70043 Member(s): Suleiman Darweesh **(Renewal) (Beer & Liquor)**
3. Hiren & Jatin Inc., dba Super Discount Store 3525Paris Road, Chalmette, La 70043 Owners: Jatin Desai and Hiren Shah **(Renewal) (Beer & Liquor)**
4. RD &RS INC dba Smokes for Less #3 2400 Paris Road, Chalmette, La 70043 Owner: Jatin Desat **(Renewal) (Beer & Liquor)**
5. Kelly Enterprises of La, LLC dba Pastry Pantry Café 2531 Paris Road, Chalmette, La 70043 Owner: Mark & Dawn Hamilton **(Renewal) (Beer Only)**
6. Sez Chalmette, LLC., dba South End Zone 8241 W. St. Bernard Highway, Chalmette, LA 70043 Owner: Nicole Reyes **(New) (Beer & Liquor)**
7. Sunny Times 3, LLC dba Sunny Times 3 8245 W. St. Bernard Highway, Chalmette, La 70043 Owner: Jagit Singh **(New) (Beer & Liquor)**

Special Events

1. Name of Organization: The Knights of Nemesis Social Club & Parade
Address of Organization: P.O. Box 291 Arabi, La 70032
Event: The Knights of Nemesis Parade
Location: Dr. Meraux Drive east on Judge Perez, U-turn at Campagna west to the St. Bernard Parish Government Complex
Date: February 15, 2020
Time: 1:00 p.m. – 5:30 p.m.
Contact: Billy Showalter
2. Name of Organization: New Orleans Track Club
Address of Organization: 1050 South Jefferson Davis Pkwy, New Orleans, La 70125
Event: 113th Anniversary Jackson Day Race
Location: Starts and ends at Aycock Barn, Arabi, La
Date: January 11, 2020
Time: 8:00 a.m. – 12:00 p.m.
Contact: Chloe Nicolosi

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon

NAYS: None

ABSENT: Montelongo

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ABSTAIN: Callais

The Council Chair, Mr. Lewis, cast his vote as **ABSTAIN**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#7 On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2004-12-19

A RESOLUTION TO APPOINT A MEMBER TO THE ST. BERNARD PARISH HOSPITAL SERVICE DISTRICT.

Discussion ensued;

On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to reappoint Cindy Maag to the Hospital Service District with her expiration being December 2025.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#8 On motion of Mr. Luna, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2005-12-19

A RESOLUTION TO APPOINT MEMBERS TO THE ST. BERNARD PARISH LIBRARY BOARD.

On motion of Mr. Luna, seconded by Mrs. Callais, it was moved to appoint Elizabeth Quaglino to the Library Board to fill the unexpired position that will expire in July 2023.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#9 On motion of Mr. Luna, seconded by Mrs. Alcon, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2006-12-19

A RESOLUTION TO APPOINT MEMBERS TO THE AMERICANS WITH DISABILITIES ACT (ADA) BOARD.

On motion of Mr. Luna, seconded by Mrs. Alcon, it was moved to appoint the following people to the ADA Board with all terms expiring January 2024: Mary Badinger, Janet Hood, William Deano, Allan Molero, and Adrienne Lay.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

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ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#10 On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2007-12-19

A RESOLUTION FOR ST. BERNARD PARISH GOVERNMENT TO CANCEL PROJECT NUMBER H.012305, WEST VIRTUE STREET AND GUICHARD CANAL IN THE FEDERAL OFF-SYSTEM BRIDGE PROGRAM WHICH IS ADMINISTERED BY THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#11 On motion of Mr. Luna, seconded by Mr. Gorbaty, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2008-12-19

A RESOLUTION SUPPORTING THE APPROVAL OF A PURCHASE PRESENTED BY THE DISTRICT "C" COUNCIL REPRESENTATIVE ON THE PARKS AND PARKWAYS COMMISSION.

Discussion ensued;

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#12 On motion of Ms. Callais, seconded by Mrs. Alcon, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2223-12-19

Summary No. 3780

Planning Commission recommended **APPROVAL** on 11/26/19

Introduced by: Administration on 12/3/19

Public Hearing held on 12/17/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-019**, PETITION OF NEW CINGULAR WIRELESS FOR A CONDITIONAL USE PERMIT TO CONSTRUCT A NEW TELECOMMUNICATIONS FACILITY IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 5909 HOPEDALE HWY. ST. BERNARD, LA 70085.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

Minutes of the St. Bernard Parish Council Meeting of December 17, 2019

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ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#13 On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to **introduce** the following ordinance:

Summary No. 3782

Planning Commission recommended **APPROVAL** on 12/10/19

Introduced by: Administration on 12/17/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-020**, PETITION OF GAROFALO INVESTMENTS FOR A ZONING CHANGE FROM C-1 TO C-3. PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: McCloskey, Gorbaty, Luna, Alcon, Callais

NAYS: None

ABSENT: Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 17th day of December, 2019.

#14 Coastal Zone Advisory Committee

No action taken.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 3:47 p.m. on the 17th day of December, 2019.

COPIES OF ALL RESOLUTIONS AND ORDINANCES IN THEIR ENTIRETY ARE ON FILE AT THE CLERK OF COUNCIL'S OFFICE AND ARE AVAILABLE FOR PUBLIC VIEWING.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Richard "Richie" Lewis

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JANUARY 14, 2020 TWELVE (12:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE DECEMBER 17, 2019 COUNCIL MEETING:

Summary No. 3782

Planning Commission recommended **APPROVAL** on 12/10/19

Introduced by: Administration on 12/17/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-020**, PETITION OF GAROFALO INVESTMENTS FOR A ZONING CHANGE FROM C-1 TO C-3. PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2019-020**, petition of Garofalo Investments for a zoning change from C-1 to C-3.

PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Richard "Richie" Lewis

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

#4

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2009-01-20

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

Beer and/or Liquor Permit(s)

1. Big Easy Discount, Inc., dba Big Easy Discount 1016 W. Judge Perez Dr., Chalmette, La 70043 Owner: Raed Khalaileh **(Renewal) (Beer & Liquor)**
2. Big Z H, LLC dba Brother's of Chalmette 7400 W. Judge Perez Dr., Arabi, La 70032 Owner: Ziad Hamed **(Renewal) (Beer & Liquor)**
3. Haider Management, LLC dba Stella Maris Café & Grocery 7555 W. Judge Perez, Dr., Arabi, La 70032 Membe: Nashat Haider **(Renewal) (Beer & Liquor)**
4. J. Fernandez, LLC dbad Julie's Tavern 8431 W. St. Bernard Highway, Chalmette, La 70043 Owner: Julie T. Fernandez **(Renewal) (Beer & Liquor)**
5. Kiet Tuan Tang, LLC dbad Keith's Seafood and PoBoys 3514 Paris Road Chalmette, La 70043 Owner: Kiet Tuan Tang **(Renewal) (Beer Only)**
6. Lacy's Cue, LLC, dba Lacy's Cue 701 W. Judge Perez Drive, Chalmette, La 70043 Member: Frank Haines **(Renewal) (Beer & Liquor)**
7. Last Stop Food Mart, LLC, dba Last Stop Food Mart 4513 E. La Hwy 46, St. Bernard, La 70085 Owner: Margaret B. Kramer **(Renewal) (Beer & Liquor)**
8. Lehrmann's, Inc., dba Lehrmann's 135 W. St. Bernard Highway, Chalmette, La 70043 Owner(s): Ronald Lehrmann, Jr., Beth Estopinal, Gwendolyn Melerine, & Heidi Sportorno **(Renewal) (Beer & Liquor)**
9. Little Maddie, LLC., dba Gerald's Donuts & Restaurant 2101 E. Judge Perez Drive, Chalmette, La 70043 Member: Richard J. Lewis **(Renewal) (Beer & Liquor)**

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Extract #4 continued
January 14, 2020

10. Lion Bar, LLC dba Juan's Bar 7419 W. St. Bernard Highway, Arabi, La 70032 Member(s): Henry Lion III and Tammy Lion **(Renewal) (Beer & Liquor)**
11. Louisiana CVS Pharmacy, LLC dba CVS/Pharmacy #2597, 2600 Paris Road, Chalmette, La 70043 Manager: Steve Loyola **(Renewal) (Beer & Liquor)**
12. Madison Enterprises, LLC., dba Gerald's Donut's & Restaurant 6901 St. Claude Ave., Arabi, La 70032 Owner: Richard J. Lewis **(Renewal) (Beer & Liquor)**
13. Money Honey, LLC., dba Zig's Last Stop Lounge 308 E. Judge Perez Dr., Chalmette, La 70043 Owner: Thomas Pacaccio, Jr. **(Renewal) (Beer & Liquor)**
14. Moneymaker, LLC, dba Zig's Hideout 105 Bayou Road, St. Bernard, La 70085 Owner: Thomas Pacaccio, Jr. **(Renewal) (Beer & Liquor)**
15. The Kitchen Table Café', LLC., dba The Kitchen Table Café 7005 St. Claude Ave., Arabi, La 70032 Owners: Kevin T. Hackett and Donna M. Cauato **(Renewal) (Beer & Liquor)**
16. Vaughan Bar, Inc. dba Cudas Bar & Grill 7907 E .St. Bernard Highway, Suite A, St. Bernard, La 70085 Owner: Ricky "Tony" Melerine **(Business Name Change)**

Special Events

1. Name of Organization: MLK Community Service Organization
Address of Organization: 2400 Highland Dr., Violet, La 70092
Event: Martin Luther King Parade
Location: Starting point 5620 E. Judge Perez Dr.,
(Corinne Baptist Church) Eastbound Judge
Perez Dr., turn right on Colonial Blvd., turn
left on St. Bernard Hwy (eastbound)
ending point 6609 E. St. Bernard hwy.
(Violet Park)
Date: January 20, 2020
Time: 10:00 a.m. – 2:00 p.m.
Contact: Keisa M. Rodney or Tracy Robinson

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Extract #4 continued
January 14, 2020

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

ABSTAIN:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, January 14, 2020

Witness my hand and the seal
of the Parish of St. Bernard on
this 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

#6

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O’CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2011-01-20

A RESOLUTION APPOINTING TWO COUNCILMEMBERS AND THE PARISH PRESIDENT TO THE REGIONAL PLANNING COMMISSION.

BE IT RESOLVED, the St. Bernard Parish Council, the Governing Authority, does hereby make the following appointments to the vacant positions on the Regional Planning Commission, effective January 14, 2020, in accordance with Chapter 18, Article II, Section 18-21, Subsection (f) of the St. Bernard Parish Code of Ordinances.

<u>Name</u>	<u>Date Appointed</u>	<u>Length of Term</u>
Guy McInnis Parish President	January 14, 2020	Term of office
XXXXX Councilmember XX	January 14, 2020	Term of office
XXXXX Councilmember XX	January 14, 2020	Term of office

The above and foregoing having been submitted to a vote, the vote there upon resulted as follows:

YEAS:

NAYS:

ABSENT:

ABSTAINED:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

Page -2-
Extract #6 continued
January 14, 2020

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, January 14, 2020.

Witness my hand and the seal
of the Parish of St. Bernard on
this 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

#7

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2012-01-20

A RESOLUTION APPOINTING NEW MEMBERS TO THE REGIONAL PLANNING COMMISSION.

BE IT RESOLVED, the St. Bernard Parish Council, the Governing Authority, does hereby make the following appointments to the vacant positions on the Regional Planning Commission, effective January 14, 2020, in accordance with Chapter 18, Article II, Section 18-21, Subsection (f) of the St. Bernard Parish Code of Ordinances.

<u>Name</u>	<u>Date Appointed</u>	<u>Length of Term</u>
XXXX	January 14, 2020	January 8, 2024
XXXX	January 14, 2020	January 8, 2024

The above and foregoing having been submitted to a vote, the vote there upon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

Page -2-
Extract #7 continued
January 14, 2020

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, January 14, 2020.

Witness my hand and the seal
of the Parish of St. Bernard on
this 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

#8

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #2013-01-20

A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TO AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN; MAKING APPLICATION TO THE STATE BOND COMMISSION IN CONNECTION THEREWITH; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by the Constitution of the State of Louisiana of 1974, including Article VI, Section 26 thereof, the applicable provisions of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the Parish on SATURDAY, MAY 9, 2020, between the hours of seven o'clock (7:00) a.m. and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION
(MILLAGE)

Shall the Parish of St. Bernard, State of Louisiana (the "Parish"), levy a special tax of eight (8) mills on all property subject to taxation within the Parish (an estimated \$3,053,300 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of acquiring, constructing, improving, operating and maintaining drainage canals, pumps, pumping plants, dykes, small levees and other drainage works, including all necessary equipment, within and for the Parish?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in the St. Bernard Voice, a newspaper of general circulation within the Parish, published in Arabi, Louisiana, and being the official journal of the Parish, once a week for four consecutive weeks, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

Notwithstanding the foregoing, prior to the publication of the Notice of Election, the Council Chair is authorized and directed to make any amendments to the foregoing proposition that may be required to comply with any state or federal regulatory agencies.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Government Complex, 8201 West Judge Perez Drive, Chalmette, Louisiana, on TUESDAY, MAY 19, 2020, at THREE O'CLOCK (3:00) P.M., and shall then and there in open and public session proceed to examine and canvass the returns and declare the results of the said special election.

SECTION 4. Polling Places. The polling places for the precincts in the Parish are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 5. Election Commissioners; Voting Machines. The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held as provided in Section 3 hereof. All registered voters in the Parish will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Chairman and/or Clerk of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

Page -3-
Extract #8 continued
January 14, 2020

SECTION 7. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Clerk of Court and Ex-Officio Parish Custodian of Voting Machines of St. Bernard Parish and the Registrar of Voters of St. Bernard Parish, as notification of the special election, in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

The above and foregoing having been submitted to a vote, the vote there upon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

Page -4-
Extract #8 continued
January 14, 2020

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, January 14, 2020.

Witness my hand and the seal
of the Parish of St. Bernard on
this 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), on January 14, 2020, NOTICE IS HEREBY GIVEN that a special election will be held within the Parish on **SATURDAY, MAY 9, 2020**, and that at the said election there will be submitted to all registered voters in the Parish qualified and entitled to vote at the said election under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION
(MILLAGE)

Shall the Parish of St. Bernard, State of Louisiana (the "Parish"), levy a special tax of eight (8) mills on all property subject to taxation within the Parish (an estimated \$3,053,300 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of acquiring, constructing, improving, operating and maintaining drainage canals, pumps, pumping plants, dykes, small levees and other drainage works, including all necessary equipment, within and for the Parish?

Said special election will be held at each and every polling place in the Parish of St. Bernard, which polls will open at seven o'clock (7:00) a.m. and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541.

The polling places at the precincts in the Parish are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The estimated cost of this election as determined by the Secretary of State based upon the provisions of Chapter 8-A of Title 18 and actual costs of similar elections is \$38,000.

Notice is further given that a portion of the monies collected from the tax described in the Proposition shall be remitted to certain state and statewide retirement systems in the manner required by law.

The said special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Government Complex, 8201 W. Judge Perez Dr., Chalmette, Louisiana, on **TUESDAY, MAY 19, 2020, at THREE O'CLOCK (3:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the results of the said special election. All registered voters of the Parish are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Chalmette, Louisiana, on this, the 14th day of January, 2020.

ATTEST:

Council Chair

Clerk of Council

STATE OF LOUISIANA

PARISH OF ST. BERNARD

I, the undersigned Clerk of the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), the governing authority of the Parish of St. Bernard, State of Louisiana (the "Parish"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Governing Authority on January 14, 2020, ordering and calling a special election to be held in the Parish of St. Bernard, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature at Chalmette, Louisiana, on this, the 14th day of January, 2020.

Clerk of Council

#9

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JANUARY 14, 2020 AT TWELVE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to **adopt** the following ordinance:

Summary No. 3782

Planning Commission recommended **APPROVAL** on 12/10/19

Introduced by: Administration on 12/17/19

Public Hearing held on 1/14/20

AN ORDINANCE TO APPROVE **DOCKET Z-2019-020**, PETITION OF GAROFALO INVESTMENTS FOR A ZONING CHANGE FROM C-1 TO C-3. PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2019-020**, petition of Garofalo Investments for a zoning change from C-1 to C-3.

PROPERTY LOCATION: 1301 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-
Extract #9 continued
January 14, 2020

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Ms. Callais, cast her vote as **XXX**.

And the motion was declared **adopted** on the 14th day of January, 2020.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Returned to Clerk of the Council _____
Date and Time

Received by _____