

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbgg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted 7/13/18

Tuesday, July 17, 2018

3:00 p.m.

Council Chambers

Page 1 of 5

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 Sister Robinson with Corinne Missionary Baptist Church
- E. Pledge of Allegiance by Councilmember Alcon
- F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes of the July 3, 2018 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, July 13, 2018. (Council Chair)

RECOGNITION

2. Motion to recognize Eric Skrmetta, Chairman of the Louisiana Public Service Commission, to discuss infrastructure storm preparations. (Administration)
3. Motion to recognize Emma Jo Tassin as an Honored Citizen of St. Bernard Parish. (Councilmember Montelongo)
4. Motion to recognize Martin J. Mantz, Workforce Development Coastal Restoration Program Manager for Nunez Community College, to give a brief presentation about the program he is heading at Nunez Community College. (Council)
5. Motion to recognize Donnie Bourgeois with the Capital Projects Department for an update on Bluebird Park and Heights/Alexander Park. (Council)
6. Councilmember's for a District Update
7. **Guy McInnis**, President's Report
8. Recognize the Public

PUBLIC HEARINGS

9. **Summary No. 3608**
Introduced by: Administration on 7/3/18

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF 100 W. VIRTUE ST., CHALMETTE LOUISIANA 70043, FROM PROGRESSIVE WASTE SOLUTIONS OF LA, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

10. **Summary No. 3609**
Planning Commission recommended **APPROVAL** on 6/26/18
Introduced by: Administration on 7/3/18

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AN ORDINANCE TO APPROVE **DOCKET Z-2018-010**, PETITION OF AUGUST J. GUILLOT FOR A CONDITIONAL USE PERMIT TO OPERATE A VEHICLE STORAGE LOT IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 2271 E. LA HWY 46 ST. BERNARD, LA 70085.

11. **Summary No. 3610**

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-011**, PETITION OF LOUIS J. MUNSTER INVESTMENTS. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE REPAIR (MAJOR) SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 2533 MUNSTER DR., MERAUX, LA 70075.

12. **Summary No. 3611**

Planning Commission recommended **DENIAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-012**, PETITION OF COURTNEY HOOVER FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: LOT 1 & ½ OF LOT 'A' SQ 4 FAZZIO RD. SUB MEAS. 85X84=7140 SQ. FEET. PROPERTY LOCATION: 2201 FAZZIO CHALMETTE, LA 70043

13. **Summary No. 3612**

Introduced by: Administration on 7/3/18

AN ORDINANCE TO AMEND CHAPTER 17; PERSONNEL, ARTICLE IV; NEW HIRES, DIVISION 1; FILLING VACANCIES, SECTION 17-99; PUBLIC NOTICE IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

14. **Summary No. 3613**

Introduced by: Councilmember Luna on 7/3/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2033-02-18**, DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS.

RESOLUTIONS

15. Adopt **Resolution SBPC #1859-07-18**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

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Beer and/or Liquor Permit(s):

1. DJ's Bar, Inc.dba Cy's Bar 817E. St. Bernard Highway, Chalmette, La 70043 Owners: Jacquelyn Couvillon **(Renewal) (Beer & Liquor)**
16. Adopt **Resolution SBPC #1860-07-18**, a resolution appointing Elizabeth Melancon, Council Assistant of the St. Bernard Parish Council. (Council)
17. Adopt **Resolution SBPC #1861-07-18**, a resolution authorizing a grant application to the Louisiana Local Government Assistance Program for FY2018-2019 in the amount of \$77,800.00 for the Cougar Forty Arpent Canal Fishing Pier. (Administration)

ADOPTION

18. **Summary No. 3608**

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF 100 W. VIRTUE ST., CHALMETTE LOUISIANA 70043, FROM PROGRESSIVE WASTE SOLUTIONS OF LA, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

19. **Summary No. 3609**

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-010**, PETITION OF AUGUST J. GUILLOT FOR A CONDITIONAL USE PERMIT TO OPERATE A VEHICLE STORAGE LOT IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 2271 E. LA HWY 46 ST. BERNARD, LA 70085.

20. **Summary No. 3610**

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-011**, PETITION OF LOUIS J. MUNSTER INVESTMENTS. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE REPAIR (MAJOR) SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 2533 MUNSTER DR., MERAUX, LA 70075.

21. **Summary No. 3611**

Planning Commission recommended **DENIAL** on 6/26/18

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

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AN ORDINANCE TO APPROVE **DOCKET Z-2018-012**, PETITION OF COURTNEY HOOVER FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: LOT 1 & ½ OF LOT 'A' SQ 4 FAZZIO RD. SUB MEAS. 85X84=7140 SQ. FEET. PROPERTY LOCATION: 2201 FAZZIO CHALMETTE, LA 70043.

22. **Summary No. 3612**

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO AMEND CHAPTER 17; PERSONNEL, ARTICLE IV; NEW HIRES, DIVISION 1; FILLING VACANCIES, SECTION 17-99; PUBLIC NOTICE IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

23. **Summary No. 3613**

Introduced by: Councilmember Luna on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2033-02-18**, DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS.

INTRODUCTIONS

24. **Summary No. 3614**

Introduced by: Administration on 7/17/18

AN ORDINANCE TO AUTHORIZE THE RETENTION OF FRILOT, LLC TO PROVIDE LEGAL REPRESENTATION IN RYAN FINK V. ST. BERNARD PARISH GOVERNMENT THROUGH ITS PARISH COUNCIL AND IN ANY MATTERS RELATED THERETO.

25. **Summary No. 3615**

Introduced by: Administration on 7/17/18

AN ORDINANCE TO **AMEND** CHAPTER 4; ANIMALS AND FOWL, ARTICLE II; ANIMAL CONTROL REGULATIONS, DIVISION 3; TREATMENT AND CARE OF ANIMALS; NUISANCES, SECTION 4-56; WILD OR EXOTIC ANIMALS; INFANT WILD ANIMALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

26. **Summary No. 3616**

Introduced by: Councilmember Luna on 7/17/18

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 22-7; SITE DEVELOPMENT STANDARDS, SUBSECTION 22-7-4 SIGN REGULATIONS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

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27. **Summary No. 3617**

Introduced by: Administration on 7/17/18

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2019-12-17**, AN ORDINANCE TO ADOPT THE 2018 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

OTHER MATTERS

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

EXECUTIVE SESSION

29. Motion to enter into Executive Session to discuss Fucich v SKA & SBPG, 18-02885.

Next Regular scheduled Council Meeting will be held Tuesday, August 7, 2018 @ 7:00 p.m.

Approved by: *Kerri Callais* Time: 12:56 p.m. Date: 7/13/18

#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, JULY 17, 2018 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes of the July 3, 2018 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, July 13, 2018.

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 **xxxxxx** on the 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON TUESDAY, **JULY 3, 2018 AT 7:00 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, July 3, 2018 at seven o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:02 p.m. Members present: Councilmembers: Council Chair, Kerri Callais, Gillis McCloskey, Howard Luna, Wanda Alcon, Manuel "Monty" Montelongo, and Richard "Richie" Lewis.

Members absent: Nathan Gorbaty.

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

Pastor Trevor Truit with Celebration Church delivered the invocation and Councilmember Luna led the Pledge of Allegiance.

#1 On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to approve the minutes of the June 19, 2018 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, June 29, 2018.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#2 On joint motion of the Council, without objection and by unanimous consent, it was moved to recognize Stacie Alfonso, Montrelle Sinegar and Donna Schultz as honored citizens of St. Bernard Parish.

#3 On motion of the Chair, without objection and by unanimous consent, it was moved to recognize Donnie Bourgeois with the Capital Projects Department for an update on the Jean Lafitte Parkway Drainage Improvement Project.

#4 **Councilmember's District Update**

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

#5 **President's Report**

A copy of this report was entered into the official record and is on file with the minutes of this meeting.

#6 **Recognize the Public**

Gary Hebert- Chalmette, La

#7 **Summary No. 3604**

Introduced by: Administration on 6/19/18

Minutes of the St. Bernard Parish Council Meeting of July 3, 2018

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AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, OF NOT EXCEEDING ONE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$1,400,000) OF TAXABLE CERTIFICATES OF INDEBTEDNESS, SERIES 2018; PROVIDING FOR THE PAYMENT THEREOF; ESTABLISHING THE RATE OF INTEREST THEREON; PROVIDING FOR A PLEDGE OF REVENUES OF SAID PARISH FOR THE SECURITY AND PAYMENT THEREOF IN PRINCIPAL AND INTEREST; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#8 Summary No. 3605

Introduced by: Administration on 6/19/18

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, OF NOT EXCEEDING FOUR MILLION FOUR HUNDRED THOUSAND DOLLARS (\$4,400,000) OF TAXABLE LIMITED TAX CERTIFICATES OF INDEBTEDNESS, SERIES 2018; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

On motion of the Chair, without objection and by unanimous consent, it was moved to address item #15 & #16 at this time.

#15 On motion of Mr. McCloskey, seconded by Mr. Lewis, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2074-07-18

Summary No. 3604

Introduced by: Administration on 6/19/18

Public Hearing held on 7/3/18

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, OF NOT EXCEEDING ONE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$1,400,000) OF TAXABLE CERTIFICATES OF INDEBTEDNESS, SERIES 2018; PROVIDING FOR THE PAYMENT THEREOF; ESTABLISHING THE RATE OF INTEREST THEREON; PROVIDING FOR A PLEDGE OF REVENUES OF SAID PARISH FOR THE SECURITY AND PAYMENT THEREOF IN PRINCIPAL AND INTEREST; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#16 On motion of Mr. McCloskey, seconded by Mrs. Alcon, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2075-07-18

Minutes of the St. Bernard Parish Council Meeting of July 3, 2018

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Summary No. 3605

Introduced by: Administration on 6/19/18

Public Hearing held on 7/3/18

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, OF NOT EXCEEDING FOUR MILLION FOUR HUNDRED THOUSAND DOLLARS (\$4,400,000) OF TAXABLE LIMITED TAX CERTIFICATES OF INDEBTEDNESS, SERIES 2018; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#9 Summary No. 3606

Introduced by: Councilmember Luna on 6/19/18

AN ORDINANCE TO **RESCIND ORDINANCE SBPC #2062-05-18**, AN ORDINANCE AMENDING CHAPTER 21, VEHICLES FOR HIRE, TO CREATE ARTICLE III, TRANSPORTATION NETWORK COMPANIES (TNC) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

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

RESOLUTION SBPC #1856-07-18

A RESOLUTION DECLARING THAT THE ST. BERNARD PARISH COUNCIL HAS READ AND UNDERSTANDS THAT THE MUNSTER WASTEWATER TREATMENT PLANT LOCATED AT 3300 MUNSTER BLVD. IS MEETING THE TREATMENT EFFLUENT REQUIREMENTS THAT ARE THAT ARE SET FORTH BY THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

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

RESOLUTION SBPC #1857-07-18

A RESOLUTION DECLARING THAT THE ST. BERNARD PARISH COUNCIL HAS READ AND UNDERSTANDS THAT THE RIVERBEND OXIDATION POND LOCATED ON JUDGE PEREZ AT SOUTHLAKE BLVD. IS MEETING THE TREATMENT EFFLUENT REQUIREMENTS THAT ARE THAT ARE SET FORTH BY THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY.

Discussion ensued.

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

YEAS: McCloskey, Luna, Alcon, Montelongo

NAYS: None

ABSENT: Gorbaty

DID NOT VOTE: Lewis

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#12 On motion of Mr. Montelongo, seconded by Mr. McCloskey, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #1858-07-18

A RESOLUTION REQUESTING THE LOUISIANA DELEGATION OF THE UNITED STATES HOUSE OF REPRESENTATIVES AND SENATE TO INTRODUCE AND SUPPORT LEGISLATION TO IMPOSE A \$.10 CENT PER POUND FEE ON ALL SEAFOOD IMPORTED INTO THE UNITED STATES TO BE UTILIZED TO IMPROVE IMPORTED SEAFOOD SAFETY.

Discussion ensued.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#13 On motion of Mr. Luna, seconded by Mr. Lewis, it was moved to **table** the following ordinance until the August 7, 2018 Council Meeting:

Summary No. 3596

Introduced by: Administration on 5/15/18

Public Hearing on 6/5/18

Minutes of the St. Bernard Parish Council Meeting of July 3, 2018

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Tabled on 6/5/18 until the 7/3/18 Council meeting

AN ORDINANCE AMENDING CHAPTER 21, VEHICLES FOR HIRE, ARTICLE II, TAXICABS AND OTHER FOR-HIRE VEHICLES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#14 On motion of Mr. Lewis, seconded by Mr. Luna, it was moved to **adopt** the following ordinance:

Summary No. 3598

Introduced by: Administration on 5/15/18

Public Hearing held on 6/5/18

Tabled on 6/5/18 until the 7/3/18 Council meeting

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-7; SITE DEVELOPMENT STANDARDS, SUBSECTION 22-7-4; SIGN REGULATIONS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

On the motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to amend Summary No. 3598 to remove in its entirety Exhibit "B".

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

On motion of Mr. Lewis, seconded by Mr. Luna, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2076-07-18

Summary No. 3598

Introduced by: Administration on 5/15/18

Public Hearing held on 6/5/18

Tabled on 6/5/18 until the 7/3/18 Council meeting

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AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-7; SITE DEVELOPMENT STANDARDS, SUBSECTION 22-7-4; SIGN REGULATIONS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

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

ORDINANCE SBPC #2077-07-18

Summary No. 3606

Introduced by: Councilmember Luna on 6/19/18

Public Hearing held on 7/3/18

AN ORDINANCE TO **RESCIND ORDINANCE SBPC #2062-05-18**, AN ORDINANCE AMENDING CHAPTER 21, VEHICLES FOR HIRE, TO CREATE ARTICLE III, TRANSPORTATION NETWORK COMPANIES (TNC) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Discussion ensued.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#18 On motion of Mr. Montelongo, seconded by Mr. Lewis, it was moved to **introduce** the following ordinance:

Summary No. 3608

Introduced by: Administration on 7/3/18

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF 100 W. VIRTUE ST., CHALMETTE LOUISIANA 70043, FROM PROGRESSIVE WASTE SOLUTIONS OF LA, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

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

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YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#19 On motion of Mr. Montelongo, seconded by Mr. McCloskey, it was moved to **introduce** the following ordinance:

Summary No. 3609

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-010**, PETITION OF AUGUST J. GUILLOT FOR A CONDITIONAL USE PERMIT TO OPERATE A VEHICLE STORAGE LOT IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 2271 E. LA HWY 46 ST. BERNARD, LA 70085.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#20 On motion of Mr. Luna, seconded by Mr. McCloskey, it was moved to **introduce** the following ordinance:

Summary No. 3610

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-011**, PETITION OF LOUIS J. MUNSTER INVESTMENTS. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE REPAIR (MAJOR) SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 2533 MUNSTER DR., MERAUX, LA 70075.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

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NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#21 On motion of Mr. Lewis, seconded by Mr. Montelongo, it was moved to **introduce** the following ordinance:

Summary No. 3611

Planning Commission recommended **DENIAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-012**, PETITION OF COURTNEY HOOVER FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: LOT 1 & ½ OF LOT 'A' SQ 4 FAZZIO RD. SUB MEAS. 85X84=7140 SQ. FEET. PROPERTY LOCATION: 2201 FAZZIO CHALMETTE, LA 70043

Discussion ensued.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#22 On motion of Mr. Montelongo, seconded by Mr. Luna, it was moved to **introduce** the following ordinance:

Summary No. 3612

Introduced by: Administration on 7/3/18

AN ORDINANCE TO AMEND CHAPTER 17; PERSONNEL, ARTICLE IV; NEW HIRES, DIVISION 1; FILLING VACANCIES, SECTION 17-99; PUBLIC NOTICE IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

Minutes of the St. Bernard Parish Council Meeting of July 3, 2018

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#23 On motion of Mr. Luna, seconded by Mr. McCloskey, it was moved to **introduce** the following ordinance:

Summary No. 3613

Introduced by: Councilmember Luna on 7/3/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2033-02-18**, AN ORDINANCE DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#24 On motion of Mr. McCloskey, seconded by Mr. Luna, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for May 2018.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#25 On motion of Mr. Montelongo, seconded by Mrs. Alcon, it was moved to approve the following permit **Recommended** by the Coastal Zoning Advisory Committee:

- a. **Jamie Denley** - Repair and replace maintenance on a pier at 1626 Yclskey Hwy.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

Minutes of the St. Bernard Parish Council Meeting of July 3, 2018

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NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

#26 On the motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to enter into Executive Session discuss Ken and Deta Robb v. Parish of St. Bernard, et al, 34th JDC No. 111-269, Div. B.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

On motion of the Chair, without objection and by unanimous consent, it was moved to return to Regular Session.

#26 On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to accept the advice of Legal Counsel in the matter of Ken and Deta Robb v. Parish of St. Bernard, et al, 34th JDC No. 111-269, Div. B.

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

YEAS: McCloskey, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: Gorbaty

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

And the motion was declared **adopted** on the 3rd day of July, 2018.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 8:37 p.m. on the 3rd day of July, 2018.

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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3608

Introduced by: Administration on 7/3/18

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF 100 W. VIRTUE ST., CHALMETTE LOUISIANA 70043, FROM PROGRESSIVE WASTE SOLUTIONS OF LA, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

WHEREAS , Progressive Waste Solutions of LA, Inc. wishes to donate 100 W. Virtue St., Chalmette, LA to St. Bernard Parish Government,

WHEREAS, it is in the best interest of St. Bernard Parish to accept this donation.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Property is fully described in Exhibit "A" attached hereto. This property will be referred to hereinafter in this ordinance as "100 W. Virtue St."

SECTION 2. The St. Bernard Parish council hereby authorizes the parish president to accept a donation of 100 W. Virtue St., Chalmette Louisiana 70043, from Progressive Waste Solutions of LA, Inc. and execute any necessary documents for the donation.

SECTION 3. 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 4. 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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

Summary No. 3608
EXHIBIT "A"

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon, and all of the rights, ways privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Bernard, State of Louisiana, in that portion thereof known as VERSAILLES SUBDIVISION, being a resubdivision of the north one-half square of Block 209, situated in Section 6, T 13 S, R 12 E and Section 46, T 12 S, R 12 E, which portion is designated on a survey of Eugene I. Estopinal, C.E., dated March 3, 1978, approved by resolution of the Police Jury of St. Bernard Parish on April 4, 1978, registered in COB 154, folio 153, more particularly described as LOT NO. 1 in the square bounded by Vertu (Virtue) Street, Montesquieu Street, Magnolia (Fores) Street and Paris Road. Lot No. 1 forms the corner of Vertu (Virtue) Street and Montesquieu Street and measures thence 116.42 feet front on Vertu Street, the same width in the rear, by a depth of 169.19 feet between equal and parallel lines.

Being the same property acquired by SDT, Inc., from Sandra Graffagnini Gorbaty, wife of/and David S. Gorbaty, Joann Celino Lane, wife of/and John R. Lane, and Michael Gorbaty, by act before Linda K. Sukman, Notary Public, dated June 27, 2007 and registered in COB 857, folio 391.

Being the same property acquired by Progressive Waste Solutions of LA, Inc. f/k/a IESI Corporation by act before Michael Hubbell, Notary Public, dated June 1, 2011 and registered in COB 1017, folio 525.

Property bears municipal address: 100 W. Virtue Street, Chalmette, LA

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3609

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-010**, PETITION OF AUGUST J. GUILLOT FOR A CONDITIONAL USE PERMIT TO OPERATE A VEHICLE STORAGE LOT IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 2271 E. LA HWY 46 ST. BERNARD, LA 70085.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-010**, Petition of August J. Guillot for a Conditional Use Permit to operate a Vehicle Storage Lot in an A-1, (Rural) district.

Property Location: 2271 E. LA Hwy 46 St. Bernard, LA 70085.

Planning Commission recommends Approval with the following WAIVERS and CONDITIONS:

CONDITIONS:

1. The applicant shall provide a landscaped buffer (bushes and shrubs) along the side property lines.
2. The applicant shall provide landscaping and signage along the site's frontage.
3. The applicant shall provide non-metal screening on all perimeter fencing.
4. The applicant shall provide a detailed plan for site lighting and utilities.
5. The applicant shall provide a 100' diameter circular turn-around area near the rear of the property

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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3610

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-011**, PETITION OF LOUIS J. MUNSTER INVESTMENTS. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE REPAIR (MAJOR) SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 2533 MUNSTER DR., MERAUX, LA 70075.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-011**, Petition of Louis J. Munster Investments. LLC. for a Conditional Use Permit to operate an Automotive Repair (Major) shop in a C-2, (General Commercial) district.

Property Location: 2533 Munster Dr., Meraux, LA 70075.

Planning Commission recommends Approval with the following WAIVERS and CONDITIONS:

WAIVERS:

1. The applicant shall be waived the requirements of Section 22-7-3.4.(i) - Parking lot design for the required setbacks of 25' off the front property line and 10' off the site property lines and building setback to be the following: 10' off the front (with landscaping) and 5' of the sides and building.

CONDITIONS:

1. The applicant shall define a 24' in width site ingress/egress and drive isle to access business structure.
2. The applicant shall provide two (2) landscaped areas adjacent to the 24' drive isle along the front property line.
3. The applicant shall provide three (3) striped off-street parking areas, including one (1) ADA accessible handicapped parking stall.

4. The applicant shall provide a 7' in height, solid fencing along all site perimeters abutting a residential zoning district (excluding landscaped areas).
5. The applicant shall provide one (1) commercial dumpster pen area.

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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3611

Planning Commission recommended **DENIAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-012**, PETITION OF COURTNEY HOOVER FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: LOT 1 & ½ OF LOT 'A' SQ 4 FAZZIO RD. SUB MEAS. 85X84=7140 SQ. FEET. PROPERTY LOCATION: 2201 FAZZIO CHALMETTE, LA 70043

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-012**, Petition of Courtney Hoover for a Zoning Change from "R-1, (Single Family Residential)" to "R-2, (Two Family Residential)".

Property Location: 2201 Fazzio Chalmette, LA 70043.

Property Description: LOT 1 & ½ of Lot 'A' SQ 4 Fazzio Rd. Sub Meas. 85X84=7140 Sq. feet.

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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3612

Introduced by: Administration on 7/3/18

AN ORDINANCE TO AMEND CHAPTER 17; PERSONNEL, ARTICLE IV; NEW HIRES, DIVISION 1; FILLING VACANCIES, SECTION 17-99; PUBLIC NOTICE IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby amend Chapter 17; Article IV; New Hires, Division 1; Filling Vacancies, Section 17-99; Public Notice in the St. Bernard Parish Code of Ordinances as attached as Exhibit "A."

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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

Summary No. 3612
Exhibit "A"
Ordinance SBPC #XXXX-XX-XX

CHAPTER 17 – PERSONNEL
ARTICLE IV; NEW HIRES
DIVISION 1; FILLING VACANCIES,
SECTION 17-99– PUBLIC NOTICE

Sec. 17-99 – Public Notice

The Director of Human Resources shall advertise all positions to be filled for a minimum of two weeks by public notice on the official St. Bernard Parish Government website ~~or~~ and in the official journal for St. Bernard.

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, JULY 17, 2018 THREE (3:00) 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 JULY 3, 2018 COUNCIL MEETING:

Summary No. 3613

Introduced by: Councilmember Luna on 7/3/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2033-02-18**, AN ORDINANCE DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS.

WHEREAS, the purpose of this ordinance is to create a Public Use Program to make properties available for public use utilizing former Louisiana Land Trust properties and to declare all other former Louisiana Land Properties as surplus. The St. Bernard Parish Council finds that using former Louisiana Land Trust properties in this way will promote the public health, safety and welfare of the people of St. Bernard Parish in the following ways:

- a. It will promote the comprehensive master plan.
- b. It will promote neighborhood quality of life.
- c. It will make St. Bernard Parish more attractive for former residents to return and for new residents to locate in the parish.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby create a Public Use Program and authorizes the St. Bernard Parish Government to hold the former Louisiana Land Trust properties listed in Exhibit "A" for public use as part of the Public Use Program.

SECTION 2. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby declare all other former Louisiana Land Trust properties held in the Parish's inventory as surplus. Surplus properties require a separate ordinance for disposition.

SECTION 3. The Public Use Program shall be administered by the Community Development Department.

SECTION 4. 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 5. 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

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
1	BER-006714	3900 NORWOOD DR	A
2	BER-022227	2102 CENTER ST	A
3	BER-025448	3825 KINGS DR	A
4	BER-027059	2104 CENTER ST	A
5	BER-029586	1920 ALEXANDER AVE	A
6	BER-040047	3809 EVANGELINE AVE	A
7	BER-049064	3812 NORWOOD DR	A
8	BER-054080	3821 KINGS DR	A
9	BER-061661	3813 KINGS DR	A
10	BER-085163	7304 PATRICIA ST	A
11	BER-218675	3829 KINGS DR	A
12	BER-400391	3804 NORWOOD DR	A
13	BER-049861	6900 PATRICIA ST	A
14	BER-054182	1970 BENJAMIN ST	A
15	BER-085792	2100 CENTER ST	A
16	BER-100888	2001 BENJAMIN ST	A
17	BER-125196	3801 EVANGELINE AVE	A
18	BER-155081	3809 KINGS DR	A
19	BER-180991	3733 KINGS DR	A
20	BER-185614	7401 PATRICIA ST	A
21	BER-186431	7305 PATRICIA ST	A
22	BER-400332	913 COUGAR DR	A
23	BER-400345	436 COUGAR DR	A
24	BER-610392	3820 NORWOOD DR	A
25	BER-020623	8541 PRINCE DR	A
26	BER-012199	4021 EVANGELINE DR	A
27	BER-040519	3736 NORWOOD DR	A
28	BER-069731	1914 ALEXANDER AVE	A
29	BER-072880	3817 KING DR	A
30	BER-075271	1918 ALEXANDER AVE	A
31	BER-090152	8537 PRINCE DR	A
32	BER-112544	3801 KINGS DR	A
33	BER-186509	8529 PRINCE DR	A
34	BER-400344	444 COUGAR DR	A
35	BER-400435	4020 HAMLET PL	A
36	BER-610333	921 COUGAR DR	A
37	BER-620392	3828 NORWOOD DR	A
38	BER-026976	8533 PRINCE DR	A
39	BER-027805	4029 EVANGELINE AVE	A
40	BER-030014	801 COUGAR DR	A
41	BER-070713	1049 COUGAR DR	A
42	BER-071426	3729 KINGS DR	A
43	BER-066661	8301 HERMITAGE DR	A
44	BER-067871	3800 KINGS DR	A
45	BER-088451	4025 EVANGELINE AVE	A

Exhibit "A"
Summary No. 3613
Ordinance SBPC # XXXX-XX-XX

46	BER-177829	1916 ALEXANDER AVE	A
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Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
47	BER-400432	4024 EVANGELINE AVE	A
48	BER-620333	1001 COUGAR DR	A
49	BER-013699	508 E JOSEPHINE ST	B
50	BER-061726	3813 -3815 TOURNEFORT ST	B
51	BER-128641	3116 CHALONA DR	C
52	BER-019305	2205 LENA DR - POCKET PARK -	C
53	BER-139299	3000 GALLO DR	C
54	BER-620530	3912 GALLO DR	C
55	BER-400091	3213 MUMPHREY RD - POCKET PARK -	C
56	BER-054913	2912 GALLO DR	C
57	BER-027095	3412 GALLO DR	C
58	BER-005319	3212 GALLO DR	C
59	BER-006997	3109 VOLPE DR	C
60	BER-400531	3920 GALLO DR	C
61	BER-206065	3729 GALLO DR - POCKET PARK -	C
62	BER-400090	3108 MUMPHREY RD	C
63	BER-089811	3016 GALLO DR	C
64	BER-092735	3924 VOLPE DR	C
65	BER-058726	3736 GALLO DR	C
66	BER-012849	3845 PLAZA DR	C
67	BER-027500	3849 PLAZA DR	C
68	BER-030963	3920 VOLPE DR	C
69	BER-046452	3008 GALLO DR	C
70	BER-047372	3912 VOLPE DR	C
71	BER-056143	3100 GALLO DR -POCKET PARK-	C
72	BER-153017	3408 MUMPHREY RD	C
73	BER-184284	3501 GALLO DR	C
74	BER-091956	3108 VOLPE DR	C
75	BER-400524	3304 GALLO DR	C
76	BER-400528	3804 GALLO DR	C
77	BER-610089	3201 VOLPE DR	C
78	BER-400084	3608 GALLO DR	C
79	BER-610097	3500 LENA DR	C
80	BER-610530	3904 GALLO DR	C
81	BER-091073	3409 MUMPHREY RD	C
82	BER-129094	3724 MUMPHREY RD - POCKET PARK -	C
83	BER-131743	3916 VOLPE DR	C
84	BER-060192	804 MAGISTRATE ST	C
85	BER-066428	3908 VOLPE DR	C
86	BER-004749	3307 BARTOLO DR	D
87	BER-013350	2701 ANGELIQUE DR	D
88	BER-015124	3312 BARTOLO DR	D
89	BER-039708	2824 MUNSTER BLVD	D
90	BER-052510	3412 BARTOLO DR	D
91	BER-089685	3401 BARTOLO DR	D
92	BER-068693	4120 MISTROT ST	D

Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
93	BER-073442	3600 BARTOLO DR	D
94	BER-078467	3325 BARTOLO DR	D
95	BER-085637	4112 MISTROT ST	D
96	BER-132450	4116 MISTROT ST	D
97	BER-174652	3306 BARTOLO DR	D
98	BER-109817	3500 BARTOLO DR	D
99	BER-204519	3407 BARTOLO DR	D
100	BER-400605	3504 JUDY DR	D
101	BER-095605	3419 BARTOLO DR	D
102	BER-079902	4000 MISTROT DR	D
103	BER-033664	3501 BARTOLO DR	D
104	BER-036517	3300 BARTOLO DR	D
105	BER-039105	3301 BARTOLO DR	D
106	BER-039257	2901 MUNSTER BLVD	D
107	BER-011985	3512 BARTOLO DR	D
108	BER-015485	3613 BARTOLO DR	D
109	BER-058996	3413 BARTOLO DR	D
110	BER-100720	4028 MISTROT DR	D
111	BER-137463	3324 BARTOLO DR	D
112	BER-143220	3318 BARTOLO DR	D
113	BER-122834	2900 BARTOLO	D
114	BER-400606	3500 JUDY DR	D
115	BER-007034	3418 BARTOLO DR	D
116	BER-008593	3201 ST MARIE DR	D
117	BER-008652	3313 BARTOLO DR	D
118	BER-013756	3406 BARTOLO DR	D
119	BER-003577	3319 BARTOLO DR	D
120	BER-025401	3400 BARTOLO DR	D
121	BER-032094	3525 BARTOLO DR	D
122	BER-129908	2901 BARTOLO DR	D
123	BER-085132	3518 BARTOLO ST	D
124	BER-085448	4108 MISTROT ST	D
125	BER-086653	2400 RIVERBEND DR	E
126	BER-013825	2421 DANIEL DR	E
127	BER-008696	2417 DANIEL DR	E
128	BER-400495	3113 PLAZA DR	C

#15

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1859-07-18

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. DJ's Bar, Inc.dba Cy's Bar 817E. St. Bernard Highway, Chalmette, La 70043 Owners: Jacquelyn Couvillon **(Renewal) (Beer & Liquor)**

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 17th day of July, 2018.

Page -2-
Extract #15 continued
July 17, 2018

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, July 17, 2018.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

#16

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1860-07-18

RESOLUTION APPOINTING ELIZABETH MELANCON, COUNCIL ASSISTANT OF THE ST. BERNARD PARISH COUNCIL.

WHEREAS, the St. Bernard Parish Council, the governing authority, does hereby appoint Elizabeth Melancon as the Council Assistant.

THEREFORE BE IT RESOLVED, that the foregoing appointment of Elizabeth Melancon is effective July 9, 2018 at an annual salary of \$28,033.23.

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 **xxxxxxx** on the 17th day of July, 2018.

Page -2-
Extract #16 continued
July 17, 2018

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, July 17, 2018.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

#17

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1861-07-18

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE LOUISIANA LOCAL GOVERNMENT ASSISTANCE PROGRAM FOR FY2018-2019 IN THE AMOUNT OF \$77,800.00 FOR THE COUGAR FORTY ARPENT CANAL FISHING PIER

WHEREAS, the FY 2018-19 Louisiana Local Government Assistance Program (LGAP) is a State of Louisiana program designed to provide financial assistance in support of projects which improve the health, safety and quality of life of the residents in selected geographical areas; and

WHEREAS, St. Bernard Parish adopted a new Bikeway and Pedestrian Plan in 2017 that includes development of a major multi-purpose trail known as the 40 Arpent Trail along the 40 Arpent Canal Corridor; and

WHEREAS, in conjunction with this corridor development, the Parish is preparing plans and seeking funding for additional improvements that will enhance the trail corridor, improve neighborhood access, expand recreational amenities, and improve the quality of life of our residents; and

WHEREAS, construction of a new recreational fishing pier along Cougar Drive at the Forty Arpent Canal in Arabi has been selected as one of these projects; and

WHEREAS, the Louisiana Local Government Assistance Program has issued a call for grant applications for its 2018-2019 State program with grants not to exceed \$77,800.00 with no local matching funds required

NOW THEREFORE BE IT RESOLVED that the St. Bernard Parish Council, does hereby authorize the submission of a FY2018-2019 grant application to the State of Louisiana Local Government Assistance Program in the amount of \$77,800.00 for the Cougar Forty Arpent Canal Fishing Pier; and

BE IT FURTHER RESOLVED, that the St. Bernard Parish Council does hereby authorize the President of St. Bernard Parish Government to sign and submit all required grant applications, Cooperative Endeavor Agreements and any amendments thereof, and all of the necessary reports, assurances, contracts and any other documents required in connection with the LGAP Program.

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Extract #17 continued
July 17, 2018

SECTION 2. That a copy of this resolution is to be mailed to each member of the delegation for consideration.

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 **xxxxxxx** on the 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal of the Parish of St. Bernard on this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

#18

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3608

Introduced by: Administration on 7/3/18

Public Hearing on 7/17/18

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT A DONATION OF 100 W. VIRTUE ST., CHALMETTE LOUISIANA 70043, FROM PROGRESSIVE WASTE SOLUTIONS OF LA, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

WHEREAS , Progressive Waste Solutions of LA, Inc. wishes to donate 100 W. Virtue St., Chalmette, LA to St. Bernard Parish Government,

WHEREAS, it is in the best interest of St. Bernard Parish to accept this donation.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Property is fully described in Exhibit "A" attached hereto. This property will be referred to hereinafter in this ordinance as "100 W. Virtue St."

SECTION 2. The St. Bernard Parish council hereby authorizes the parish president to accept a donation of 100 W. Virtue St., Chalmette Louisiana 70043, from Progressive Waste Solutions of LA, Inc. and execute any necessary documents for the donation.

SECTION 3. 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 4. 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 #18 continued
July 17, 2018

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 17th day of July, 2018.

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 _____

Summary No. 3608
EXHIBIT "A"

THAT CERTAIN PIECE OR PORTION OF GROUND, together with all the buildings and improvements thereon, and all of the rights, ways privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Bernard, State of Louisiana, in that portion thereof known as VERSAILLES SUBDIVISION, being a resubdivision of the north one-half square of Block 209, situated in Section 6, T 13 S, R 12 E and Section 46, T 12 S, R 12 E, which portion is designated on a survey of Eugene I. Estopinal, C.E., dated March 3, 1978, approved by resolution of the Police Jury of St. Bernard Parish on April 4, 1978, registered in COB 154, folio 153, more particularly described as LOT NO. 1 in the square bounded by Vertu (Virtue) Street, Montesquieu Street, Magnolia (Fores) Street and Paris Road. Lot No. 1 forms the corner of Vertu (Virtue) Street and Montesquieu Street and measures thence 116.42 feet front on Vertu Street, the same width in the rear, by a depth of 169.19 feet between equal and parallel lines.

Being the same property acquired by SDT, Inc., from Sandra Graffagnini Gorbaty, wife of/and David S. Gorbaty, Joann Celino Lane, wife of/and John R. Lane, and Michael Gorbaty, by act before Linda K. Sukman, Notary Public, dated June 27, 2007 and registered in COB 857, folio 391.

Being the same property acquired by Progressive Waste Solutions of LA, Inc. f/k/a IESI Corporation by act before Michael Hubbell, Notary Public, dated June 1, 2011 and registered in COB 1017, folio 525.

Property bears municipal address: 100 W. Virtue Street, Chalmette, LA

#10

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3609

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-010**, PETITION OF AUGUST J. GUILLOT FOR A CONDITIONAL USE PERMIT TO OPERATE A VEHICLE STORAGE LOT IN AN A-1, (RURAL) DISTRICT. PROPERTY LOCATION: 2271 E. LA HWY 46 ST. BERNARD, LA 70085.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-010**, Petition of August J. Guillot for a Conditional Use Permit to operate a Vehicle Storage Lot in an A-1, (Rural) district.

Property Location: 2271 E. LA Hwy 46 St. Bernard, LA 70085.

Planning Commission recommends Approval with the following WAIVERS and CONDITIONS:

CONDITIONS:

1. The applicant shall provide a landscaped buffer (bushes and shrubs) along the side property lines.
2. The applicant shall provide landscaping and signage along the site's frontage.
3. The applicant shall provide non-metal screening on all perimeter fencing.
4. The applicant shall provide a detailed plan for site lighting and utilities.
5. The applicant shall provide a 100' diameter circular turn-around area near the rear of the property

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

Page -2-
Extract #10 continued
July 17, 2018

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.

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 17th day of July, 2018.

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

Page -3-
Extract #10 continued
July 17, 2018

Returned to Clerk of the Council

Date and Time

Received by

#20

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3610

Planning Commission recommended **APPROVAL** on 6/26/18

Introduced by: Administration on 7/3/18

Public Hearing on 7/17/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-011**, PETITION OF LOUIS J. MUNSTER INVESTMENTS. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE REPAIR (MAJOR) SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 2533 MUNSTER DR., MERAUX, LA 70075.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-011**, Petition of Louis J. Munster Investments. LLC. for a Conditional Use Permit to operate an Automotive Repair (Major) shop in a C-2, (General Commercial) district.

Property Location: 2533 Munster Dr., Meraux, LA 70075.

Planning Commission recommends Approval with the following WAIVERS and CONDITIONS:

WAIVERS:

1. The applicant shall be waived the requirements of Section 22-7-3.4.(i) - Parking lot design for the required setbacks of 25' off the front property line and 10' off the site property lines and building setback to be the following: 10' off the front (with landscaping) and 5' of the sides and building.

CONDITIONS:

1. The applicant shall define a 24' in width site ingress/egress and drive isle to access business structure.
2. The applicant shall provide two (2) landscaped areas adjacent to the 24' drive isle along the front property line.
3. The applicant shall provide three (3) striped off-street parking areas, including one (1) ADA accessible handicapped parking stall.

4. The applicant shall provide a 7' in height, solid fencing along all site perimeters abutting a residential zoning district (excluding landscaped areas).
5. The applicant shall provide one (1) commercial dumpster pen area.

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.

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 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

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Extract #20 continued
July 17, 2018

Approved _____

Vetoed _____

Parish President

Guy McInnis

Returned to Clerk of the Council

Date and Time

Received by

#21

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3611

Planning Commission recommended **DENIAL** on 6/26/18

Introduced by: Administration on 7/3/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-012**, PETITION OF COURTNEY HOOVER FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE FOLLOWING DESCRIBED PROPERTY: LOT 1 & ½ OF LOT 'A' SQ 4 FAZZIO RD. SUB MEAS. 85X84=7140 SQ. FEET. PROPERTY LOCATION: 2201 FAZZIO CHALMETTE, LA 70043

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2018-012**, Petition of Courtney Hoover for a Zoning Change from "R-1, (Single Family Residential)" to "R-2, (Two Family Residential)".

Property Location: 2201 Fazzio Chalmette, LA 70043.

Property Description: LOT 1 & ½ of Lot 'A' SQ 4 Fazzio Rd. Sub Meas. 85X84=7140 Sq. feet.

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.

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Extract #21 continued
July 17, 2018

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 17th day of July, 2018.

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 _____

#22

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3612

Introduced by: Administration on 7/3/18

Public Hearing on 7/17/18

AN ORDINANCE TO AMEND CHAPTER 17; PERSONNEL, ARTICLE IV; NEW HIRES, DIVISION 1; FILLING VACANCIES, SECTION 17-99; PUBLIC NOTICE IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby amend Chapter 17; Article IV; New Hires, Division 1; Filling Vacancies, Section 17-99; Public Notice in the St. Bernard Parish Code of Ordinances as attached as Exhibit "A."

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.

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**.

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Extract #22 continued
July 17, 2018

And the motion was declared **adopted** on the 17th day of July, 2018.

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 _____

Summary No. 3612
Exhibit "A"
Ordinance SBPC #XXXX-XX-XX

CHAPTER 17 – PERSONNEL
ARTICLE IV; NEW HIRES
DIVISION 1; FILLING VACANCIES,
SECTION 17-99– PUBLIC NOTICE

Sec. 17-99 – Public Notice

The Director of Human Resources shall advertise all positions to be filled for a minimum of two weeks by public notice on the official St. Bernard Parish Government website ~~or~~ and in the official journal for St. Bernard.

#23

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3613

Introduced by: Councilmember Luna on 7/3/18

Public Hearing held on 7/17/18

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2033-02-18**, AN ORDINANCE DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS.

WHEREAS, the purpose of this ordinance is to create a Public Use Program to make properties available for public use utilizing former Louisiana Land Trust properties and to declare all other former Louisiana Land Properties as surplus. The St. Bernard Parish Council finds that using former Louisiana Land Trust properties in this way will promote the public health, safety and welfare of the people of St. Bernard Parish in the following ways:

- a. It will promote the comprehensive master plan.
- b. It will promote neighborhood quality of life.
- c. It will make St. Bernard Parish more attractive for former residents to return and for new residents to locate in the parish.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby create a Public Use Program and authorizes the St. Bernard Parish Government to hold the former Louisiana Land Trust properties listed in Exhibit "A" for public use as part of the Public Use Program.

SECTION 2. The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby declare all other former Louisiana Land Trust properties held in the Parish's inventory as surplus. Surplus properties require a separate ordinance for disposition.

SECTION 3. The Public Use Program shall be administered by the Community Development Department.

SECTION 4. 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 5. 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.

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 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

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Extract #23 continued
July 17, 2018

Parish President

Guy McInnis

Returned to Clerk of the Council

Date and Time

Received by

Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
1	BER-006714	3900 NORWOOD DR	A
2	BER-022227	2102 CENTER ST	A
3	BER-025448	3825 KINGS DR	A
4	BER-027059	2104 CENTER ST	A
5	BER-029586	1920 ALEXANDER AVE	A
6	BER-040047	3809 EVANGELINE AVE	A
7	BER-049064	3812 NORWOOD DR	A
8	BER-054080	3821 KINGS DR	A
9	BER-061661	3813 KINGS DR	A
10	BER-085163	7304 PATRICIA ST	A
11	BER-218675	3829 KINGS DR	A
12	BER-400391	3804 NORWOOD DR	A
13	BER-049861	6900 PATRICIA ST	A
14	BER-054182	1970 BENJAMIN ST	A
15	BER-085792	2100 CENTER ST	A
16	BER-100888	2001 BENJAMIN ST	A
17	BER-125196	3801 EVANGELINE AVE	A
18	BER-155081	3809 KINGS DR	A
19	BER-180991	3733 KINGS DR	A
20	BER-185614	7401 PATRICIA ST	A
21	BER-186431	7305 PATRICIA ST	A
22	BER-400332	913 COUGAR DR	A
23	BER-400345	436 COUGAR DR	A
24	BER-610392	3820 NORWOOD DR	A
25	BER-020623	8541 PRINCE DR	A
26	BER-012199	4021 EVANGELINE DR	A
27	BER-040519	3736 NORWOOD DR	A
28	BER-069731	1914 ALEXANDER AVE	A
29	BER-072880	3817 KING DR	A
30	BER-075271	1918 ALEXANDER AVE	A
31	BER-090152	8537 PRINCE DR	A
32	BER-112544	3801 KINGS DR	A
33	BER-186509	8529 PRINCE DR	A
34	BER-400344	444 COUGAR DR	A
35	BER-400435	4020 HAMLET PL	A
36	BER-610333	921 COUGAR DR	A
37	BER-620392	3828 NORWOOD DR	A
38	BER-026976	8533 PRINCE DR	A
39	BER-027805	4029 EVANGELINE AVE	A
40	BER-030014	801 COUGAR DR	A
41	BER-070713	1049 COUGAR DR	A
42	BER-071426	3729 KINGS DR	A
43	BER-066661	8301 HERMITAGE DR	A
44	BER-067871	3800 KINGS DR	A
45	BER-088451	4025 EVANGELINE AVE	A

Exhibit "A"
Summary No. 3613
Ordinance SBPC # XXXX-XX-XX

46	BER-177829	1916 ALEXANDER AVE	A
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Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
47	BER-400432	4024 EVANGELINE AVE	A
48	BER-620333	1001 COUGAR DR	A
49	BER-013699	508 E JOSEPHINE ST	B
50	BER-061726	3813 -3815 TOURNEFORT ST	B
51	BER-128641	3116 CHALONA DR	C
52	BER-019305	2205 LENA DR - POCKET PARK -	C
53	BER-139299	3000 GALLO DR	C
54	BER-620530	3912 GALLO DR	C
55	BER-400091	3213 MUMPHREY RD - POCKET PARK -	C
56	BER-054913	2912 GALLO DR	C
57	BER-027095	3412 GALLO DR	C
58	BER-005319	3212 GALLO DR	C
59	BER-006997	3109 VOLPE DR	C
60	BER-400531	3920 GALLO DR	C
61	BER-206065	3729 GALLO DR - POCKET PARK -	C
62	BER-400090	3108 MUMPHREY RD	C
63	BER-089811	3016 GALLO DR	C
64	BER-092735	3924 VOLPE DR	C
65	BER-058726	3736 GALLO DR	C
66	BER-012849	3845 PLAZA DR	C
67	BER-027500	3849 PLAZA DR	C
68	BER-030963	3920 VOLPE DR	C
69	BER-046452	3008 GALLO DR	C
70	BER-047372	3912 VOLPE DR	C
71	BER-056143	3100 GALLO DR -POCKET PARK-	C
72	BER-153017	3408 MUMPHREY RD	C
73	BER-184284	3501 GALLO DR	C
74	BER-091956	3108 VOLPE DR	C
75	BER-400524	3304 GALLO DR	C
76	BER-400528	3804 GALLO DR	C
77	BER-610089	3201 VOLPE DR	C
78	BER-400084	3608 GALLO DR	C
79	BER-610097	3500 LENA DR	C
80	BER-610530	3904 GALLO DR	C
81	BER-091073	3409 MUMPHREY RD	C
82	BER-129094	3724 MUMPHREY RD - POCKET PARK -	C
83	BER-131743	3916 VOLPE DR	C
84	BER-060192	804 MAGISTRATE ST	C
85	BER-066428	3908 VOLPE DR	C
86	BER-004749	3307 BARTOLO DR	D
87	BER-013350	2701 ANGELIQUE DR	D
88	BER-015124	3312 BARTOLO DR	D
89	BER-039708	2824 MUNSTER BLVD	D
90	BER-052510	3412 BARTOLO DR	D
91	BER-089685	3401 BARTOLO DR	D
92	BER-068693	4120 MISTROT ST	D

Exhibit "A"
 Summary No. 3613
 Ordinance SBPC # XXXX-XX-XX

ID	PropertyID	Address	DISTRICT
93	BER-073442	3600 BARTOLO DR	D
94	BER-078467	3325 BARTOLO DR	D
95	BER-085637	4112 MISTROT ST	D
96	BER-132450	4116 MISTROT ST	D
97	BER-174652	3306 BARTOLO DR	D
98	BER-109817	3500 BARTOLO DR	D
99	BER-204519	3407 BARTOLO DR	D
100	BER-400605	3504 JUDY DR	D
101	BER-095605	3419 BARTOLO DR	D
102	BER-079902	4000 MISTROT DR	D
103	BER-033664	3501 BARTOLO DR	D
104	BER-036517	3300 BARTOLO DR	D
105	BER-039105	3301 BARTOLO DR	D
106	BER-039257	2901 MUNSTER BLVD	D
107	BER-011985	3512 BARTOLO DR	D
108	BER-015485	3613 BARTOLO DR	D
109	BER-058996	3413 BARTOLO DR	D
110	BER-100720	4028 MISTROT DR	D
111	BER-137463	3324 BARTOLO DR	D
112	BER-143220	3318 BARTOLO DR	D
113	BER-122834	2900 BARTOLO	D
114	BER-400606	3500 JUDY DR	D
115	BER-007034	3418 BARTOLO DR	D
116	BER-008593	3201 ST MARIE DR	D
117	BER-008652	3313 BARTOLO DR	D
118	BER-013756	3406 BARTOLO DR	D
119	BER-003577	3319 BARTOLO DR	D
120	BER-025401	3400 BARTOLO DR	D
121	BER-032094	3525 BARTOLO DR	D
122	BER-129908	2901 BARTOLO DR	D
123	BER-085132	3518 BARTOLO ST	D
124	BER-085448	4108 MISTROT ST	D
125	BER-086653	2400 RIVERBEND DR	E
126	BER-013825	2421 DANIEL DR	E
127	BER-008696	2417 DANIEL DR	E
128	BER-400495	3113 PLAZA DR	C

#24

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3614

Introduced by: Administration on 7/17/18

AN ORDINANCE TO AUTHORIZE THE RETENTION OF FRILLOT, LLC TO PROVIDE LEGAL REPRESENTATION IN RYAN FINK V. ST. BERNARD PARISH GOVERNMENT THROUGH ITS PARISH COUNCIL AND IN ANY MATTERS RELATED THERETO.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. the St. Bernard Parish Council, the governing authority, does hereby approve and authorize the employment of Frilot, LLC to provide representation in Ryan Fink v. St. Bernard Parish Government through its Parish Council, US E.D. LA #189-5447 and in any matters related thereto, all pursuant to the contract attached as Exhibit A.

SECTION 2. Compensation. The compensation shall be pursuant to the contract attached as Exhibit A.

SECTION 3. The Parish President is hereby authorized to enter into a contract for legal services as provided in the attached contract and in accordance with Section 4-02 (b) of the Home Rule Charter. Said contract is attached hereto as Exhibit A.

SECTION 4. 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 5. 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 of this ordinance with the invalid portions omitted.

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Extract #24 continued
July 17, 2018

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 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL



Frilot L.L.C.
1100 Poydras Street, Suite 3700
New Orleans, Louisiana 70163
Phone: 504.599.8000
Facsimile: 504.599.8100
www.frilot.com

Allen J. Krouse, III
Member
(504) 599-8016 (Phone)
(504) 599-8116 (Fax)
akrouse@frilot.com

July 11, 2018

William M. McGoey
Assistant District Attorney
2010 Pakenham Drive
Chalmette, Louisiana 70043

Re: Engagement Letter – Retainer Agreement
Ryan Fink v. St. Bernard Parish Government, USDC E.D. 18-5447

Dear William:

This letter will confirm our discussions and the engagement of Frilot LLC to provide professional legal services and representation of the St. Bernard Parish Government in the lawsuit filed by Ryan Fink against St. Bernard Parish Government in the United States District Court, East District of Louisiana, Civil Action No. 18-5447 and in any matters related thereto.

It is contemplated that Frilot LLC will provide professional legal services to the St. Bernard Parish Government, in the above-captioned matter. It is understood that the work performed by Frilot LLC will be confidential, constituting attorney work product and is to be regarded as being covered by the attorney-client and attorney-work product privileges.

Frilot LLC has adopted Thomson Reuters' electronic discovery tool, eDiscovery Point. eDiscovery Point is a web-based platform built to handle ediscovery through its three main components of process, review, and production; we therefore have the capability to process large data sets in-house, without seeking assistance of costly third-party vendors often relied upon during the course of discovery. Modest costs are incurred on a per-case basis, based on the volume of data contained in each case's active review section. However, we are able to offer our clients and outside expert witnesses online access to case documents and coding at no additional charge. Online collaboration allows for significant savings during preparation for large document productions by reducing the time involved with delivery, download, unzipping, flagging for discussion, *etc.*

The fees in this action are based on an hourly rate plus expenses incurred and are not contingent on the outcome of the case. We will invoice you at the standard rates which are currently \$185.00 per hour for partners; \$135.00 per hour for associates; and \$60.00 per hour for paralegals. Unless otherwise agreed, we will submit our billings on a monthly basis with the

William M. McGoey
July 11, 2018
Page 2 of 2

understanding that they will be paid in full in 30 days. We reserve the right to defer rendering further services until payment on past due services is received. Our Federal Tax Identification Number is 72-1284229. See W-9 attached.

The obligations for payment of the attorneys' fees and expenses of Frilot LLC are the direct responsibility of the St. Bernard Parish Government.

I also write to provide notice, as litigation has commenced, that you shall preserve all documents, including correspondence, account statements, emails, texts, images, ledgers, accounts, checks, deposits, agreements, contracts, photographs, videos and any electronically stored information, that has been stored in any paper or electronic format, related to this lawsuit.

By acknowledging acceptance of the terms of this engagement and retainer agreement, William McGoey represents and warrants that he has the authority from the St. Bernard Parish Council to retain Frilot LLC on the terms and conditions set forth herein.

If this is in accordance with the understanding and meets with your approval, please sign and date this letter in the space provided. One copy should be retained for your files. Please scan and send a copy of the signed agreement to my attention at akrouse@frilot.com.

This letter shall serve to confirm also that Frilot LLC may provide professional legal services in the representation of the St. Bernard Parish Government in any lawsuit, trial, arbitration and/or mediation proceeding that may be in the future.

Sincerely,



Allen J. Krouse, III

July 13, 2018

Date

By: WILLIAM M. MCGOEY
Assistant District Attorney
2010 Packenham Drive
Chalmette, Louisiana 70043
Telephone: (504) 475-7070

#25

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

On motion of xxxx, seconded by xxxx , it was moved to **introduce** the following ordinance:

Summary No. 3615

Introduced by: Administration on 7/17/18

AN ORDINANCE TO **AMEND** CHAPTER 4; ANIMALS AND FOWL, ARTICLE II; ANIMAL CONTROL REGULATIONS, DIVISION 3; TREATMENT AND CARE OF ANIMALS; NUISANCES, SECTION 4-56; WILD OR EXOTIC ANIMALS; INFANT WILD ANIMALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby amend an ordinance to amend Chapter 4; Animals and Fowl, Article II; Animal Control Regulations, Division 3; Treatment and Care of Animals; Nuisances, Section 4-56; Wild or Exotic Animals; Infant Wild Animals of the St. Bernard Parish Code of Ordinances as attached in Exhibit "A".

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 #25 continued
July 17, 2018

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 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal of the Parish of St. Bernard on this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

Exhibit "A"
Summary No. 3615
Ordinance SBPC # XXXX-XX-XX

Chapter 4- Animal and Fowl
Article II- Animal Control Regulations
Division 3- Treatment and Care of Animals; Nuisances
Section 4-56- Wild or exotic animals; Infant wild animals

Sec. 4-56. Wild or exotic animals; infant wild animals.

(a) Wild or exotic animals: No person shall keep any wild or exotic species of animals or birds warm- or cold-blooded, except for caged rodents, caged pet birds, and animals in aquariums unless the keeping of such animal is approved by the parish of St. Bernard Parish animal control. Such approval will not be granted by the animal control until after it is determined not to be in violation of any of the provisions of this article or will constitute a nuisance or a danger to the general public. Under no circumstances will the keeping of poisonous *snakes*, non-native constrictor *snakes* or constrictor *snakes* which may grow to a length of eight (8) feet or more **(with the exemption of owners whom possess a certified Louisiana permit allowing additional length as deemed permissible under state regulations, LA. ADMIN. CODE tit. 76, Part XV §101)**, be allowed other than in licensed zoos.

(b) Keeping, care and protection of infant wild animals: Animal control may grant temporary approval for the keeping, care and protection of an infant wild animal native to this region of the country which has been deemed to be homeless until such time as it may be safely released. This subsection shall not be construed to apply to zoological parks, performing animal exhibitions or circuses which are properly licensed by the parish and/or state.

#26

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

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

Summary No. 3616

Introduced by: Councilmember Luna on 7/17/18

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 22-7; SITE DEVELOPMENT STANDARDS, SUBSECTION 22-7-4 SIGN REGULATIONS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 22-7; Site Development Standards, Subsection 22-7-4 sign regulations as per attached in Exhibit "A".

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 #26 continued
July 17, 2018

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 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal of the Parish of St. Bernard on this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL

Summary No. 3616
Exhibit "A"
Ordinance SBPC #XXXX-XX-XX

Chapter 22 - ZONING

Sec. 22-7. - Site development standards

22-7-4 Sign regulations

22-7-4.5. Dimensions, conditions, and restrictions for sign types

- (n) Political signs. *Political signs shall not exceed thirty-two (32) square feet in commercial, industrial and agriculture zoned areas and shall not exceed eight (8) square feet in residential zoned areas.* Said signs shall be allowed for no more than ninety (90) consecutive calendar days and must be removed within ten (10) days following election for which signs were permitted. If signs are for more than one (1) election, the permit will automatically extend to the tenth day following the subsequent election.
- (1) Political signs are not permitted in public rights-of-way, and are not allowed to obstruct vehicular lines of vision.
 - (2) Said signs are not allowed to be stacked one on top of another, like in billboard fashion.

22-7-4.7. *Application requirements and fee schedule*

- (b) Fees. When completed application is submitted with required information, a nonrefundable application fee shall be required according to the following schedule:
7. Political signs. ~~Political signs shall be exempt from all fees.~~ Twenty-five dollars (\$25.00)

#27

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, JULY 17, 2018 AT THREE O'CLOCK P.M.

On motion of Mr. xxxx, seconded by Mr. xxxx, it was moved to **introduce** the following ordinance:

Summary No. 3617

Introduced by: Administration on 7/17/18

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2019-12-17**, AN ORDINANCE TO ADOPT THE 2018 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2018 is hereby amended as per attached in Exhibit "A".

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department's specific budget.

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 #27 continued
July 17, 2018

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 **xxxx** on the 17th day of July, 2018.

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, July 17, 2018.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of July, 2018.

ROXANNE ADAMS
CLERK OF COUNCIL