

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON **TUESDAY, MARCH 21, 2023 AT 3:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, March 21, 2023 at three o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:01 p.m. Members present: Council Chair Richard "Richie" Lewis, Joshua "Josh" Moran, Howard Luna, Wanda Alcon Fred Everhardt, Jr., and Kerri Callais.

Councilmembers Absent: Gillis McCloskey

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

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

Elected Officials present were Justice of the Peace Ward H Jeff Southerland.

#1 On motion of Mr. Moran, seconded by Mr. Lewis, it was moved to approve the minutes from the March 7, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 17, 2023.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

#2 On motion of the Council Chair, without objection and by unanimous consent, it was moved to receive an update from the Capital Projects Department.

No action taken on this item.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

#3 Councilmember's District Update

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

#4 President's Report

No action was taken on this item

On motion of Mr. Everhardt, seconded by Mr. Luna, it was moved to amend the agenda to include the following Emergency Ordinance.

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AN **EMERGENCY ORDINANCE** TO HAVE THE ADMINISTRATION IMMEDIATELY PUT BACK IN PLACE THE ENTIRE STAFFING AND EQUIPMENT LEVELS OF FIRE DISTRICT 2 TO ITS LEVELS AS IT WAS PRIOR TO MARCH 6, 2023.

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

YEAS: Luna, Everhardt

NAYS: Moran, Alcon, Callais

ABSENT: McCloskey

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

And the motion was declared **failed** on the 21st day of March, 2023.

#5 Recognize the Public

- Chad Merritt - St. Bernard, LA
- Mike Fernandez - Arabi, LA

#6 Summary No. 4072

Planning Commission recommended **APPROVAL** on 2/28/23

Introduced by: Administration on 3/7/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-004**, PETITION OF NORRELL ATTRIBUTES LLC FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). SITE LOCATION: E. JUDGE PEREZ DRIVE AND MARIETTA STREET, CHALMETTE LA 70043.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM

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

Summary No. 4072

Planning Commission recommended **APPROVAL** on 2/28/23

Introduced by: Administration on 3/7/23

Public Hearing held on 3/21/23

AN ORDINANCE TO APPROVE DOCKET Z-2023-004, PETITION OF NORRELL ATTRIBUTES LLC FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). SITE LOCATION: E. JUDGE PEREZ DRIVE AND MARIETTA STREET, CHALMETTE, LA.

Discussion ensued;

On motion of Ms. Callais, seconded by Mr. Moran, it was moved to **amend** Summary No. 4072 to change the address to read: SITE LOCATION: PARCEL #303200C00033.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

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On motion of the Council Chair, without objection and by unanimous consent, it was moved to move the adoption of Item #7 - Summary No. 4072 to the end of the agenda.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

#8 Coastal Zone Advisory Committee

No action taken on this item.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to **amend** the agenda to include item #10.

#10 Motion to enter into Executive Session to discuss the Judgement List.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

On motion of the Council Chair, without objection and by unanimous consent it was moved to take items #9 and #10 in globo.

#9 Motion to enter into Executive Session to discuss St. Bernard Parish Government v. Entergy Louisiana, LLC, Entergy Louisiana Holdings, Inc., ATMOS Entergy Corporation, and Union Indemnity Company, No. 18-1032 Division "A", 34th JDC.

#10 Motion to enter into Executive Session to discuss the Judgement List.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to return to regular session.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

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NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

#9 On motion of Ms. Callais, seconded by Mr. Moran, it was moved to accept the advice of legal counsel in the matter of St. Bernard Parish Government v. Entergy Louisiana, LLC, Entergy Louisiana Holdings, Inc., ATMOS Entergy Corporation, and Union Indemnity Company, No. 18-1032 Division "A", 34th JDC.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

#10 On motion of Ms. Callais, seconded by Mr. Moran, it was moved to accept the advice of legal counsel in the matter of the Judgement List.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

On motion of the Council Chair, without objection and by unanimous consent, it was moved to re-address item #7.

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

Summary No. 4072

Planning Commission recommended **APPROVAL** on 2/28/23

Introduced by: Administration on 3/7/23

Public Hearing held on 3/21/23

AN ORDINANCE TO APPROVE DOCKET Z-2023-004, PETITION OF NORRELL ATTRIBUTES LLC FOR A ZONING CHANGE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (NEIGHBORHOOD COMMERCIAL). SITE LOCATION: LOT 33 SQ C. MAGNOLIA SUB. PARCEL #303200C00033.

On motion of Mr. Lewis, seconded by Ms. Callais, it was moved to **table** Summary No. 4072 until the April 4, 2023 Council Meeting and to re-advertise with the correct site location.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared **adopted** on the 21st day of March, 2023.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 4:18 p.m. on the 21st day of March, 2023.

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

Richard "Richie"

Lewis

ROXANNE ADAMS

RICHARD "RICHIE"

LEWIS

CLERK OF COUNCIL

COUNCIL CHAIR