

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON TUESDAY, **MARCH 6, 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, March 6, 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 7:03 p.m. Members present: Councilmembers: Council Chair, Kerri Callais, Gillis McCloskey, Nathan Gorbaty, Howard Luna, Wanda Alcon and Richard "Richie" Lewis.

Members absent: None

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

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

**#1** On motion of Mr. McCloskey, seconded by Mr. Montelongo, it was moved to approve the minutes of the February 20, 2018 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 2, 2018.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

**#2** On joint motion of the Council, without objection and by unanimous consent, it was moved to proclaim Los Majuelos from Tenerife Island, Canary Islands, honored citizens of St. Bernard Parish.

**#3** On joint motion of the Council, without objection and by unanimous consent, it was moved to proclaim March 15, 2018 as Realtor Appreciation Day in St. Bernard Parish.

**#4** On motion of Mr. McCloskey, seconded by Mr. Gorbaty, it was moved to proclaim Dale Phillips an honored citizen of St. Bernard Parish.

**#5 Councilmember 's District Update**

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

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**#6 President's Report**

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

**#7 Recognize the Public**

- Charles Jackson - Chalmette, LA
- Tammy Martinez - Meraux, LA

**#8 Summary No. 3561**

Introduced by: Administration on 2/20/18

AN ORDINANCE TO AMEND CHAPTER 3, ALCOHOL BEVERAGES; SECTION 3.9 PERMIT FEES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

**NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE**

**#9 Summary No. 3562**

Introduced by: Administration on 2/20/18

AN ORDINANCE TO AMEND CHAPTER 10; FIRE PROTECTION AND PREVENTION, ARTICLE II; FIRE PREVENTION CODE, SECTION 10-23; PERMIT AND INSPECTION FEES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

**NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE**

**#10 Summary No. 3563**

Introduced by: Administration on 2/20/18

AN ORDINANCE TO **AMEND** CHAPTER 10, FIRE PROTECTION AND PREVENTION; ARTICLE I IN GENERAL; SECTION 10-2 FIREWORKS; SUBSECTION (C) OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

**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 remove items #11, #12, #14 and #15 in Globo.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1802-03-18**

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. The Kimmy Group, LLC dba The Palms Too 8001-B W. St. Bernard Highway Arabi, La 70043 Owner: Charles L. Bienvenu **(Renewal) (Beer & Liquor)**
2. The Palms Casino & Truck Stop Inc. dba The Palms Truck Stop 8001-A W. St. Bernard Highway Arabi, La 70032 Owners: Charles L. & John R. Bienvenu, Jr. **(Renewal) (Beer & Liquor)**
3. The Palms Casino & Truck Stop, Inc. dba The Palms Casino 8001-C W. St. Bernard Highway Arabi, La 70032 Owner: Charles L. Bienvenu & John R. Bienvenu, Jr. **(Renewal) (Beer & Liquor)**
4. Rocky & Carlo's Inc. dba Rocky & Carlo's Restaurant & Bar 613 W. St. Bernard Highway Chalmette, La 70043 Owners: Thomas Tommaseo, Tommoso G. Tommaseo, & Leonardo Tommaseo Gioe **(Renewal) (Beer & Liquor)**
5. Racetrac Petroleum, Inc. dba Racetrac #2368 8130 W. Judge Perez Dr. Chalmette, La 70043 Manager: Crystal Stebbins **(Renewal) (Beer & Liquor)**
6. Racetrac Petroleum, Inc. dba Racetrac #2350 2713 Paris Road Chalmette, La 70043 Manager: Belinda Anthony **(Renewal) (Beer & Liquor)**
7. Pons-A-Pack, Inc. dba Ponstein's Food Store 3523 Paris Road Chalmette, La 70043 Owner: Neil Ponstein **(Renewal) (Beer & Liquor)**
8. St. Bernard Parish Government Civic Center 8245 W. Judge Perez Drive Chalmette. La 70043 Manager: Maurine Liuzza **(Renewal) (Beer & Liquor)**
9. M&A Cheema, LLC dba AAA Shell 2601 Paris Road Chalmette, La 70043 Owners: Muhammed Cheema & Asia Cheema **(Renewal) (Beer & Liquor)**
10. Charlie's Restaurant & Catering, LLC dba Charlie's Restaurant & Catering 6129 E. St. Bernard Highway Violet, La 70092 Owner: Chad Blanchard **(Renewal) (Beer & Liquor)**
11. Par 3 Restaurant, LLC dba Par 3 Restaurant 1530 E. Judge Perez Dr. Chalmette, La 70043 Member: Dorothy Z. LaBrosse **(Renewal) (Beer & Liquor)**
12. Madison Enterprises, LLC dba Gerald's Donuts & Restaurant 6901 St. Claude Avenue Arabi, La 70032 Owner: Richard J. Lewis **(Renewal) (Beer & Liquor)**

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13. Lamar Enterprises, LLC dba Barker's Dozen 7801-B E. St. Bernard Hwy. Violet, La 70092 Owners: Rolfe A. Barker **(Renewal) (Beer & Liquor)**
14. Reminiscence Palace, LLC dba Reminiscence Palace 5009 E. St. Bernard Hwy. Meraux, La 70075 Owner: LaDonya Noble-Robinson **(Renewal) (Beer & Liquor)**
15. Kimberly, Inc. dba Brewster's 8751 W. Judge Perez Dr. Chalmette, La 70043 Owners: Theodore & Kimberly Reab **(Renewal) (Beer & Liquor)**
16. Nap's Place, LLC dba Speck's Bar 2603 Hopedale Highway St. Bernard, La 70085 Members: Craig & Aline Napoli **(Renewal) (Beer & Liquor)**

### Special Event

1. Name of Organization: Louisiana Crawfish Festival Inc.  
Address: 2107 Paris Road, Chalmette, La 70043  
Event: Louisiana Crawfish Festival  
Location: 8245 W. Judge Perez Dr., Chalmette, La 70043  
Date: March 22-25, 2018  
Time: (3/22)2pm-11pm (3/23)2pm-12am  
(3/24)10am-12am (3/25)10am-11pm  
Contact: Cisco Gonzales
2. Name of Organization: Oana  
Address: P.O. Box 112, Arabi, La 70032  
Event: Sippin into Sunset  
Location: Aycock Barn  
Dates: March 15, 2018 & May 10, 2018  
Time: 6PM-9PM  
Contact: Barry Lemoine
3. Name of Organization: Our Lady of Prompt Succor Catholic Church  
Address: 2320 Paris Road, Chalmette, La 70043  
Event: Tomato Festival  
Dates: May 4,5,6,2018  
Times: May 4<sup>th</sup> (6PM-12AM), May 5<sup>th</sup> (11:30AM-12AM), May 6<sup>th</sup> (11:30-12AM)  
Location: Our Lady of Prompt Succor Church & School Grounds  
Contact: Josh Moran
4. Name of Organization: Our Lady of Prompt Succor Catholic Church  
Address: 2320 Paris Road, Chalmette, La 70043  
Event: OLPS Crawfish Cook-Off  
Location: OLPS Church & School Grounds  
Date: April 7, 2018  
Time: 12 Noon- 4PM  
Contact: Josh Moran

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

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**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo

**NAYS:** None

**ABSENT:** None

**ABSTAINED:** Lewis

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1805-03-18**

A RESOLUTION TO INVOKE THE "TERMINATION FOR CONVENIENCE" CLAUSE WITHIN THE CONTRACT OF DAR INC., A LOBBYIST REPRESENTING ST. BERNARD PARISH GOVERNMENT.

Discussion ensued;

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

**YEAS:** Gorbaty, Luna, Alcon, Lewis

**NAYS:** McCloskey, Montelongo

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1806-03-18**

A RESOLUTION TO INVOKE THE "TERMINATION WITHOUT CAUSE" CLAUSE WITHIN THE CONTRACT OF TAUZIN CONSULTANTS, LLC, A FEDERAL LOBBYIST REPRESENTING ST. BERNARD PARISH GOVERNMENT.

Discussion ensued;

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1807-03-18**

A RESOLUTION TO APPROVE THE BUCCANEER VILLA NORTH FORTY ARPENT LAGOON PARK PROJECT AND TO APPROVE AN APPLICATION FOR THE U.S. PARK SERVICE LAND AND WATER CONSERVATION FUND GRANT IN THE AMOUNT OF \$250,000 FOR THE PROJECT.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1808-03-18**

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO SIGN AMENDMENT NO. 3 TO THE COOPERATIVE ENDEAVOR AGREEMENT WITH THE OFFICE OF COMMUNITY DEVELOPMENT DISASTER RECOVERY UNIT, FOR THE FISHERIES INFRASTRUCTURE ASSISTANCE PROGRAM-YSCLOSKEY ICE PLANT PROJECT.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

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**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1809-03-18**

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE LOUISIANA OFFICE OF TOURISM COOPERATIVE MARKETING PROGRAM IN THE AMOUNT OF \$20,000.00 FOR THE ST. BERNARD PARISH OFFICE OF TOURISM COOPERATIVE MARKETING PROGRAM.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**RESOLUTION SBPC # 1810-03-18**

A RESOLUTION TO APPROVE AND ADOPT THE REASONABLE RENT POLICY.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

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And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3559**

Introduced by: Councilman Lewis on 2/6/18

Public hearing held on 2/20/18

Tabled on 2/20/18 until 3/6/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5-5; RESIDENTIAL ZONING DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

Discussion ensued;

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to **amend** Summary No. 3559 as follows:

Add subsection 4 (b) (2):

**2. Accessory buildings, as described in 22-5-5-4b. including properties outside of Special Flood Hazard Areas, shall be sited on the lot and appear to be an accessory to the main structure. Buildings shall not appear to be a main residential building. Building placement and style shall be approved by the director of the department of community.**

Add the following to subsection 4 (d):

**Carpports shall not exceed sixteen (16) feet in height at the ridge and fourteen (14) feet in height at the eave.**

Discussion ensued further;

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

YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**ORDINANCE SBPC #2035-03-18**

**Summary No. 3559**

Introduced by: Councilman Lewis on 2/6/18

Public hearing held on 2/20/18



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Tabled on 2/20/18 until 3/6/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5-5; RESIDENTIAL ZONING DISTRICTS 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, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**ORDINANCE SBPC # 2036-03-18**

**Summary No. 3561**

Introduced by: Administration on 2/20/18

Public hearing held on 3/6/18

AN ORDINANCE TO AMEND CHAPTER 3, ALCOHOL BEVERAGES; SECTION 3.9 PERMIT FEES 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, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**ORDINANCE SBPC # 2037-03-18**

**Summary No. 3562**

Introduced by: Administration on 2/20/18

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Public hearing held on 3/6/18

AN ORDINANCE TO AMEND CHAPTER 10; FIRE PROTECTION AND PREVENTION, ARTICLE II; FIRE PREVENTION CODE, SECTION 10-23; PERMIT AND INSPECTION FEES 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, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**ORDINANCE SBPC # 2038-03-18**

**Summary No. 3563**

Introduced by: Administration on 2/20/18

Public hearing held on 3/6/18

AN ORDINANCE TO **AMEND** CHAPTER 10, FIRE PROTECTION AND PREVENTION; ARTICLE I IN GENERAL; SECTION 10-2 FIREWORKS; SUBSECTION (C) 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, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

**#26** On motion of Mr. Luna, Seconded by Mrs. Alcon, it was moved to **introduce** the following ordinance:

**Summary No. 3564**

Introduced by: Councilman Luna on 3/6/18

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AN ORDINANCE AMEND CHAPTER 22, ZONING, SECTION 22-9 SPECIAL REGULATIONS TO CREATE AND INSERT SUBSECTION 22-9-7 DEVELOPMENT OF UNDEVELOPED OR UNDERDEVELOPED TRACTS OVER 20 ACRES OF THE ST. BERNARD CODE OF ORDINANCES.

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

**YEAS:** McCloskey, Alcon, Luna

**NAYS:** Gorbaty, Montelongo, Lewis

**ABSENT:** None

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

And the motion was declared **failed** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3565**

Introduced by: Administration on 3/6/18

Planning Commission recommended **APPROVAL** on 2/27/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS, AND SUB SECTION 22-4-2.13; PROJECTIONS INTO REQUIRED YARDS AS WELL AS SUB SECTION 22-4-2.14; ACCESSORY BUILDINGS AND STRUCTURES OF THE ST. BERNARD CODE OF ORDINANCES.

**Discussion ensued;**

On motion of Mr. Lewis, seconded by Mr. Gorbaty it was moved to **amend** Summary No. 3565 as follows:

Section (b): change ~~thirty (30)~~ feet to forty (40) and change ~~thirteen (13)~~ feet to fourteen (14) and add "at the eave"

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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On motion of Mr. Lewis, seconded by Mr. Gorbaty it was moved to **introduce** the following ordinance as amended:

**Summary No. 3565**

Introduced by: Administration on 3/6/18

Planning Commission recommended **APPROVAL** on 2/27/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS, AND SUB SECTION 22-4-2.13; PROJECTIONS INTO REQUIRED YARDS AS WELL AS SUB SECTION 22-4-2.14; ACCESSORY BUILDINGS AND STRUCTURES OF THE ST. BERNARD CODE OF ORDINANCES.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3566**

Introduced by: Administration on 3/6/18

Planning Commission recommended **APPROVAL** on 2/27/18

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-2; INTERPRETATION, SUBSECTION 22-2-4; DEFINITIONS OF THE ST. BERNARD CODE OF ORDINANCES.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3567**

Introduced by: Administration on 3/6/18

Planning Commission recommended **APPROVAL** on 2/27/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-003**, PETITION OF 8315 W. JUDGE PEREZ DR. LLC. FOR A CONDITIONAL USE PERMIT TO OPERATE A MOVIE STUDIO, SOUND STUDIO AND COFFEE SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT FOR THE PROPERTY LOCATED AT 8315 W. JUDGE PEREZ DR., CHALMETTE, LA 70043.

Discussion ensued;

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3568**

Introduced by: Administration on 3/6/18

Planning Commission recommended **DENIAL** on 2/27/18

AN ORDINANCE TO APPROVE **DOCKET Z-2018-004**, PETITION OF ERIC C TERRELL FOR A ZONING CHANGE FROM "R-1(M), (SINGLE FAMILY MOBILE)" TO "R-2, (TWO FAMILY RESIDENTIAL)" FOR THE PROPERTY LOCATED AT 6311 JULES BROWN ST. VIOLET LA 70092.

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

**YEAS:** Gorbaty, Alcon

**NAYS:** McCloskey, Luna, Montelongo, Lewis

**ABSENT:** None

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

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And the motion was declared **failed** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3569**

Introduced by: Administration on 3/6/18

AN ORDINANCE TO DECLARE AS SURPLUS 2804 BARTOLO DRIVE, MERAUX, WHICH IS OWNED BY THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTY ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

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

**Summary No. 3570**

Introduced by: Administration on 3/6/18

AN ORDINANCE AUTHORIZING CONVEYANCE OF FORMER LOUISIANA LAND TRUST PROPERTIES UNDER THE BUY AND BUILD PROGRAM WITH BUILDER BUNDLE III DESIGN STANDARDS.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

**#33 Coastal Zone Advisory Committee**

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No official action taken

On motion of the Chair, without objection and by unanimous consent, it was moved to address items #34, #35, #36 and #37 in Globo.

**#34** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to enter into Executive Session to discuss Patrice Downing Cusimano and Nunzio Cusimano, individually and on behalf of Jeffrey Allen Cusimano v. St. Bernard Parish Government 34<sup>th</sup> JCD No.: 13-1138, Div. B.

**#35** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to enter into Executive Session to discuss St. Bernard v. Southern Solutions Land Management, et al, 34<sup>th</sup> JDC 118-830."

**#36** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to enter into Executive Session to discuss potential litigation Between St. Bernard Parish Government, Fuccich Contracting Inc., Shread, Kuyrkendall & Associates, Inc. and the Lake Borgne Basin Levee District.

**#37** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to enter into Executive Session to discuss RAY59, LLC vs. Parish of St. Bernard et al, 34 JDC No. 17-0268.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to enter into executive session to discuss Items #34, #35, #36 & #37.

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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

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And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

On motion of the 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:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

**#34** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to accept the advice of Legal Counsel in the matter of Patrice Downing Cusimano and Nunzio Cusimano, individually and on behalf of Jeffrey Allen Cusimano v. St. Bernard Parish Government 34<sup>th</sup> JCD No.: 13-1138, Div. B.

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

**YEAS:** McCloskey, Luna, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

**ABSTAINED:** Gorbaty, Alcon

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

**#35** On motion of Ms. Callais, seconded by Mrs. Alcon, it was moved to accept the advice of Legal Counsel in the matter of St. Bernard v. Southern Solutions Land Management, et al, 34<sup>th</sup> JDC 118-830."

**#36** On motion of Ms. Callais, seconded by Mrs. Alcon, it was moved to accept the advice of Legal Counsel in the matter of potential litigation Between St. Bernard Parish Government, Fuccich Contracting Inc., Shread, Kuyrkendall & Associates, Inc. and the Lake Borgne Basin Levee District.

**#37** On motion of Ms. Callais, seconded by Mrs. Alcon, it was moved to accept the advice of Legal Counsel in the matter of RAY59, LLC vs. Parish of St. Bernard et al, 34 JDC No. 17-0268.



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

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 6<sup>th</sup> day of March, 2018.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 10:17 p.m. on the 6<sup>th</sup> day of March, 2018.

Next Regular scheduled Council Meeting will be held Tuesday, March 20, 2018 @ 3:00 p.m.

**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  
CHAIR

[Kerri Callais](#)

KERRI CALLAIS  
COUNCIL