

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON TUESDAY, **JUNE 6, 2017 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 in the Council Chambers of the St. Bernard Parish Government Complex, Chalmette, Louisiana on June 6, 2017 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: Chairman Richard "Richie" Lewis, Gillis McCloskey, Nathan Gorbaty, Howard Luna, Wanda Alcon, Manuel "Monty" Montelongo and Kerri Callais.

Members absent: None

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

Pastor Jerry Troxclair delivered the invocation and Councilmember McCloskey led the Pledge of Allegiance.

Mr. Lewis then recognized former Parish President, Charlie Ponstein.

#1 On motion of Mr. McCloskey, seconded by Mrs. Alcon, it was moved to approve the minutes of the May 16, 2017 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, May 26, 2017.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

#2 On a joint motion of the Council, without objection and by unanimous consent, it was moved to recognize the 2017 Leadership St. Bernard Class.

#3 On a joint motion of the Council, without objection and by unanimous consent, it was moved to recognize the St. Bernard 10 year-old Bidy All-Stars for their 1st place finish in the Regional and a 2nd place spot in the National Tournament.

#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

- Marvin Hirsch – Chalmette, LA
- Adam Laudun – Metairie, LA

- Anthony Stepelcovich – Chalmette, LA
- Ken Dufour – Violet, LA

#7 Summary No. 3487

Introduced by: Council on 5/2/17

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2017 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1 FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#8 Summary No. 3488

Introduced by: Councilman Lewis on 5/2/17

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

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#9 Summary No. 3489

Introduced by: Councilman Lewis on 5/2/17

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 22-6; COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, SUBSECTION 4; PERMITTED USES IN BUSINESS AND INDUSTRIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#10 Summary No. 3490

Introduced by: Councilman Lewis on 5/2/17

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 9; SPECIAL REGULATIONS, SUBSECTION 6.9; SCHEDULE USE CHART REQUIRED OVERLAYS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#11 Summary No. 3491

Introduced by: Administration on 5/16/17

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF 409 SERPAS DRIVE, ARABI, LA, 600 PERRIN DRIVE, ARABI, LA AND 2245 BAYOU ROAD, ST. BERNARD, LA FROM ST. BERNARD PROJECT, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#12 THIS PUBLIC HEARING WILL BE TO DISCUSS AND DEVELOP THE LIST OF CANDIDATES FOR THE VACANCY ON THE PLANNING COMMISSION, DISTRICT A.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#13 THIS PUBLIC HEARING WILL BE TO DISCUSS AND DEVELOP THE LIST OF CANDIDATES FOR THE VACANCY ON THE PARKS AND PARKWAYS COMMISSION.

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NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

- #14** THIS **PUBLIC HEARING** WILL BE TO DISCUSS AND DEVELOP THE LIST OF CANDIDATES FOR THE VACANCY ON THE HOME MORTGAGE AUTHORITY.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

- #15** THIS **PUBLIC HEARING** WILL BE TO DISCUSS AND DEVELOP THE LIST OF CANDIDATES FOR THE VACANCY ON THE ST. BERNARD PARISH PERSONNEL BOARD, ST. BERNARD PARISH ECONOMIC DEVELOPMENT COMMISSION'S APPOINTMENT.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

- #16** THIS **PUBLIC HEARING** WILL BE TO DISCUSS AND OPEN FOR PUBLIC COMMENT A REQUEST AUTHORIZING AN APPLICATION TO APPROVE CLASSROOM AND OFF-STREET PARKING AREA EXPANSION TO THE EXISTING TRIST MIDDLE SCHOOL. THE PETITIONED PROPERTY IS MANAGED BY ST. BERNARD PARISH SCHOOL DISTRICT AND EXEMPT FROM ZONING CODE PER THE REQUIREMENTS OF SECTION 5-21. – EXEMPTION OF GOVERNMENT BUILDINGS AND LAND AND SCHOOLS WITH ENROLLMENT OF 500 OR MORE STUDENTS IN THE ST. BERNARD PARISH CODE OF ORDINANCES. THE PROPERTY IS DESIGNATED AS 1 PIRATES COVE, MERAUX, LA 70075.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

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

RESOLUTION SBPC #1724-06-17

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. Wimpy's Three , LLC dba Wimpy's 800 E. Judge Perez Drive Chalmette, LA 70043 Owner: Lori Cantrell **(Renewal) (Beer & Liquor)**
2. Daiquiris Chalmette Patnership, dba New Orleans Daiquiris 8304 W. Judge Perez Drive Chalmette, LA 70043 Member(s): David A. Briggs, Jr. **(Renewal) (Beer & Liquor)**
3. RD & RS, Inc. dba Smokes For Less 2400 Paris Road Chalmette, LA 70043 Owner: Jatin Desat **(Renewal) (Beer & Liquor)**
4. Adelitas Mexican Restaurant, LLC Adelitas Mexican Restaurant 7007 St. Claude Avenue Arabi, LA 70032 Owner: Nelita Adell Thompson **(New) (Beer & Liquor)**
5. 2021 Paris, LLC Mr. C's 2021 Paris Road Chalmette, LA 70043 Owner: Ray Culotta, Jr. & Danielle Culotta **(Renewal) (Beer & Liquor)**
6. Crazy Cajuns Fish Shack LLC Crazy Cajuns Fish Shack 3124 E. Judge Perez Drive Meraux, LA 70075 Manager: Rachel & Jason Bazile **(New) (Beer & Liquor)**

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7. M&A Cheema, LLC. AAA Shell 2601 Paris Road Chalmette, LA 70043 Owners: Muhammed Cheema & Asia Cheema **(Renewal) (Beer & Liquor)**
8. LA Nueva Hacienda, LLC LA Nueva Hacienda Restaurant & Bakery 1112 W. Judge Perez Drive Chalmette, LA 70043 Members: Adam Chavez & Maria Maldonado **(Renewal) (Beer & Liquor)**
9. D&S Wingery , LLC dba WOW 1720 E. Judge Perez Drive, Ste. C Chalmette, LA 70043 Owner: Dianne Songy **(Renewal) (Beer & Liquor)**
10. Desi's Inc. dba Desi's 3809 Paris Road Chalmette, LA 70043 Manager: Tina C. Romano, Desi A. Romano, Desi D. Romano **(Renewal) (Beer & Liquor)**
11. MJROD , LLC Chalmette Rotolo's 8109 W. Judge Perez Dr. Ste. A Chalmette, LA 70043 Members: Melvin J. Rodrigue Jr. **(New) (Beer & Liquor)**
12. Disabled Veterans of LA, LLC dba Friendly Pub 149 Friscoville Avenue Arabi, LA 70032 **(Renewal) (Beer & Liquor)**
13. Violet Discount Meat Market, LTD dba Violet Discount Meat Market 5636 E. Judge Perez Drive Violet, LA 70092 Owner: Tharwat N. Hamed **(Renewal) (Beer & Liquor)**
14. Dockside Enterprises ,Inc. dba Casanova Seafood 1928 Masicot Road St. Bernard, LA 70085 Owners: Judy & Robert Casanova **(Renewal) (Beer Only)**
15. Dingo's LLC dba Da Bayou Swamp Bar 2029 Paris Road Chalmette, LA 70043 Owners: Kenneth A. Zulli & Christine P. Zulli **(Renewal) (Beer & Liquor)**
16. The Valiant Theatre & Lounge Inc. dba The Valiant 6621 St. Claude Avenue Arabi, LA 70032 Member: Paul Chiriaco & Richard Mayer **(Renewal) (Beer & Liquor)**

Bingo Renewal

1. Name of Organization: Disabled Veterans of LA Chapter 4 Auxiliary
Address: 151 Friscoville Ave, Arabi, LA 70032
Date(s): Fridays and Saturdays
Time(s): 6:00 p.m. – 12:00 a.m.
Member in Charge: Carolyn Little
2. Name of Organization: Disabled Veterans of LA #4 Inc.
Address: 151 Friscoville Ave, Arabi, LA 70032
Date(s): Wednesdays and Thursdays
Time(s): 6:00 p.m. – 12:00 a.m.
Member in Charge: Carol Moity, Jr.

Special Event

1. Name of Organization: New Orleans Track Club
Address: 1050 S. Jefferson Davis Pkwy. Ste. 109 Nola, 70125

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- Event: Jackson Day Race (Foot Race)
Location:
Date: January 6, 2018
Time: 8AM Start
2. Name of Organization: St. Bernard Catholic Church Boat Blessing
Address: 2805 Bayou Road St. Bernard, LA 70085
Event: St. Bernard Catholic Church Blessing of the Fleet
Location: Tino's Seafood
5325 Delacroix Highway St. Bernard, LA 70085
Date: August 12, 2017
Time: 11AM-3PM
3. Name of Organization: St. Bernard Catholic Church Boat Blessing
Address: 2805 Bayou Road St. Bernard, LA 70085
Event: St. Bernard Catholic Church Blessing of the Fleet
Location: Robin's Seafood
2324 Florissant Hwy. St. Bernard, LA 70085
Date: July 29, 2017
Time: 11AM-3PM
4. Name of Organization: Knights Of Nemesis Social Club & Parade
Address: P.O. Box 291, Arabi, LA 70032
Event: Knights of Nemesis Hook A Kid on Fishing Rodeo
Location: Campo's Marina
Date: June 17, 2017
Time: 10AM-3PM
5. Name of Organization: St. Bernard Salutes America
Address: 8201 W. Judge Perez Drive, Chalmette LA 70043
Event: 33rd Annual St. Bernard Salutes America
Location: Frederick J. Sigur Civic Center Parking Lot
Date: Tuesday, July 4, 2017
Time: 4:30PM – 10:00 PM

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1725-06-17

A RESOLUTION APPOINTING A NEW MEMBER TO THE ST. BERNARD PARISH PLANNING COMMISSION, DISTRICT A.

On motion of Mr. McCloskey, seconded by Ms. Callais, it was moved to appoint Frank Crifasi to the Planning Commission, District A position with an expiration of February 2018.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1726-06-17

A RESOLUTION APPOINTING MEMBERS TO THE ST. BERNARD PARISH PARKS AND PARKWAYS COMMISSION.

On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to appoint Jessica DeFraités to the Parks and Parkways Commission with a term expiration of June 2021.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

On motion of Mrs. Alcon, seconded by Mr. McCloskey, it was moved to appoint Kirk Jackson to the Parks and Parkways Commission with a term expiration of June 2021.

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

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

NAYS: None

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ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1727-06-17

A RESOLUTION APPOINTING A NEW MEMBER TO THE ST. BERNARD PARISH HOME MORTGAGE AUTHORITY.

On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to appoint Claude Maher to the Home Mortgage Authority with and expiration of June 2018.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1728-06-17

A RESOLUTION APPOINTING A MEMBER TO THE ST. BERNARD PARISH PERSONNEL BOARD WHICH IS MANDATED BY SECTION 4-10 (C) OF THE ST. BERNARD PARISH HOME RULE CHARTER.

On motion of Mr. McCloskey, seconded by Ms. Callais, it was moved to appoint Fred Sigur to the Personnel Board as the St. Bernard Parish Economic Development Commission's appointment with a term expiration of June 6, 2019.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo, Callais

NAYS: None

ABSENT: None

ABSTAINED: Luna

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1729-06-17

A RESOLUTION AUTHORIZING AN APPLICATION TO APPROVE A CLASSROOM AND OFF-STREET PARKING AREA EXPANSION TO THE EXISTING TRIST MIDDLE SCHOOL.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1730-06-17

A RESOLUTION APPOINTING THE ST. BERNARD VOICE AS THE OFFICIAL JOURNAL OF THE PARISH OF ST. BERNARD FOR ONE YEAR BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018 PURSUANT TO R.S. 43:150 AND R.S. 43:174.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3472

Planning Commission recommended **APPROVAL** on 3/28/17

Introduced by: Administration on 4/4/17

Public hearing held on 5/2/17

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Tabled on 5/2/17 until 6/6/17

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.

Discussion ensued;

On motion of Mr. Luna, seconded by Mr. McCloskey, it was moved to table Summary No. 3472 indefinitely.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

ORDINANCE SBPC #1882-06-17

Summary No. 3487

Introduced by: Council on 5/2/17

Public hearing held on 6/6/17

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2017 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1 FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.

This item was opened for public comment. No one came to speak for or against this item.

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

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3488

Introduced by: Councilman Lewis on 5/2/17

Planning Commission recommended **APPROVAL** on 5/23/17

Public hearing held on 6/6/17

Tabled on 6/6/17 until 6/20/17 for re-advertising

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

On motion of Mr. Lewis, seconded by Mr. Gorbaty it was moved to amend this item to reflect the following changes:

- **Enclosed Food trailer: A trailer that is totally enclosed with a service window and holding tanks for wastewater which lacks a drivetrain system and thus require a vehicle to tow them to the locations where the vendor would cook and serve food for retail sales to the public .**
- **Open food trailer: Any trailer that is not enclosed and being used to cook or serve food for retail sales.**
- ~~**Pop-up kitchen: A kitchen, restaurant or food establishment that is opened temporarily indoors or outdoors, to take advantage of an event, trend or a seasonal product.**~~

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

On motion of the Chair, without objection and by unanimous consent, it was moved to table this item until June 20, 2017 to re-advertise as amended.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3489

Introduced by: Councilman Lewis on 5/2/17
 Planning Commission recommended **APPROVAL** on 5/23/17
 Public hearing held on 6/6/16
 Tabled on 6/6/17 until 6/20/17 for re-advertising

AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 22-6; COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, SUBSECTION 4; PERMITTED USES IN BUSINESS AND INDUSTRIAL DISTRICTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

On motion of Mr. Lewis, seconded by Mr. McCloskey to amend this item to reflect the following changes:

Food Truck, <u>enclosed food trailer, pop up kitchen</u> (Accessory) (12)	CU	CU	CU	CU	CU	CU	CU	CU	CU
<u>Open food trailer</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>	<u>NP</u>

(12) Food trucks shall meet the following conditions:

a.

A food truck, enclosed food trailer and /or pop up kitchen shall be located on private property with a primary use (no vacant lots), subject to permission from the property's owner. A food truck, enclosed food trailer and/or pop up kitchen shall be strictly prohibited from parking within public rights-of-way, except for the Old Arabi Mixed Use and Riverfront Districts.

b.

Permits/business licenses shall be issued to each individual food truck, enclosed food trailer and/or pop up kitchen on a one (1) calendar year basis.

e.

Each individual food truck, enclosed food trailer and/or pop up kitchen may petition to use multiple locations and allowed to operate within all non-residentially zoned districts, per conditional use approval by parish council.

f.

A food truck, enclosed food trailer and/or pop up kitchen permit shall be issued only to vendors operating in conjunction with a St. Bernard Parish licensed food establishment for

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state mobile vendor permit purposes in accordance with applicable state statutes. Vendors in Old Arabi Mixed Use and Riverfront Districts are exempt from this requirement.

g.

Any food truck, enclosed food trailer and/or pop-up kitchen shall be licensed with the Louisiana Department of Health and Hospitals and have a completed fire inspection prior to applying for a permit with St. Bernard Parish Government.

h.

All above conditions must be met before applications can be submitted to the St. Bernard Parish Council.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

On motion of the Chair, without objection and by unanimous consent, it was moved to table this item until June 20, 2017 to re-advertise as amended.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

ORDINANCE SBPC #1883-06-17

Summary No. 3490

Introduced by: Councilman Lewis on 5/2/17

Planning Commission recommended **APPROVAL** on 5/23/17

Public hearing held on 6/6/16

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AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 9; SPECIAL REGULATIONS, SUBSECTION 6.9; SCHEDULE USE CHART REQUIRED OVERLAYS 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: Gorbaty, Luna, Alcon, Montelongo, Callais

NAYS: McCloskey

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

ORDINANCE SBPC #1884-06-17

Summary No. 3491

Introduced by: Administration on 5/16/17

Public hearing held on 6/6/16

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF 409 SERPAS DRIVE, ARABI, LA, 600 PERRIN DRIVE, ARABI, LA AND 2245 BAYOU ROAD, ST. BERNARD, LA FROM ST. BERNARD PROJECT, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3493

Planning Commission recommended **APPROVAL** on 5/23/17

Introduced by: Administration on 6/6/17

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AN ORDINANCE TO **AMEND** CHAPTER 22; ZONING, SECTION 6; COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, SUBSECTION 4; PERMITTED USES IN BUSINESS AND INDUSTRIAL DISTRICTS 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, Gorbaty, Luna, Alcon, Montelongo, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

#31 On motion of the Chair, without objection and by unanimous consent, it was moved to **remove** the following ordinance from the agenda:

Summary No. 3494

Planning Commission recommended **DENIAL** on 5/23/17

Removed prior to Introduction on 6/6/17

AN ORDINANCE TO APPROVE **DOCKET Z-2017-007**, PETITION OF ADAM RAMSEY FOR A CONDITIONAL USE PERMIT TO OPERATE A SHORT TERM RENTAL IN AN R-1 ZONE FOR THE PROPERTY LOCATED AT 3820 EVANGELINE AVE., CHALMETTE, LA 70043.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3495

Planning Commission recommended **DENIAL** on 5/23/17

Introduced by: Administration on 6/6/17

Failed prior to introduction of 6/6/17

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AN ORDINANCE TO APPROVE **DOCKET Z-2017-008**, PETITION OF JUAN CARLOS ESCOTO FOR CONDITIONAL USE PERMIT TO OPERATE A TIRE SHOP IN A C-1 ZONE FOR THE PROPERTY LOCATED AT 209 W. JUDGE PEREZ., CHALMETTE, LA 70043.

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

YEAS: Callais

NAYS: McCloskey, Gorbaty, Luna, Alcon, Montelongo

ABSENT: None

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

And the motion was declared **failed** on the 6th day of June, 2017.

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

Summary No. 3496

Introduced by: Administration on 6/6/17

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1850-02-17**, AN ORDINANCE AUTHORIZING CONVEYANCE OF FORMER LOUISIANA LAND TRUST PROPERTIES UNDER THE LOT NEXT DOOR II PROGRAM – SIDE LOT PROGRAM.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3497

Introduced by: Administration on 6/6/17

AN ORDINANCE TO AMEND **ORDINANCE SBPC #1838-12-16**, AN ORDINANCE TO ADOPT THE 2017 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

Discussion ensued;

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On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to amend this item to reflect the fund, cost center and project number for the Heights Park project.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

Summary No. 3497

Introduced by: Administration on 6/6/17

AN ORDINANCE TO AMEND ORDINANCE SBPC #1838-12-16, AN ORDINANCE TO ADOPT THE 2017 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

#35 Coastal Zone Advisory Committee

Discussion ensued;

On motion of Ms. Callais, seconded by Mr. Montelongo, it was moved to amend the agenda to adopt Resolution SBPC #1730-06-17.

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

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

NAYS: None

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ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

RESOLUTION SBPC #1730-06-17

A RESOLUTION SUPPORTING THE PARISH PRESIDENT'S REQUEST OF PLAQUEMINES PARISH AND/OR THE STATE OF LOUISIANA TO CLOSE MARDI GRAS PASS ON AN EMERGENCY BASIS.

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

YEAS: Gorbaty, Luna, Alcon, Montelongo, Callais

NAYS: None

ABSENT: None

DID NOT VOTE: McCloskey

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

And the motion was declared **adopted** on the 6th day of June, 2017.

Mr. Lewis took Chairman's Privilege to discuss the recently adopted **Resolution SBPC #1730-06-17** with President McInnis.

#36 On motion of Mr. McCloskey, seconded by Mr. Luna, it was moved to enter into Executive Session to discuss Parish of St. Bernard v. Lafarge North America, Inc., et al, U.S. Eastern District No. 11-02350.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

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

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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, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

#36 On motion of Ms. Callais, seconded by Mr. Montelongo, it was moved to accept the advice of Legal Counsel in the matter of Parish of St. Bernard v. Lafarge North America, Inc., et al, U.S. Eastern District No. 11-02350.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 9:06 p.m. on the 6th day of June, 2017.

Next Regular scheduled Council Meeting will be held Tuesday, June 20, 2017 @ 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

Richard J. Lewis

RICHARD J. LEWIS
COUNCIL CHAIR