

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON **TUESDAY, OCTOBER 1, 2019 AT 7:00 P.M.** IN THE BOARD ROOM OF THE ST. BERNARD PARISH SCHOOL BOARD OFFICE, LOCATED AT 200 EAST ST. BERNARD HIGHWAY, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, October 1, 2019 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 7:00 p.m. Members present: Councilmembers: Council Chair Richard "Richie" Lewis, Nathan Gorbaty, Howard Luna, Wanda Alcon, Manuel "Monty" Montelongo, and Kerri Callais.

Member Absent: Howard Luna and Kerri Callais

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

Pastor Trevor Truitt with Celebration Church delivered the invocation and Councilmember McCloskey led the Pledge of Allegiance.

#1 On motion of Mr. Gorbaty, seconded by Mr. McCloskey, it was moved approve the minutes of the September 3, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 20, 2019 and the September 16, 2019 Board of Review Meeting minutes and the minutes of the September 17, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 27, 2019.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim October 2019 as "Domestic Violence Awareness Month" in St. Bernard Parish.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#3 On joint motion of the Council Chair, without objection and by unanimous consent, proclaim October 14th - October 18th, 2019 as "National Business Women's Week" in St. Bernard Parish.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

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ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to take items #4 & 5 in Globo.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#4 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Dr. James Shoemaker as the "2019 Business & Professional Women's Club Man of the Year".

#5 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Jenifer Heintz as the "2019 Business & Professional Women's Club Woman of the Year".

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#6 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved recognize the 2019 Leadership St. Bernard Class.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#7 Councilmember 's District Update

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

Motion to recognize Steven Pavlovich with Mosquito Control during Councilmember Alcon's District Update.

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#8 President's Report

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

#9 Recognize the Public

- Molly Turner - Meraux, LA
- Tim Tobin - Arabi, LA
- David DeHarde- Arabi, LA
- Emanuel Alphonso - Ycloskey, LA

#10 Summary No. 3746

Introduced by: Administration on 8/20/19

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-2, PLANTING, MAINTENANCE, AND REMOVAL OF TREES ON PUBLIC LAND; SUB-SUBSECTION 22-7-2.6, TREE PERMIT REQUIREMENTS; SUB-SUBSECTION 22-7-2.7, HISTORIC TREES AND PRESERVATION; AND SUB-SUBSECTION 22-7-2.11, ADMINISTRATION GUIDELINES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#11 Summary No. 3747

Introduced by: Administration on 8/20/19

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#12 Summary No. 3749

Introduced by: Councilmember Luna on 9/3/19

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-4, GENERAL PROVISIONS; SUBSECTION 22-4-3, EXCEPTIONS AND MODIFICATIONS; SUB-SUBSECTION 22-4-3.3, EXCEPTIONS TO YARD REQUIREMENTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#13 Summary No. 3755

Introduced by: Councilmember McCloskey on 9/17/19

AN ORDINANCE TO REVOKE AND SET ASIDE THE DEDICATION OF A CERTAIN PORTION OF CHARTRES STREET BETWEEN AYCOCK STREET AND ESTEBAN STREET.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#14 Summary No. 3756

Introduced by: Administration on 9/17/19

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF A PORTION OF LOT 4 OF SECTION 25, TOWNSHIP 12 SOUTH, RANGE 12 EAST, SOUTHEASTERN LAND DISTRICT, EAST OF THE MISSISSIPPI RIVER FROM J & A MERAUX, INC. AND TO EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION, INCLUDING THE MERAUX FOUNDATION ACKNOWLEDGEMENT AGREEMENT.

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NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

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

RESOLUTION SBPC #1978-10-19

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

Beer and/or Liquor Permit(s)

1. Civello, Barbara A. Inc. dba Barbara's Place 1008 W. Judge Perez Dr., Chalmette, La 70043
Owner: Barbara Civello **(Renewal) (Beer & Liquor)**
2. Canseco's Arabi, LLC dba Canseco's Arabi Market 6735 St. Claude Ave., Arabi, La 70032
Owner: Sinesio Canseco **(Renewal) (Beer & Liquor)**
3. Charlie's Restaurant & Catering LLC dba Charlie's Restaurant & Catering 6129 E. St. Bernard Hwy., Violet, La 70092 Owner: Chad Blanchard **(Renewal) (Beer & Liquor)**
4. Café Riche, LLC dba Café Riche 8117 E. St. Bernard Hwy., Poydras, La 70085 Owner: Ryan Riche **(Renewal) (Beer Only)**

Special Event

1. Name of Organization: Our Lady of Prompt Succor School
Address of Organization: 2305 Fenelon St., Chalmette, La 70043
Event: Fall Festival
Location: 2305 Fenelon St., Chalmette, La 70043
Date: Friday, October 25, 2019
Time: 6:30PM - 9:30PM
Contact: Annette Accomando

2. Name of Organization: St. Bernard Chamber of Commerce
Address of Organization: 100 Port Blvd. Suite 10 Chalmette, La 70043
Event: Tour Da Parish
Location: Los Islenos Museum
Date: November 2, 2019
Time: 8AM - 12PM
Contact: Elizabeth Dauterive

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

RESOLUTION SBPC #1979-10-19

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A RESOLUTION TO UNWIND A NEW MARKETS TAX CREDIT TRANSACTION BENEFITING THE PARISH, AUTHORIZING THE PARISH PRESIDENT TO EXECUTE ALL DOCUMENTS AND DO ALL OTHER THINGS NECESSARY IN CONNECTION THEREWITH, 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, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

ORDINANCE SBPC #2199-10-19

Summary No. 3747

Introduced by: Administration on 8/20/19

Planning Commission recommended **APPROVAL** on 9/24/19

Public Hearing held on 10/1/19

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGULATIONS; SUB-SUBSECTION 22-7-4.5, DIMENSIONS, CONDITIONS, AND RESTRICTIONS FOR SIGN TYPES 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, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

ORDINANCE SBPC #2200-10-19

Summary No. 3755

Introduced by: Councilmember McCloskey on 9/17/19

Public Hearing held on 10/1/19

AN ORDINANCE TO REVOKE AND SET ASIDE THE DEDICATION OF A CERTAIN PORTION OF CHARTRES STREET BETWEEN AYCOCK STREET AND ESTEBAN STREET.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

ORDINANCE SBPC #2201-10-19

Summary No. 3756

Introduced by: Administration on 9/17/19

Public Hearing held on 10/1/19

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF A PORTION OF LOT 4 OF SECTION 25, TOWNSHIP 12 SOUTH, RANGE 12 EAST, SOUTHEASTERN LAND DISTRICT, EAST OF THE MISSISSIPPI RIVER FROM J & A MERAUX, INC. AND TO EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION, INCLUDING THE MERAUX FOUNDATION ACKNOWLEDGEMENT AGREEMENT.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3757

Introduced by: Administration on 10/1/19

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2119-12-18**, AN ORDINANCE TO ADOPT THE 2019 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, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3758

Introduced by: Councilmember Alcon on 10/1/19

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2162-05-19**, 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.

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, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3759

Introduced by: Councilmember Alcon on 10/1/19

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2164-05-19**, AN ORDINANCE AUTHORIZING CONVEYANCE OF FORMER LOUISIANA LAND TRUST PROPERTIES UNDER THE BUY AND BUILD PROGRAM.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3760

Planning Commission recommended **APPROVAL** on 9/24/19

Introduced by: Administration on 10/1/19

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

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

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Summary No. 3761

Planning Commission recommended **NO RECOMMENDATION** on 8/27/19

Introduced by: Administration on 9/3/19

Public Hearing held on 9/17/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-013**, PETITION OF MICHAEL MIRANDA FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO R-1(M) (SINGLE FAMILY MOBILE) OR R-2 (TWO FAMILY RESIDENTIAL) FOR SHORT TERM RENTAL. PROPERTIES LOCATIONS: 2013 & 2017 ANGELA ARABI, LA 70032.

Discussion ensued;

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

YEAS: Gorbaty, Alcon, Montelongo

NAYS: McCloskey

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3762

Planning Commission recommended **DENIAL** on 9/24/19

Introduced by: Administration on 10/1/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-014**, PETITION OF JASON CUTRER FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO R-4 (MOBILE HOME TRAILER PARKS) FOR A TRAILER PARK. PROPERTY LOCATIONS: 909 E. ST. BERNARD HWY. CHALMETTE, LA 70043.

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

YEAS: Gorbaty, Alcon, Montelongo

NAYS: McCloskey

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3763

Planning Commission recommended **APPROVAL** on 9/24/19

Introduced by: Administration on 10/1/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-015**, PETITION OF DOWNTOWN FABWORKS LLC FOR A CONDITIONAL USE PERMIT TO OPERATE A FABRICATION SHOP IN A C-2, (GENERAL COMMERCIAL) DISTRICT. PROPERTY LOCATION: 8360 LAFITTE CT. CHALMETTE, LA 70043.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3764

Planning Commission recommended **NO RECOMMENDATION** on 9/24/19
Introduced by: Administration on 10/1/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-016**, PETITION OF PARK INVESTMENTS, LTD FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL) AND CONDITIONAL USE PERMIT TO ALLOW LIGHT MANUFACTURING. PROPERTY LOCATION: 4700 E. JUDGE PEREZ. CHALMETTE, LA 70043.

Council Chair took a Chairman's privilege to recognize Charlie Ruffino and Justin Donnelly.

On the motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to amend **Summary No. 3764** to read the following, "AN ORDINANCE TO APPROVE **DOCKET Z-2019-016**, PETITION OF PARK INVESTMENTS, LTD FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO ~~C-2~~ **(GENERAL COMMERCIAL) AND C-1 (NEIGHBORHOOD COMMERCIAL) WITH A** CONDITIONAL USE PERMIT TO ALLOW LIGHT MANUFACTURING. PROPERTY LOCATION: 4700 E. JUDGE PEREZ. CHALMETTE, LA 70043."

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3764

Planning Commission recommended **NO RECOMMENDATION** on 9/24/19
Introduced by: Administration on 10/1/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-016**, PETITION OF PARK INVESTMENTS, LTD FOR A ZONING CHANGE FROM C-1 (NEIGHBORHOOD COMMERCIAL) TO ~~C-2~~ **(GENERAL COMMERCIAL) AND C-1 (NEIGHBORHOOD COMMERCIAL) WITH A** CONDITIONAL USE PERMIT TO ALLOW LIGHT MANUFACTURING. PROPERTY LOCATION: 4700 E. JUDGE PEREZ. CHALMETTE, LA 70043.

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

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YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3765

Planning Commission recommended **NO RECOMMENDATION** on 9/24/19

Introduced by: Administration on 10/1/19

AN ORDINANCE TO APPROVE **DOCKET Z-2019-017**, PETITION OF RANDALL SEIBERT FOR A ZONING CHANGE FROM C-1(NEIGHBORHOOD COMMERCIAL) TO C-2 (GENERAL COMMERCIAL) FOR NEW CONSTRUCTION OF A STRUCTURE FOR UTILIZATION AS WAREHOUSE/ STORAGE OF RECREATIONAL VEHICLES/BOATS. PROPERTY LOCATION: 4714 E. JUDGE PEREZ DR. VIOLET, LA 70092.

Discussion ensued;

On motion of the Council Chair, without objection and by unanimous consent, it was moved to enter a letter and petition from the residents pertaining to Summary No. 3765 into the official record at this time.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

On the motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to amend **Summary No. 3765** to read the following, "AN ORDINANCE TO APPROVE **DOCKET Z-2019-017**, PETITION OF RANDALL SEIBERT FOR A ZONING CHANGE FROM C-1(NEIGHBORHOOD COMMERCIAL) TO ~~C-2 (GENERAL COMMERCIAL)~~ C-1(NEIGHBORHOOD COMMERCIAL) WITH A CONDITIONAL USE FOR NEW CONSTRUCTION OF A STRUCTURE FOR UTILIZATION AS WAREHOUSE/ STORAGE OF RECREATIONAL VEHICLES/BOATS. PROPERTY LOCATION: 4714 E. JUDGE PEREZ DR. VIOLET, LA 70092."

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

YEAS: McCloskey, Gorbaty, Montelongo

NAYS: Alcon

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

AN ORDINANCE TO APPROVE **DOCKET Z-2019-017**, PETITION OF RANDALL SEIBERT FOR A ZONING CHANGE FROM C-1(NEIGHBORHOOD COMMERCIAL) TO ~~C-2 (GENERAL COMMERCIAL)~~ **C-1(NEIGHBORHOOD COMMERCIAL) WITH A CONDITIONAL USE** FOR NEW CONSTRUCTION OF A STRUCTURE FOR UTILIZATION AS WAREHOUSE/ STORAGE OF RECREATIONAL VEHICLES/BOATS. PROPERTY LOCATION: 4714 E. JUDGE PEREZ DR. VIOLET, LA 70092.

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

YEAS: McCloskey, Gorbaty, Montelongo

NAYS: Alcon

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3766

Introduced by: Administration on 10/1/19

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF A PORTION OF LOT AP-5 OF THE AIRPORT TRACT IN SECTIONS 64, 76, AND 34, TOWNSHIP 12 SOUTH, RANGE 12 EAST, ST. HELENA MERIDIAN, PARISH OF ST. BERNARD, STATE OF LOUISIANA, FROM THE ARLENE AND JOSEPH MERAUX CHARITABLE FOUNDATION AND TO EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION, INCLUDING THE MERAUX FOUNDATION ACKNOWLEDGEMENT AGREEMENT.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3767

Introduced by: Councilmember Lewis on 10/1/19

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

Public Hearing for **Summary No. 3767** will be held on November 15, 2019 at the 7pm Council Meeting.

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

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YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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

Summary No. 3768

Introduced by: Administration on 10/1/19

AN ORDINANCE TO ADOPT THE 2020 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

Public Hearing for **Summary No. 3768** will be held on December 3, 2019 at the 7pm Council Meeting.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#32 On motion of the Chair, without objection and by unanimous consent, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for August 2019.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#33 Coastal Zone Advisory Committee

No action taken.

#34 On motion of the Chair, without objection and by unanimous consent, it was moved to enter into Executive Session to discuss St. Bernard Parish Government vs. Kyle Assoc., LLC., Devier, Design Bld, LLC., et al., 34th JDC #14-0587.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

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, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

#34 On motion of Mr. McCloskey, seconded by Mrs. Alcon, it was moved to accept the advice of legal counsel in the matter of St. Bernard Parish Government vs. Kyle Assoc., LLC., Devier, Design Bld, LLC., et al., 34th JDC #14-0587.

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

YEAS: McCloskey, Gorbaty, Alcon, Montelongo

NAYS: None

ABSENT: Luna, Callais

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

And the motion was declared **adopted** on the 1st day of October, 2019.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 8:34 p.m. on the 1st day of October, 2019.

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

Roxanne Adams

Richard "Richie"

Lewis

ROXANNE ADAMS

RICHARD "RICHIE"

LEWIS

CLERK OF COUNCIL

COUNCIL

CHAIR