

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON TUESDAY, **JANUARY 26, 2016 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 January 26, 2016 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: Council Chair, Kerri Callais, Councilmembers Gillis McCloskey, Nathan Gorbaty, Howard Luna, Wanda Alcon, Manuel "Monty" Montelongo and Richard "Richie" Lewis.

Members absent: None

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

Reverend Jim Jeffries delivered the invocation and Councilman Gorbaty led the Pledge of Allegiance.

#1 On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to approve the minutes from the two (2) December 22, 2015 Special Meetings, as published in the official journal, the St. Bernard Voice on Friday, January 15, 2016 and the minutes from the January 12, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, January 22, 2016.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

#2 President's Report

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

#3 Councilmember's District Update

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

#4 Recognize the Public

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

#5 Summary No. 3329

Planning Commission recommended **APPROVAL** on 12/8/15

Introduced by: Administration on 12/15/15

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS OF

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THE ST. BERNARD PARISH CODE OF ORDINANCES.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#6 Summary No. 3330

Introduced by: Administration on 12/15/15

AN ORDINANCE TO DECLARE AS SURPLUS 3524-3526 LAPLACE, WHICH HAS BEEN ADJUDICATED TO THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTY ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#7 Summary No. 3331

Introduced by: Administration on 12/15/15

AN ORDINANCE TO DECLARE AS SURPLUS 217 E. MORALES, WHICH HAS BEEN ADJUDICATED TO THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTY ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#8 Summary No. 3332

Introduced by: Administration on 12/15/15

AN ORDINANCE TO DECLARE AS SURPLUS 2317 TRIO, WHICH HAS BEEN ADJUDICATED TO THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTY ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#9 Summary No. 3334

Introduced by: Administration on 1/12/16

AN ORDINANCE TO RETAIN PRIVATE OUTSIDE LEGAL COUNSEL TO REPRESENT ST. BERNARD PARISH GOVERNMENT, IN MAKING ITS LEGAL CLAIM FOR PAYMENTS AGAINST ATMOS ENERGY CORPORATION, LOUISIANA, LLC AND ANY RELATED COMPANIES, PREDECESSORS, SUCCESSORS AND ASSIGNS, AND IN ANY NEGOTIATIONS, LITIGATION OR OTHER MATTERS RELATED THERETO.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

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

RESOLUTION SBPC #1432-01-16

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. Kimberly, Inc., d/b/a Brewster's 8751 West Judge Perez Drive, Chalmette, LA 70043 Owner(s): Theodore and Kimberly Reab Expired: December 31, 2015 **(Renewal) (Beer & Liquor)**

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2. Little Maddie, LLC d/b/a Gerald's Donuts & Restaurant 2101 East Judge Perez Drive, Chalmette, LA 70043 Member: Richard J. Lewis Expired: December 31, 2015 **(Renewal) (Beer & Liquor)**
3. Little Taylor, LLC d/b/a Levee Bar and Grill 1351 East St. Bernard Highway, Chalmette, LA 70043
Member: Richard J. Lewis Expired: December 31, 2015 **(Renewal) (Beer & Liquor)**
4. Madison Enterprises, LLC d/b/a Gerald's Donuts & Restaurant 6901 St. Claude Avenue, Arabi, LA 70032 Member: Richard J. Lewis Expires: January 31, 2016 **(Renewal) (Beer & Liquor)**
5. Moneymaker, LLC d/b/a Zig's Hideout 105 Bayou Road, St. Bernard, LA 70085 Member: Thomas Pacaccio, Jr. Expires: January 31, 2016 **(Renewal) (Beer & Liquor)**
6. Money Honey, LLC d/b/a Zig's Last Stop Lounge 308 East Judge Perez Drive, Chalmette, LA 70043 Member: Thomas Pacaccio, Jr. Expires: January 31, 2016 **(Renewal) (Beer & Liquor)**
7. Wal-Mart Louisiana, LLC d/b/a Walmart #5081 2500 Archbishop Hannan Boulevard, Meraux, LA 70075 Manager: Donald Sierra, Jr. **(New) (Beer & Liquor)**
8. 5303 Paris, LLC d/b/a Paris Casino 5301 Paris Road, Chalmette, LA 70043 Member(s): John Georges, Gabriel Corchiani, Adam Ackel, George Ackel, III, Alana Tallo and Alexander Ackel **(Change of Location) (Beer & Liquor)**

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

YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo

NAYS: None

ABSENT: None

ABSTAIN: Lewis

The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

RESOLUTION SBPC #1433-01-16

A RESOLUTION RECOGNIZING MICHAEL GORBATY, THE ST. BERNARD SPORTSMAN'S LEAGUE AND THE LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES FOR JANUARY FAMILY FISH FEST.

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

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NAYS: None

ABSENT: None

The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

RESOLUTION SBPC #1434-01-16

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE LOUISIANA LOCAL GOVERNMENT ASSISTANCE PROGRAM FOR FY2015-2016 IN THE AMOUNT OF \$103,600 FOR ANIMAL CONTROL IMPROVEMENTS

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

RESOLUTION SBPC #1435-01-16

A RESOLUTION AUTHORIZING GUY MCINNIS, PARISH PRESIDENT TO ENTER INTO THE REQUIRED COOPERATIVE ENDEAVOUR AGREEMENTS WITH THE LA DIVISION OF ADMINISTRATION, OFFICE OF COMMUNITY DEVELOPMENT- DISASTER RECOVERY UNIT TO SECURE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISASTER RECOVERY FUNDS; TO UTILIZE THE STATE'S ADMINISTRATIVE CONSULTANT PAN AMERICAN ENGINEERS, INC., TO ADMINISTER THE LONG TERM COMMUNITY RECOVERY AND FISHERIES PROGRAM ON BEHALF OF THE PARISH GOVERNMENT; AND, TO AUTHORIZE THE PARISH PRESIDENT TO SIGN ANY AND ALL DOCUMENTS REQUIRED IN THE SUBMISSION OF THE REQUIRED APPLICATION AND SUBSEQUENT ADMINISTRATION OF THE 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

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The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3314

Planning Commission recommended **APPROVAL** on 10/27/15

Introduced by: Administration on 11/4/15

Public hearing held on 11/17/15

Tabled on 11/17/15

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

Discussion ensued;

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to amend this item to add the language "excluding produce" to the definition of Itinerant Market.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

Discussion ensued further;

On motion of Mr. Lewis, seconded by Mr. Montelongo, it was moved to **table** Summary No. 3314 until February 18, 2016.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3315

Planning Commission recommended **APPROVAL** on 10/27/15

Introduced by: Administration on 11/4/15

Public hearing held on 11/17/15

Tabled on 11/17/15 until 12/1/15

Tabled on 12/1/15 until 1/26/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 5; PERMITTED ACCESSORY BUILDINGS AND STRUCTURES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to amend this item to add the language, "Exemption: A storage shed, gazebo, cabana, greenhouse, above ground pool, or similar structure, temporary in nature, shall be permitted on a vacant lot when the lot shares a common property line with a lot with an occupied dwelling (with certificate of occupancy) under same ownership."

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

ORDINANCE SBPC #1724-01-16

Summary No. 3315

Planning Commission recommended **APPROVAL** on 10/27/15

Introduced by: Administration on 11/4/15

Public hearing held on 11/17/15

Tabled on 11/17/15 until 12/1/15

Tabled on 12/1/15 until 1/26/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 5; PERMITTED ACCESSORY BUILDINGS AND STRUCTURES 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

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ABSENT: None

The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

ORDINANCE SBPC #1725-01-16

Summary No. 3329

Planning Commission recommended **APPROVAL** on 12/8/15

Introduced by: Administration on 12/15/15

Public hearing held on 1/26/15

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 22-4; GENERAL PROVISIONS 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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

ORDINANCE SBPC #1726-01-16

Summary No. 3330

Introduced by: Administration on 12/15/15

Public hearing held on 1/26/15

AN ORDINANCE TO DECLARE AS SURPLUS 3524-3526 LAPLACE, WHICH HAS BEEN ADJUDICATED TO 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 Chairman, Ms. Callais, cast her vote as **YEA**.

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And the motion was declared **adopted** on the 26th day of January, 2016.

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

ORDINANCE SBPC #1727-01-16

Summary No. 3331

Introduced by: Administration on 12/15/15

Public hearing held on 1/26/15

AN ORDINANCE TO DECLARE AS SURPLUS 217 E. MORALES, WHICH HAS BEEN ADJUDICATED TO 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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

ORDINANCE SBPC #1728-01-16

Summary No. 3332

Introduced by: Administration on 12/15/15

Public hearing held on 1/26/15

AN ORDINANCE TO DECLARE AS SURPLUS 2317 TRIO, WHICH HAS BEEN ADJUDICATED TO 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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

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Summary No. 3335

Introduced by: Councilman Lewis on 1/26/16

AN ORDINANCE TO AMEND ORDINANCE SBPC #1605-01-15- TO DECLARE AS SURPLUS 2201 PECAN DRIVE, WHICH HAS BEEN ADJUDICATED TO THE PARISH AND TO AUTHORIZE THE SALE OF SAID PROPERTY TO THOMAS A. NUNEZ AND KATHRYN J. NUNEZ.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3336

Introduced by: Councilman Montelongo on 1/26/16

AN ORDINANCE NAMING LOS ISLENOS MUSEUM COMPLEX MULTI – PURPOSE BUILDING THE “FRANK M. FERNANDEZ, JR. ISLENO CENTER.”

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3337

Introduced by: Councilman Montelongo on 1/26/16

AN ORDINANCE NAMING THE HISTORIC VILLAGE IN LOS ISLENOS MUSEUM COMPLEX THE “DOROTHY BENGE ISLENO HISTORIC VILLAGE.”

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, Lewis

NAYS: None

ABSENT: None

The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3338

Introduced by: Administration on 1/26/16

AN ORDINANCE TO REVOKE THE STREET DEDICATION OF ROMAN STREET IN ACCORDANCE WITH THE ATTACHED SURVEY: EXHIBIT "A."

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3339

Introduced by: Administration on 1/26/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 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, Lewis

NAYS: None

ABSENT: None

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The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3340

Introduced by: Administration on 1/26/16

AN ORDINANCE TO PURCHASE LOT 1-A-7 ARABI, LOUISIANA 70032.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3341

Introduced by: Administration on 1/26/16

AN ORDINANCE TO PURCHASE 5609 E. ST. BERNARD HIGHWAY, VIOLET, LA 70092.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3342

Introduced by: Administration on 1/26/16

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AN ORDINANCE TO REVOKE THE STREET DEDICATION OF BARBARA DRIVE IN ACCORDANCE WITH THE ATTACHED SURVEY: EXHIBIT "A."

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3343

Introduced by: Administration on 1/26/16

AN ORDINANCE TO DECLARE AS SURPLUS 1719 SCHNELL DR., WHICH HAS BEEN ADJUDICATED TO THE PARISH, AND TO AUTHORIZE THE SALE OF SAID PROPERTY ACCORDING TO LAW.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3344

Removed prior to Introduction on 1/26/16

AN ORDINANCE TO REPEAL IN ITS ENTIRETY, **ORDINANCE SBPC #1465-12-13**, AN ORDINANCE AUTHORIZING DAVID E. PERALTA, PRESIDENT, ST. BERNARD PARISH, LOUISIANA, TO HIRE LEGAL REPRESENTATION TO PROVIDE LEGAL SERVICES RELATED TO THE INVESTIGATION, PREPARATION, FILING AND HANDLING OF SUCH INJUNCTIVE, DECLARATORY, OR OTHER ACTIONS AS ARE NECESSARY TO ENSURE COMPLIANCE WITH COASTAL ZONE LAWS, STATUTES AND REGULATIONS FOR ST. BERNARD PARISH, THE ST. BERNARD PARISH COUNCIL AND THE ST. BERNARD PARISH COASTAL ZONE MANAGEMENT PROGRAM.

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, Lewis

NAYS: None

ABSENT: None

The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

Summary No. 3345

Removed prior to introduction on 1/26/16

AN ORDINANCE AUTHORIZING GUY MCINNIS, PRESIDENT, ST. BERNARD PARISH, LOUISIANA, TO HIRE LEGAL REPRESENTATION TO PROVIDE LEGAL SERVICES RELATED TO THE INVESTIGATION, PREPARATION, FILING AND HANDLING OF SUCH INJUNCTIVE, DECLARATORY, OR OTHER ACTIONS AS ARE NECESSARY TO ENSURE COMPLIANCE WITH COASTAL ZONE LAWS, STATUTES AND REGULATIONS FOR ST. BERNARD PARISH, THE ST. BERNARD PARISH COUNCIL AND THE ST. BERNARD PARISH COASTAL ZONE MANAGEMENT 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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

#31 Coastal Zone Advisory Committee

No official action taken

On motion of the Chair, without objection and by unanimous consent, it was moved to **remove** item #35 from the agenda.

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

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The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to address items #32 - #34 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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

#32 On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to enter into Executive Session to discuss Richard Perniciaro, et al. vs. Guy McInnis, et al., 24th JDC, No.754-8871, Division "N".

#33 On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to enter into Executive Session to discuss Alfred Ronsonette v. St. Bernard Parish Government, et al, 34th JDC, No.: 117-041, Division "E", 4th Cir. Ct. of App., No. 2014-CA-0900.

#34 On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to enter into Executive Session to discuss Wallace Juan vs. St. Bernard, U.S. E.D. LA #14-107.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

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

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The Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to accept the advice of Legal Counsel on items #32 - #34.

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 Chairman, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 26th day of January, 2016.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 8:49 p.m. on the 26th day of January, 2016.

Next Regular scheduled Council Meeting will be held Tuesday, February 2, 2016 @ 7:00 p.m. in the Council Chambers.

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

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR