

# PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: [radams@sbgg.net](mailto:radams@sbgg.net)

(504) 278-4228

(504) 278-4209 (fax)

Posted 9/30/16

Tuesday, October 4, 2016

7:00 p.m.

Council Chambers

Page 1 of 4

---

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

---

- A. Meeting Called to Order and Roll Call
- B. Remind Public that no food or drink is allowed in the Council Chambers
- C. Remind Public of Cell Phone Ordinance **SBPC #815-02-08**
- D. Invocation by Minster Jerry Troxclair with Peace and Prayer Ministries.
- E. Pledge of Allegiance by Councilmember Montelongo
- F. Recognize Elected Officials

## APPROVAL OF MINUTES

1. Motion to approve the minutes from the September 20, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 30, 2016. (Council Chair)

## RECOGNITION

2. Motion to proclaim October 17<sup>th</sup> – 21<sup>st</sup>, 2016 as “National Business Women’s Week”. (Councilmember Alcon)
3. Motion to recognize Susan Vincent Kleese as the 2016 Woman of the Year. (Councilmember Alcon)
4. Motion to recognize Sidney D. Torres III as the 2016 Man of the Year. (Councilmember Alcon)
5. **Guy McInnis**, President’s Report
6. Councilmember’s for a District Update

## RECOGNIZE THE PUBLIC

7. Recognize the Public  
(Those wishing to speak must sign in prior to the start of the meeting. Speakers will be given 2 minutes.)

## PUBLIC HEARINGS

8. **Summary No. 3420**  
Introduced by: Administration on 9/20/16

AN ORDINANCE TO AMEND APPENDIX D, FEES; SECTION 4, MISCELLANEOUS CHARGES, OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

9. **Summary No. 3421**  
Introduced by: Administration on 9/20/16

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT, AS LESSOR, AND THE UNO FEDERAL CREDIT UNION, AS LESSEE.

10. **Summary No. 3422**  
Introduced by: Administration on 9/20/16

# PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: [radams@sbgg.net](mailto:radams@sbgg.net)

(504) 278-4228

(504) 278-4209 (fax)

Posted 9/30/16

Tuesday, October 4, 2016

7:00 p.m.

Council Chambers

Page 2 of 4

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

AN ORDINANCE AUTHORIZING THE SALE AND PUBLIC AUCTION OF SURPLUS ROAD EQUIPMENT.

## RESOLUTIONS

11. Adopt **Resolution SBPC #1640-10-16**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

### Beer and/or Liquor Permit(s)

1. Café Riche, LLC dba Café Riche 8117 E. St. Bernard Highway, Poydras, La 70085 Owners: Bryan Riche (**Renewal**) (**Beer only**)
  2. Churchill Downs LA Horse Racing, Co., LLC dba Fair Grounds OTB and Casino 8700 W. Judge Perez Drive, Chalmette, LA 70043 Members: C. Loshbaugh, W. Carstanjen, A. Kung Leung Tse, M. Anderson & T. Bryant (**Renewal**) (**Beer & Liquor**)
  3. Fete' Hall, LLC dba Fete' Hall 2015 Fazzio Road, Chalmette, LA 70043 Owner: Rochelle Cannon (**Renewal**) (**Beer & Liquor**)
12. Adopt **Resolution SBPC #1641-10-16**, a resolution in support of the National Park Service. (Councilmember Callais)
13. Adopt **Resolution SBPC #1642-10-16**, a resolution appointing a new member to the Planning Commission. (Administration)
14. Adopt **Resolution SBPC #1643-10-16**, a resolution replacing the St. Bernard Residential Anti-Displacement and Relocation Assistance Plan in its entirety for the Louisiana Community Development Block Grant Program. (Administration)
15. Adopt **Resolution SBPC #1644-10-16**, a resolution adopting an Internal Grievance Procedure providing for prompt and equitable resolution of complaints alleging any action restricting handicap access as prohibited by the regulation of the U.S. Department of Housing and Urban Development, 24 CFR Part 8, implementing Section 504 of the Rehabilitation Act of 1973, amended (public law 93-112). (Administration)

## ADOPTION OF ORDINANCES

16. **Summary No. 3417**  
Introduced by: Administration on 9/6/16  
Public hearing held on 9/20/16  
Tabled on 9/20/16 until 10/4/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1315-07-12**, AMENDING THE APPROVED ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

17. **Summary No. 3420**  
Introduced by: Administration on 9/20/16

# PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: [radams@sbbg.net](mailto:radams@sbbg.net)

(504) 278-4228

(504) 278-4209 (fax)

Posted 9/30/16

Tuesday, October 4, 2016

7:00 p.m.

Council Chambers

Page 3 of 4

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

---

Public hearing held on 10/4/16

AN ORDINANCE TO AMEND APPENDIX D, FEES; SECTION 4, MISCELLANEOUS CHARGES, OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

18. **Summary No. 3421**

Introduced by: Administration on 9/20/16

Public hearing held on 10/4/16

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT, AS LESSOR, AND THE UNO FEDERAL CREDIT UNION, AS LESSEE.

19. **Summary No. 3422**

Introduced by: Administration on 9/20/16

Public hearing held on 10/4/16

AN ORDINANCE AUTHORIZING THE SALE AND PUBLIC AUCTION OF SURPLUS ROAD EQUIPMENT.

## INTRODUCTION

20. **Summary No. 3423**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO ADOPT THE 2017 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

21. **Summary No. 3424**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 19; STREETS AND OTHER PUBLIC WAYS, ARTICLE I; IN GENERAL TO ADD SECTION 19-5 – COMPLETE STREET POLICY IMPLEMENTATION IN PUBLIC RIGHT-OF-WAYS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

22. **Summary No. 3425**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 5; BUILDINGS; CONSTRUCTION AND RELATED ACTIVITIES, ARTICLE I; IN GENERAL TO ADD SECTION 5-27; COMPLETE STREET POLICY IMPLEMENTATION FOR PRIVATE DEVELOPMENT TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

23. **Summary No. 3426**

Planning Commission recommended **DENIAL** on 9/27/16

Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 7; SITE DEVELOPMENT STANDARDS, SUBSECTION 1.1; OVERALL LANDSCAPE AREA REQUIREMENTS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

## PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: [radams@sbgg.net](mailto:radams@sbgg.net)

(504) 278-4228

(504) 278-4209 (fax)

Posted 9/30/16

Tuesday, October 4, 2016

7:00 p.m.

Council Chambers

Page 4 of 4

Sign Interpreter will be provided if requested 48 working hours in advance. Should an interpreter be needed, it is advised that the interested person contact the Clerk of Council at 278-4228. All accessible formats are available upon request.

---

24. **Summary No. 3427**

Planning Commission recommended **DENIAL** on 9/27/16  
Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 7; SITE DEVELOPMENT STANDARDS TO CREATE SUBSECTION 10; COMPLETE STREETS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

25. **Summary No. 3428**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO DECLARE AS SURPLUS 316 DOERR DR., 321 DOERR DR., 316 LIVINGSTON AVE., 409 LIVINGSTON AVE., 321 PARISH DR., 205 PERRIN DR., 312 SABLE DR., 221 SERPAS DR., 304 SERPAS DR., 313 SERPAS DR., 320 SERPAS DR., 404 SERPAS DR., 412 SERPAS DR. AND 413 SERPAS DR., WHICH ARE OWNED BY THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTIES ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

### OTHER MATTERS

26. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.

a. **Randy Meliet - P20160585**  
To build a boat house across from 4605 Delacroix Hwy

b. **James Starr - P20160590**  
To build a boat house across from 4609 Delacroix Hwy

### EXECUTIVE SESSION

27. Motion to enter into Executive Session to discuss Potential Litigation between St. Bernard Parish Government and Burk-Kleinpeter, Inc.

Next Regular scheduled Council Meeting will be held Tuesday, October 18, 2016 @ 3:00 p.m.

Approved by: *Herri Callais* Time: 12:01 p.m. Date: 9/30/16

**#1**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to approve the minutes from the September 20, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 30, 2016.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

#### CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal of the Parish of St. Bernard on this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON TUESDAY, **SEPTEMBER 20, 2016 AT 3:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular in the Council Chambers of the St. Bernard Parish Government Complex, Chalmette, Louisiana on September 20, 2016 at three o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:07 p.m. Members present: Council Chair, Kerri Callais, Councilmembers Nathan Gorbaty, Howard Luna, Wanda Alcon, Manuel "Monty" Montelongo and Richard "Richie" Lewis.

Members absent: Gillis McCloskey

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

Pastor Jim Jeffries delivered the invocation and Councilmember Alcon led the Pledge of Allegiance.

**#1** On motion of Mr. Gorbaty, seconded by Mr. Lewis, it was moved to approve the minutes from the September 6, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 16, 2016.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

**#2** On motion of the Chair, without objection and by unanimous consent, it was moved to recognize Pam Wagener and Kim Nunez to speak about Blues Brews and BBQ Festival.

Ms. Callais took Chairman's Privilege to recognize Annette Accamando with OLPS.

Ms. Callais took Chairman's Privilege to recognize September as "National Recovery Month" in St. Bernard Parish.

**#3 President's Report**

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

**#4 Councilmember's District Update**

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

**#5 Recognize the Public**

- Henry Carroll – Meraux, LA

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -2-**

- #6 Summary No. 3391**  
Introduced by: Council on 6/21/16  
Public Hearing held on 8/2/16  
Tabled on 8/2/16

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2016 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**

- #7 Summary No. 3412**  
Planning Commission recommended **DENIAL** on 8/23/16  
Introduced by: Administration on 9/6/16

AN ORDINANCE TO APPROVE **DOCKET Z-2016-017**, JOSE ROBERTO CAMPOS, BEING REPRESENTED BY FRANCIS CASTILLO, FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-3, (MULTI-FAMILY RESIDENTIAL)" FOR THE PROPERTY LOCATED AT 2305 TRIO STREET, CHALMETTE, LA 70043.

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

- #8 Summary No. 3413**  
Introduced by: Administration on 9/6/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

- #9 Summary No. 3414**  
Introduced by: Councilman Lewis on 9/6/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1464-12-13**, AN ORDINANCE REQUESTING ADMINISTRATION TO PROVIDE THE ST. BERNARD PARISH COUNCIL WITH ANY AND ALL PERSONNEL EDITS AS THEY ARE FILED WITH THE HUMAN RESOURCES DEPARTMENT.

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

- #10 Summary No. 3416**  
Introduced by: Councilman Lewis on 9/6/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

- #11 Summary No. 3417**  
Introduced by: Administration on 9/6/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1315-07-12**, AMENDING THE APPROVED ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

**A COPY OF THIS PUBLIC HEARING IS ON FILE WITH THE MINUTES OF THIS MEETING**

# Minutes of the St. Bernard Parish Council Meeting of September 20, 2016

Page -3-

## #12 Summary No. 3418

Introduced by: Administration on 9/6/16

AN ORDINANCE TO **AMEND** APPENDIX D; FEES TO ADD SECTION 6; COMMUNITY DEVELOPMENT/ PUBLIC WORKS FEES TO THE ST. BERNARD PARISH CODE OF ORDINANCES.  
**NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE**

## #13 Summary No. 3419

Introduced by: Administration on 9/6/16

AN ORDINANCE TO DECLARE AS SURPLUS LOT 1 SQ.211 VERS. SUB. 54 X 100 = 5400, WHICH BEARS MUNICIPAL ADDRESSES 3800 FENELON AND 301 W. MAGNOLIA, WHICH IS OWNED BY THE PARISH, AND TO AUTHORIZE THE TRANSFER/DONATION OF SAID PROPERTY TO NUNEZ COMMUNITY COLLEGE.

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

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

### **RESOLUTION SBPC #1625-09-16**

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. Ben's Pizza #1, LLC dba Ben's Pizza #1 7417 W. St. Bernard Highway, Arabi, LA 70032 Owners: Henry Lion, III and Tammy Lion **(Renewal) (Beer only)**
2. CHC, LLC dba Old Arabi Bar 6701 N. Peters Street, Arabi, LA 70043 Member: Michael Kerrigan **(Renewal) (Beer & Liquor)**
3. Reminiscence Palace, LLC dba Reminiscence Palace 5009 E. St. Bernard Highway, Meraux, LA 70075 Owner: LaDonya Noble-Robinson **(Renewal) (Beer & Liquor)**

#### **Special Event(s)**

1. Name of Organization: Knights of Nemesis Social Club and Parade  
Address: Post Office Box 291, Arabi, LA 70032  
Event: Knights of Nemesis Parade!  
Date & Time: Saturday, February 18, 2017 @ 1:00 p.m.  
Contract Person: Billy Showalter, President
2. Name of Organization: Gethsemane Lutheran Church  
Address: 2825 Paris Road, Chalmette, LA 70043  
Event: Oktober Fest  
Date & Time: Saturday, October 1, 2016 @ 11:00 a.m.-5:00 p.m.  
Contract Person: Janie Fuller

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

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

**NAYS:** None

**ABSENT:** McCloskey

**ABSTAINED:** Lewis

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1626-09-16**

A RESOLUTION TO APPOINT CHIEF MASTER SERGEANT JAMES DOWNING TO THE ST. BERNARD PARISH 9-1-1 COMMUNICATIONS DISTRICT OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA AS THE LA NATIONAL GUARD REPRESENTATIVE.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1627-09-16**

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE LOUISIANA LOCAL GOVERNMENT ASSISTANCE PROGRAM FOR FY2017-2018 IN THE AMOUNT OF \$100,000 FOR PUBLIC WORKS MAINTENANCE EQUIPMENT.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1628-09-16**

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE NOAA OFFICE OF RESPONSE AND RESTORATION'S FY2017 COMMUNITY-BASED MARINE DEBRIS REMOVAL PROGRAM IN THE AMOUNT OF \$50,000 FOR THE ST. BERNARD PARISH COMPREHENSIVE GHOST CRAB TRAP REMOVAL PROGRAM.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1629-09-16**

A RESOLUTION APPOINTING A NEW MEMBER TO THE HOSPITAL SERVICE DISTRICT OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA.

On motion of Mr. Gorbaty, seconded by Mr. Lewis, it was moved to appoint Cindy Maag to the Hospital Service District.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1630-09-16**

A RESOLUTION APPOINTING A NEW MEMBER TO THE HOSPITAL SERVICE DISTRICT OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA.

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -6-**

On motion of Mrs. Alcon, seconded by Mr. Lewis, it was moved to appoint Ray Lauga, Jr. to the Hospital Service District.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1631-09-16**

A RESOLUTION ESTABLISHING ST. BERNARD PARISH HOME RULE CHARTER COMMISSION.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1632-09-16**

A RESOLUTION APPOINTING MEMBERS TO THE ST. BERNARD PARISH HOME RULE CHARTER COMMISSION.

Discussion ensued;

On motion of Mr. Lewis, seconded by Mr. Luna, it was moved to appoint the following members to the Home Rule Charter Commission.

**MEMBER**  
George Cavnac  
Charles Ponstein  
Ronnie Alonzo

**APPOINTMENT**  
Council at Large East  
Council at Large West  
Parish President

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -7-**

|                |                |
|----------------|----------------|
| Joey DiFatta   | Sheriff        |
| Bobby Schroder | Chamber        |
| Randy Nunez    | Clerk of Court |
| Scott Smith    | Parish Council |

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1633-09-16**

A RESOLUTION APPOINTING A NEW MEMBER TO THE BOARD OF ZONING ADJUSTMENTS (BZA).

On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to appoint the following member to the BZA.

| <u>Member</u> | <u>Expiration</u> |
|---------------|-------------------|
| Louis Heier   | September 2020    |

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1634-09-16**

A RESOLUTION APPOINTING NEW MEMBERS TO THE PLANNING COMMISSION.

| <u>MEMBER</u>      | <u>EXPIRATION DATE</u> | <u>DISTRICT</u> |
|--------------------|------------------------|-----------------|
| David Chaisson III | September 2020         | At-Large East   |
| Richard Armond     | September 2020         | At-Large West   |

Discussion ensued;

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -8-**

On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved amend this item to remove the At-Large-East seat.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1634-09-16**

A RESOLUTION APPOINTING NEW MEMBERS TO THE PLANNING COMMISSION.

| <u>MEMBER</u>  | <u>EXPIRATION DATE</u> | <u>DISTRICT</u> |
|----------------|------------------------|-----------------|
| Richard Armond | September 2020         | At-Large West   |

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1635-09-16**

A RESOLUTION APPOINTING A NEW MEMBER TO THE TOURIST COMMISSION.

On motion of Mrs. Alcon, seconded by Mr. Lewis it was moved to appoint the following member to the Tourist Commission.

| <u>MEMBER</u>   | <u>TERM</u>    |
|-----------------|----------------|
| Jennifer Heintz | September 2019 |

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

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

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -9-**

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1636-09-16**

A RESOLUTION OPPOSING THE FLORIDA AVENUE PROJECT IN ITS CURRENT PROPOSED FORMAT.

Discussion ensued;

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1637-09-16**

A RESOLUTION TO RETAIN TAUZIN CONSULTANTS, LLC AS A FEDERAL LOBBYIST REPRESENTING ST. BERNARD PARISH GOVERNMENT FOR A PERIOD OF ONE (1) YEAR.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1638-09-16**

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -10-**

A RESOLUTION STATING ST. BERNARD PARISH COUNCIL'S POSITION REGARDING ELECTED OFFICIALS HOLDING A FULL TIME PAID POSITION WITH ST. BERNARD PARISH GOVERNMENT.

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

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

**NAYS:** Montelongo

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**RESOLUTION SBPC #1639-09-16**

A RESOLUTION REQUESTING THAT ALL COUNCIL MEETINGS BE PLACED ON VIDEO ON DEMAND ON THE ST. BERNARD PARISH GOVERNMENT WEBSITE WITHIN SEVENTY-TWO HOURS OF SAID MEETING.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**ORDINANCE SBPC #1814-09-16**

**Summary No. 3391**

Introduced by: Council on 6/21/16

Public hearing held on 8/2/16

Tabled on 8/2/16 until 9/20/16

Public Hearing held on 9/20/16

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2016 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.

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -11-**

The Council Chair opened the floor for any additional public comments regarding Summary No. 3218.

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

The Council Chairman then called for a vote on Summary No. 3391

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

**YEAS:** Luna, Montelongo, Lewis

**NAYS:** Gorbaty, Alcon

**ABSENT:** McCloskey

**ABSTAIN:** None

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3402**

Planning Commission recommended **DENIAL** on 7/26/16

Introduced by: Administration on 8/2/16

Executive Finance Committee made **NO RECOMMENDATION** on 8/15/16

Public hearing held on 8/16/16

Tabled on 8/16/16 until 9/20/16

AN ORDINANCE TO APPROVE **DOCKET Z-2016-012**, PETITION OF DIONNA RICHARDSON FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO-FAMILY RESIDENTIAL)" FOR THE PROPERTY LOCATED AT 3408 ANGELIQUE DRIVE, VIOLET, LA 70092.

The floor was opened to recognize the public for comment on this item.

Discussion ensued;

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

**YEAS:** None

**NAYS:** Gorbaty, Luna, Alcon, Montelongo, Lewis

**ABSENT:** McCloskey

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

And the motion was declared **failed** on the 20<sup>th</sup> day of September, 2016.

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

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -12-**

**Summary No. 3403**

Planning Commission recommended **DENIAL** on 7/26/16

Introduced by: Administration on 8/2/16

Executive Finance Committee made **NO RECOMMENDATION** on 8/15/16

Public hearing held on 8/16/16

Tabled on 8/16/16 until 9/20/16

AN ORDINANCE TO APPROVE **DOCKET Z-2016-013**, PETITION OF CATHY MOORE FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-2, (TWO-FAMILY RESIDENTIAL)" FOR THE PROPERTY LOCATED AT 3008 ROSETTA DRIVE, CHALMETTE, LA 70043.

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

**YEAS:** None

**NAYS:** Gorbaty, Luna, Alcon, Montelongo, Lewis

**ABSENT:** McCloskey

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

And the motion was declared **failed** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3410**

Introduced by: Administration on 8/16/16

Public hearing held on 9/6/16

Tabled on 9/6/16 until 9/20/16

AN ORDINANCE TO DECLARE AS SURPLUS 3024-3026 PAKENHAM, 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.

On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to amend Section 2 to change ABCD, LLP to RTV, LLC and to reflect the correct spelling of the street name.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -13-**

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

**ORDINANCE SBPC #1815-09-16**

**Summary No. 3410**

Introduced by: Administration on 8/16/16

Public hearing held on 9/6/16

Tabled on 9/6/16 until 9/20/16

AN ORDINANCE TO DECLARE AS SURPLUS 3024-3026 PAKENHAM, 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:** Gorbaty, Luna, Alcon, Montelongo, Lewis

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3412**

Planning Commission recommended **DENIAL** on 8/23/16

Introduced by: Administration on 9/6/16

AN ORDINANCE TO APPROVE **DOCKET Z-2016-017**, JOSE ROBERTO CAMPOS, BEING REPRESENTED BY FRANCIS CASTILLO, FOR A ZONING CHANGE FROM "R-1, (SINGLE FAMILY RESIDENTIAL)" TO "R-3, (MULTI-FAMILY RESIDENTIAL)" FOR THE PROPERTY LOCATED AT 2305 TRIO STREET, CHALMETTE, LA 70043.

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

**YEAS:** None

**NAYS:** Gorbaty, Luna, Alcon, Montelongo, Lewis

**ABSENT:** McCloskey

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

And the motion was declared **failed** on the 20<sup>th</sup> day of September, 2016.

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

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -14-**

**Summary No. 3413**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

Discussion ensued;

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to amend fund 61, cost center 6110, ledger code 530453 R&M Building, by moving \$29,680.00 to fund balance.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**ORDINANCE SBPC #1816-09-16**

**Summary No. 3413**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016

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

**ORDINANCE SBPC #1817-09-16**

**Summary No. 3414**

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -15-**

Introduced by: Councilman Lewis on 9/6/16

Public hearing held on 9/20/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1464-12-13**, AN ORDINANCE REQUESTING ADMINISTRATION TO PROVIDE THE ST. BERNARD PARISH COUNCIL WITH ANY AND ALL PERSONNEL EDITS AS THEY ARE FILED WITH THE HUMAN RESOURCES DEPARTMENT.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**ORDINANCE SBPC #1818-09-16**

**Summary No. 3416**

Introduced by: Councilman Lewis on 9/6/16

Public hearing held on 9/20/16

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3417**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -16-**

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1315-07-12**, AMENDING THE APPROVED ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

On motion of Mr. Luna, seconded by Mr. Lewis, it was moved to **table** this item until the October 4, 2016 meeting.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3418**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

AN ORDINANCE TO **AMEND** APPENDIX D; FEES TO ADD SECTION 6; COMMUNITY DEVELOPMENT/ PUBLIC WORKS FEES TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to amend the fees from the list as submitted into the official record.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**ORDINANCE SBPC #1819-09-16**

**Summary No. 3418**

Introduced by: Administration on 9/6/16

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -17-**

Public hearing held on 9/20/16

AN ORDINANCE TO **AMEND** APPENDIX D; FEES TO ADD SECTION 6; COMMUNITY DEVELOPMENT/ PUBLIC WORKS FEES TO 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, Lewis

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**ORDINANCE SBPC #1820-09-16**

**Summary No. 3419**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

AN ORDINANCE TO DECLARE AS SURPLUS LOT 1 SQ.211 VERS. SUB. 54 X 100 = 5400, WHICH BEARS MUNICIPAL ADDRESSES 3800 FENELON AND 301 W. MAGNOLIA, WHICH IS OWNED BY THE PARISH, AND TO AUTHORIZE THE TRANSFER/DONATION OF SAID PROPERTY TO NUNEZ COMMUNITY COLLEGE.

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

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

**NAYS:** None

**ABSENT:** McCloskey

**DID NOT VOTE:** Lewis

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3420**

Introduced by: Administration on 9/20/16

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -18-**

AN ORDINANCE TO AMEND APPENDIX D, FEES; SECTION 4, MISCELLANEOUS CHARGES, 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, Lewis

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3421**

Introduced by: Administration on 9/20/16

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT, AS LESSOR, AND THE UNO FEDERAL CREDIT UNION, AS LESSEE.

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

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

**NAYS:** None

**ABSENT:** McCloskey

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

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

**Summary No. 3422**

Introduced by: Administration on 9/20/16

AN ORDINANCE AUTHORIZING THE SALE AND PUBLIC AUCTION OF SURPLUS ROAD EQUIPMENT.

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

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

**NAYS:** None

**Minutes of the St. Bernard Parish Council Meeting of September 20, 2016**

**Page -19-**

**ABSENT:** McCloskey

**DID NOT VOTE:** Lewis

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

**Coastal Zone Advisory Committee**

**#43** On motion of Mr. Montelongo, seconded by Mrs. Alcon, it was moved to **approve** the following Coastal Zone Permits.

- a. **Coalition to Restore Coastal Louisiana - P20160408**  
Coalition to Restore Coastal Louisiana and The Nature Conservancy will partner to expand on TNC's existing Biloxi Marsh oyster reef restoration efforts by using 900 cubic yards of shell to protect 2,700 linear feet of shoreline in Lake Athanasio. Additional reef sites (2.6 miles) are located nearby in Lake Eloi, Lake Fortuna, and Lake Athanasio. The reefs will be constructed by placing recycled, cured oyster shells in a total of 434 Gabion baskets (6' x 3' x 3') to promote oyster reef growth and reduce shoreline erosion. The reefs will be constructed in segments to allow gapping for fish passage.
- b. **Piacun Investments, Inc. - P20160476**  
Repair of existing bulkhead along Bayou Loutre in Hopedale, Louisiana

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

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

**NAYS:** None

**ABSENT:** McCloskey

**DID NOT VOTE:** Lewis

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

And the motion was declared **adopted** on the 20<sup>th</sup> day of September, 2016.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 5:32 p.m. on the 20<sup>th</sup> day of September, 2016.

Next Regular scheduled Council Meeting will be held Tuesday, October 4, 2016 @ 7:00 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

*Kerri Callais*

KERRI CALLAIS  
COUNCIL CHAIR

## PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 4, 2016 AT SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE SEPTEMBER 20, 2016 COUNCIL MEETING:

### **Summary No. 3420**

Introduced by: Administration on 9/20/16

AN ORDINANCE TO AMEND APPENDIX D, FEES; SECTION 4, MISCELLANEOUS CHARGES, OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**WHEREAS**, The Parish Council believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to amend Appendix D, Section 4 of the St. Bernard Parish Code of Ordinances.

**SECTION 1.** the Parish Council does hereby amend Appendix D, Section 4 of the St. Bernard Parish Code of Ordinances to read as follows:

### **Section 5. - Effective date.**

The rates and charges established by this ordinance shall be effective beginning on June 1, 1997.

**Pursuant State Document HLS 16RS-1722, and House Bill No. 995, which relates to the safe drinking water administration fee; to increase the fee on community water systems; to increase the portion retained by community water systems for administrative costs; to provide for the use of the collected fees; to provide for an official designation of the fee; and to provide for related matters. Water and Sewer Department shall charge an annual fee of twelve dollars per metered connection or account for community systems. The fee shall be divided into twelve equal payments of one dollar and billed monthly. The fee shall be collected from each consumer by the community system provider (Water and Sewer Department) and remitted to the Department of Health and Hospitals, minus sixty cents per metered connection or account to be retained by the community system provider (Water and Sewer Department) for administrative costs for the collection of such the fee. The fee will be Designate as the "Safe Drinking Water Fee".**

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

*Kerri Callais*

KERRI CALLAIS  
COUNCIL CHAIR

## PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 4, 2016 AT SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE SEPTEMBER 20, 2016 COUNCIL MEETING:

### **Summary No. 3421**

Introduced by: Administration on 9/20/16

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT, AS LESSOR, AND THE UNO FEDERAL CREDIT UNION, AS LESSEE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION I.** That St. Bernard Parish Council does hereby approve and authorize the Parish President to execute a lease agreement, Exhibit A, attached hereto and becomes part hereof, by and between the St. Bernard Parish Government and UNO Federal Credit Union for approximately 535 sq. feet of office space in the St. Bernard Parish Government Complex Building, 8201 West Judge Perez Drive, St. Bernard Parish, La. Lessee shall have the option to renew the lease for two additional one year terms at its expiration only if both parties agree in writing, with 30 days written notice prior to the annual expiration date from Lessee to Lessor stating Lessee's desire to exercise said option to renew. The consideration of this Lease is the payment of \$1,200 per month.

**SECTION II.** Effective Date. This ordinance shall become effective November 1, 2016, upon execution of the lease by all parties.

**SECTION III.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

BY DIRECTION OF

*Kerri Callais*

KERRI CALLAIS  
COUNCIL CHAIR

**EXHIBIT "A"**  
**SUMMARY NO. 3421**  
**ORDINANCE SBPC #XXXX-XX-XX**

**COMMERCIAL LEASE AGREEMENT**

**STATE OF LOUISIANA**  
**PARISH OF ST. BERNARD**

The following contract of Lease is made and entered into this \_\_\_ day of \_\_\_\_\_, 2016, by and between St. Bernard Parish Government ("SBPG"), hereinafter referred to as "LESSOR", and UNO Federal Credit Union, hereinafter referred to as "LESSEE".

**1.**

**TERM, PROPERTY LEASED, and OPTIONS**

For the consideration and upon the terms and conditions hereinafter expressed, the Lessor hereby leases the leased premises to Lessee and Lessee hereby leases the same from Lessor, beginning November 1, 2016 for an initial term of one year. Lease premises consist of approximately 535 square feet of office space in the Northwest corner of the 1<sup>st</sup> floor of the St. Bernard Parish Government building located at 8201 W. Judge Perez Dr., Chalmette, Louisiana 70043. Lessee shall have the option to renew the lease for two additional one year terms at its expiration only if both parties agree in writing, with 30 days written notice prior to the annual expiration date from Lessee to Lessor stating Lessee's desire to exercise said option to renew.

**2.**

**RENTAL**

The consideration of this Lease is the payment of Twelve Hundred dollars (\$1200.00) per month payable by Lessee to Lessor on the first of each month. Should the rent not be paid by the 5<sup>th</sup> of any month, a \$50.00 late fee shall be assessed. Lessor shall pay/provide the following utilities: electricity, water, gas and phone. Lessee shall pay/provide its own internet service and provide its own office furnishings and office equipment.

**3.**

**PURPOSE**

Lessee will operate a credit union office on the leased premises. Lessee's use of the Leased Premises shall be in a lawful, careful, safe, and proper manner, and Lessee shall carefully preserve, protect, control and guard the same from damage, at Lessee's sole expense. Lessee shall not use the parking area or the ingress and egress area of the Premises in an unreasonable manner so as to interfere with the normal flow of traffic or the use of such areas by occupants of properties adjacent to the Leased Premises. Lessee shall not use the Leased Premises for the purposes of storing, manufacturing or selling any explosives, flammables or other inherently dangerous substance, chemical, thing or device. Lessee shall, on the Expiration Date or, if earlier terminated upon such termination, surrender possession of the Leased Premises in as good condition as reasonable use will permit. Lessee shall not use the Leased Premises for living quarters or as a residence. Lessee shall not use the Leased Premises for any unlawful, immoral or

improper purpose, or in any manner which is contrary to law or to any directions, rules, regulations, regulatory bodies, or officials having jurisdiction thereof or which shall be injurious to any person or property. Lessee, its employees and invitees shall be permitted to use the common rest room facilities in the common areas of the building.

#### 4.

#### **MAINTENANCE AND REPAIRS**

- (a) Lessee shall be responsible for all damage that occurs due to its own fault.
- (b) Lessee shall not be responsible for any normal wear and tear damage that occurs during use.
- (c) Lessee shall use best and reasonable efforts to keep the premise in good repair during the term of the lease.

#### 5.

#### **ALTERATIONS AND IMPROVEMENTS**

Lessee shall have the right to make, at no expense to Lessor, non-structural interior improvements, alterations, or additions (hereinafter collectively referred to as "Alteration") to the Leased Premises, provided that:

- (a) **No Alteration shall be made without the prior written consent of Lessor;**
- (b) No structural Alteration shall be made without an amendment to this lease and without first obtaining Lessor's written approval of plans and specifications;
- (c) No Alteration shall materially alter the character or substantially lessen the value of the Leased Premises;
- (d) No Alteration shall be commenced until Lessee has first obtained and paid for all required permits and authorizations of all regulatory bodies with respect to such Alteration;
- (e) Any Alteration shall be made in a good workmanlike manner and in compliance with all laws, ordinances, regulations, codes, and permits;
- (f) Lessee shall not decorate or paint the exterior of the Leased Premises, or any part thereof, except in such manner and of such color(s) as are approved by Lessor in writing;
- (g) Any build-out of the leased premises must be approved in writing by Lessor.
- (h) Any Alteration shall become and remain the property of Lessor unless Lessor otherwise agrees in writing.

#### 6.

#### **CONDITIONS**

A. Lessee attests by executing this lease that Lessee has examined the Leased Premises and shall accept the leased premises "As Is." The Lessor shall not be responsible for hidden defects, including but not limited to, lead paint, asbestos, mold or mildew of any kind, structural and/or leaks in any part of the building. Lessee shall surrender the Leased Premises to Lessor upon termination of this Lease in good condition, minus normal wear and tear.

B. Lessee shall be responsible for disposing of any trash in or around the leased premises. Lessee shall not store trash and/or debris in or around the leased premises.

**7.**

**INSURANCE**

Lessee shall maintain at Lessee's sole expense, General Liability Insurance on the Leased Premises with minimum limit per occurrence of \$1,000,000.00 and a minimum general aggregate of \$2,000,000.00 and shall name St. Bernard Parish Government as an additional insured on said policy with a waiver of subrogation. Lessee shall provide Lessor with a Certificate of Insurance, and provide Lessor with a 30 day notice of cancellation of the above named policy. Any insurance maintained by Lessee is to be primary over any valid and collectable insurance or self-insurance maintained by Lessor. Lessee shall provide proof of insurance each year on the date and month of execution of this agreement. Lessee shall be responsible for insuring any contents in or on the leased premises. Also, Lessee shall acquire any insurance mandated by law for its employees.

**8.**

**ASSIGNMENT/SUBLEASE**

Lessee further agrees that it shall not assign this Lease or sublease the Leased Premises or any part thereof. Lessee expressly agrees that Lessor retains the right of ingress and egress onto the Leased Premises at any time during the term of the Lease.

**9.**

**HOLD HARMLESS AND INDEMNITY**

Lessee shall indemnify and hold harmless Lessor from and against any and all claims, damages, losses, and expenses of any nature whatsoever made by anyone in or on the leased premises for whatever reason, including but not limited to spectators, participants, invitees, volunteers, employees, and the like, which indemnification and hold harmless shall include but not be limited to attorneys' fees and court cost arising out of this Lease, and/or for bodily injury, sickness, disease, death, or damage to property of any nature whatsoever, including the loss of use resulting therefrom, and whether or not caused in whole or in part by any negligent act or omission of Lessee, its subcontractors, or Lessee's employees or by any participants or by any spectators or by any volunteers or by any third party or by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by the negligence of Lessor and/or the strict liability of the Lessor, its agents and employees.

**10.**

**NOTICES, CHOICE OF LAW, AND JURISDICTION**

A. All notices required under this Lease shall be in writing and shall be sent by Certified United States Mail and shall be addressed as follows:

**LESSOR:**

**LESSEE:**

Guy McInnis, Parish President  
 St. Bernard Parish Government  
 8201 West Judge Perez Drive  
 Chalmette, Louisiana 70043

UNO Federal Credit Union,  
 University of New Orleans  
 New Orleans, Louisiana 70148

B. This Lease shall be governed by the laws of the State of Louisiana. In the event of a dispute, 34<sup>th</sup> Judicial District Court, Parish of St. Bernard shall be the exclusive jurisdiction of any and all matters pertaining to this lease.

### 11.

#### **TERMINATION/CANCELLATION**

In the event of a default by Lessee and/or a violation of this lease agreement by Lessee, the Lessor may terminate this lease with 15 days written notice to Lessee. All terms of this Lease Agreement shall remain in effect until the Lessee vacates the premises. Either party shall have the right in its sole discretion to terminate the lease for convenience upon giving thirty (30) days advance written notice of the termination. Should the effective date of the termination fall at some date in the middle of a month, then the rent for that month shall be prorated. (For example if the effective date of the termination is on the 14<sup>th</sup> day of a 30 day month, then the rent for that last month will be 14/30s of a full month rent.)

### 12.

#### **TAXES**

- (a) Lessee shall pay any and all property taxes on or related to the leased premises.
- (b) Lessee shall pay all taxes which may be lawfully charged, assessed or imposed on all of the Lessee's fixtures, equipment of any type, and on all of Lessee's personal property in the leased premises, and Lessee shall pay all license fees which may be lawfully imposed on the business of the Lessee conducted on the leased premises if applicable.
- (c) Lessee shall also pay all taxes which may be lawfully charged, assessed, or imposed by any city, state, or federal authority similar to or in the nature of sales and use taxes, license and occupancy taxes or any other charges or taxes imposed as a result of or in connection with the operation of the business of Lessee, if applicable.
- (d) Lessee shall also be responsible and liable for any and all taxes imposed by any city, state, or federal authority for or as a result of the payment of any sums to employees; including withholding taxes and any other payroll related taxes, charges, and fees, if applicable.

### 13.

#### **SIGNS**

Prior to placing any signs located on the outside of the Leased Premises at 8201 W. Judge Perez Drive, Lessee must obtain the approval of Lessor in writing.

### 14.



## PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, OCTOBER 4, 2016 AT SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE SEPTEMBER 20, 2016 COUNCIL MEETING:

### **Summary No. 3422**

Introduced by: Administration on 9/20/16

AN ORDINANCE AUTHORIZING THE SALE AND PUBLIC AUCTION OF SURPLUS ROAD EQUIPMENT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**WHEREAS**, the St. Bernard Parish Council authorizes and approves the public auction to be held on October 20, 2016 which auction surplus Road Department equipment;

**WHEREAS**, said auction to be publicly advertised via public notice September 30, 2016, October 7, 2016 and October 14, 2016 in the St. Bernard Voice;

**WHEREAS**, the equipment listed in Exhibit "A" was surplus and not needed for a public purpose.

**SECTION 1.** St. Bernard Parish Council the governing authority for St. Bernard parish does hereby authorize the Road Department to hold a public auction for all items listed in Exhibit "A" in accordance with Louisiana Revised Statute 49:125.

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION III.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

BY DIRECTION OF

*Kerri Callais*

KERRI CALLAIS  
COUNCIL CHAIR

| USER | UNIT# | VIN # | DESCRIPTION | YEAR | PLATE# | MILES | COND |
|------|-------|-------|-------------|------|--------|-------|------|
|      |       |       |             |      |        |       |      |

|  |  |               |                |  |  |     |          |
|--|--|---------------|----------------|--|--|-----|----------|
|  |  | SER# 190432   | ONEN GEN 100KW |  |  | N/A | WILL RUN |
|  |  | SER# L7607892 | ONEN GEN 30KW  |  |  | N/A | WILL RUN |

|  |  |             |      |      |  |       |           |
|--|--|-------------|------|------|--|-------|-----------|
|  |  | SER# 011245 | SCAG | 2006 |  | N/A   | DON'T RUN |
|  |  | SER# 014100 | SCAG | 2006 |  | 3759  | DON'T RUN |
|  |  | SER# 013071 | SCAG | 2006 |  | 10448 | DON'T RUN |

**Exhibit "A"**  
**Summary No. 3422**

| 2016 VEHICLE/EQUIPMENT AUCTION ITEMS |       |                    |                        |      |         |  |
|--------------------------------------|-------|--------------------|------------------------|------|---------|--|
| DEPT                                 | UNIT  | VIN                | DESCRIPTION            | YEAR | MILES   | NOTES  |
| ROAD                                 | 414   | 1GCEK19V51E283648  | CHEVY 1500 PICK UP     | 2001 | 205,148 | Various Mechanical Issues  |
| ROAD                                 | 429   | 1FTSW30L1YE84684   | FORD F350 PICK UP      | 1998 | 157,580 | Various Mechanical Issues  |
| ROAD                                 | 430   | 1FTPW14565FB51633  | FORD F150 PICK UP      | 2005 | 138,469 | Various Mechanical Issues  |
| ROAD                                 | 431   | 1FTPX2766WKC14939  | FORD F150 PICK UP      | 1998 | 140,642 | Various Mechanical Issues  |
| ROAD                                 | 432   | 1FTPX2763WKC14946  | FORD F250 PICK UP      | 1990 | 134,288 | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | 477   | 1FTPF18L5YKB36822  | FORD F150 PICK UP      | 2000 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 442   | IHTWDAARX5J151014  | FLUSH TRUCK            | 2004 | 42,450  | Various Mechanical Issues  |
| ROAD                                 | 451   | CJF0069213         | CASE BACKHOE           | 2006 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 455   | N53387636          | CASE BACKHOE           | 2006 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 474   | 1HTMMAAN66H327182  | TRASH TRUCK            | 2005 | 10,062  | Various Mechanical Issues  |
| ROAD                                 | 490   | 1FDNK74C5RVA19880  | FORD F700 BOX TRUCK    | 1994 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | M-1   | 1FTRX12W46NA08250  | Ford F150              | 2005 | 100,000 | Significant Body Damage  |
| W&S                                  | 509   | 1FTRF17263NB46123  | 03-F-150               | 2003 |         | Various Mechanical Issues, dashboard out                           |
| W&S                                  | 512   | 1B7HC16X2WS705805  | 98 DODGE RAM           | 1998 | 100,000 | Significant Body Damage  |
| W&S                                  | 516   | 1FTNF20516EA14212  | 06 F-250               | 2006 | 125,000 | Various Mechanical Issues  |
| W&S                                  | 526   | 1GCFC29TXYZ159352  | 2005 CHEVY             | 2005 | 188,000 | Various Mechanical Issues  |
| W&S                                  | 533   | 1B7HC16X6WS705807  | 1998 DODGE RAM         | 1998 | 102,616 | Various Mechanical Issues  |
| W&S                                  | 535   | 1FTRF17W53NB76703  | F-150                  | 2003 | 177,874 | Various Mechanical Issues  |
| W&S                                  | 510   | 1FDXW46P36ED45166  | F-450                  | 2006 | 123,254 | Various Mechanical Issues  |
| W&S                                  | 511   | 1FDXW45PGED91367   | F-450                  | 2006 | 101,383 | Various Mechanical Issues  |
| W&S                                  | 516   | 1FTNF20516EA47545  | F-250                  | 2006 | 109,486 | Various Mechanical Issues, Injectors bad                           |
| INSURANCE                            | INS1  | 1FMZU71XOYZC15882  | FORD EXPLORER          | 2000 | 130,000 | Various Mechanical Issues  |
| MOSQUITO                             | MC-2  | 1FTPX2768WKC14943  | F-250                  | 1998 | 166,490 | Various Mechanical Issues, bad engine                              |
| MOSQUITO                             | MC-21 | 1GDJC34086E184790  | GMC 3500               | 2005 |         | Significant Body Damage, doesn't run, dashboard out                |
| MOSQUITO                             | MC-14 | 1FDJF37Y25EA5610   | 1995 F-350             | 1995 | 101,862 | Various Mechanical Issues  |
| MOSQUITO                             | MC-17 | 1FDJF37HXTEA85027  | 1996 F-350             | 1996 |         | Various Mechanical Issues, dashboard out                           |
| MOSQUITO                             | MC-21 | 1GDJC34D86E189790  | 2006 GMC 3500          | 2006 | 30,000  | Various Mechanical Issues  |
| ADMIN                                | ADMIN | 2GCEC13T561115683  | SILVERADO              | 2005 |         | Significant Body Damage, dashboard out                             |
| ADMIN                                | ADMIN | 284FP44331R218699  | DODGE VAN              | 2000 |         | Various Mechanical Issues, dashboard out                           |
| RS                                   | C-10  | 1FMPU18L5WLB58845  | EXPEDITION             | 1998 | 80,276  | Various Mechanical Issues  |
| RS                                   | C-6   | 1FMZU73K05UA39961  | EXPLORER               | 2005 | 113,030 | Various Mechanical Issues  |
| OEP                                  | OEP   | 1FMPU155T6LA16416  | EXPEDITION XLT         | 2006 |         | Various Mechanical Issues, transmission bad, dashboard out         |
| RS                                   | RS    | 3GKEC16Z25G274302  | YUKON XL               | 2005 | 101,402 | Various Mechanical Issues  |
| FIRE                                 | FIRE  | 1GNEC16Z15R208309  | 2005 CHEVY SUBURBAN    | 2005 | 127,709 | Various Mechanical Issues  |
| ROAD                                 | T8    | 33194              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T10   | ID# 3028104986     | M95400TL TRACTOR       | 2009 |         | Significant Body Damage  |
| ROAD                                 | T12   | 30152              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T13   | 17887              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T18   | 10042              | M5640SU                | 2010 |         | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | T19   | ROPS82980659       | 6610 TRACTOR           | 1989 |         | Various Mechanical Issues  |
| ROAD                                 | T26   | 33199              | KUBOTA ZD331 ZERO TURN | 2013 |         | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | E5    | N856591            | YALE FORKLIFT          | 1991 |         | Various Mechanical Issues, hudrolic leak                           |
| ROAD                                 | E7    | T00317A116688      | JOHN DEERE skid loader | 2006 |         | Various Mechanical Issues  |
| W&S                                  |       | SER# 190432        | ONEN GEN 100KW         | 1980 |         | Various Mechanical Issues  |
| W&S                                  |       | SER# L7607892      | ONEN GEN 30KW          | 1980 |         | Various Mechanical Issues  |
| ROAD                                 |       | DEUT25DZXL065042   | PUMP                   | 2005 |         | Various Mechanical Issues  |
| ROAD                                 |       | SER #12-09941      | BUSH HOG 5 FOOT        | 2009 |         | Various Mechanical Issues, needs gear box                          |
| ROAD                                 |       | SER# 12-36534      | BUSH HOG TRIPPLE WING  | 2009 |         | Various Mechanical Issues, needs gear box                          |
| TRANSIT                              | 733   | 1GBE4V1927FA425655 | BUS                    | 2007 | 131,301 | Parts Only   |
| TRANSIT                              | 734   | 1GBE4V1997F425846  | BUS                    | 2007 | 148,752 | Various Mechanical Issues, doesn't run and broken glass door       |
| TRANSIT                              | 735   | 1GBEV1907F4235895  | BUS                    | 2007 | 89,608  | Various Mechanical Issues, doesn't run                             |
| TRANSIT                              | 736   | 1GBEV1907F425881   | BUS                    | 2007 |         | Parts Only, dashboard out  |
| TRANSIT                              | 737   | 1GBEV1907F425964   | BUS                    | 2007 | 149,618 | Various Mechanical Issues, doesn't start, no brakes                |
| TRANSIT                              | 738   | 1GBEV1907F425939   | BUS                    | 2007 | 108,525 | Various Mechanical Issues, doesn't start, bad tires                |
| TRANSIT                              | 740   | 1GBEV1907F425918   | BUS                    | 2007 | 115,751 | Various Mechanical Issues, doesn't start, no hydro-boost, bad tire |

# #11

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

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

## RESOLUTION SBPC #1640-10-16

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)

| <u>Establishment</u>   | <u>Beer</u> | <u>Liquor</u> |
|--|-------------|---------------|
| 1. Café Riche, LLC dba<br>Café Riche<br>8117 E. St. Bernard Highway, Poydras, La 70085<br>Owners: Bryan Riche  | X           |               |
| 2. Churchill Downs LA Horse Racing, Co., LLC dba<br>Fair Grounds OTB and Casino<br>8700 W. Judge Perez Drive, Chalmette, LA 70043<br>Members: C. Loshbaugh, W. Carstanjen,<br>A. Kung Leung Tse, M. Anderson & T. Bryant | X           | X             |
| 3. Fete' Hall, LLC dba<br>Fete' Hall<br>2015 Fazzio Road, Chalmette, LA 70043<br>Owner: Rochelle Cannon  | X           | X             |

Page -2-  
Extract #11 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

## #12

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

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

### **RESOLUTION SBPC #1641-10-16**

A RESOLUTION IN SUPPORT OF THE NATIONAL PARK SERVICE.

**WHEREAS**, America's National Park System is a living testament to our citizens' valor, our nation's hardships, our victories, and our traditions as Americans, and has been called "America's Best Idea;" and

**WHEREAS**, the National Park System preserves the diversity, culture, and heritage of all Americans, and serves as a living classroom for future generations; and

**WHEREAS**, in 2016, the National Park Service is celebrating its centennial and currently manages 410 nationally significant sites and an invaluable collection of more than 75,000 natural and cultural assets that span 84 million acres across all 50 states, the District of Columbia, and several U.S. territories and insular areas; and

**WHEREAS**, the National Park Service's mission is to "to conserve the scenery and the natural and historic objects and the wild life therein and to provide for the enjoyment of the same in such manner and by such means as will leave them unimpaired for the enjoyment of future generations;" and

**WHEREAS**, in 2015, the National Park System had more than 307 million visits; and

**WHEREAS**, in 2015, National Park Service estimates indicate that park visitors spent more than \$16.9 billion at the sites and in the states and local communities adjacent to national parks; and

**WHEREAS**, the National Park Service has the obligation to preserve our nation's history; promote access to national parks for all citizens; stimulate revenue to sustain itself and nearby communities; educate the public about America's natural, cultural and historical resources, and provide safe facilities and environs to enjoy these resources; and

Page -2-  
Extract #12 continued  
October 4, 2016

**WHEREAS**, in 2016, the National Park Service estimated a deferred maintenance backlog of nearly \$12 billion, which includes repairs to aging historical structures, trails, sewers, drainage, thousands of miles of roads, bridges, tunnels, and other vital infrastructure; and

**WHEREAS**, it is the responsibility of Congress to maintain America's national parks to ensure our natural places and our history is preserved and documented for future generations, and for the adjacent communities that rely on the direct and indirect economic benefits generated by visits to national park sites.

**NOW, THEREFORE, BE IT RESOLVED** that the **ST. BERNARD PARISH COUNCIL** strongly encourages Congress to create a reliable, predictable stream of resources to address deferred maintenance needs in America's National Park System.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 4<sup>th</sup> day of October, 2016

#### C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

# #13

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

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

## **RESOLUTION SBPC #1642-10-16**

A RESOLUTION APPOINTING A NEW MEMBER TO THE PLANNING COMMISSION.

**WHEREAS**, there is a vacancy on the St. Bernard Parish Planning Commission, and;

**WHEREAS**, this Council is desirous of filling the aforementioned board and vacancy.

**NOW THEREFORE, BE IT RESOLVED**, that the St. Bernard Parish Council, the Governing Authority, does hereby appoint the following to the Planning Commission:

| <u>MEMBER</u>  | <u>EXPIRATION DATE</u> | <u>DISTRICT</u> |
|----------------|------------------------|-----------------|
| David Chaisson | September 2020         | At-Large East   |

**BE IT FURTHER RESOLVED**, that this term shall be effective immediately upon adoption of this Resolution.

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

**YEAS:**

**NAYS:**

**ABSENT:**

The Council Chair, Ms. Callais, cast her vote as xxx.

And the motion was declared **xxx** on the 4<sup>th</sup> day of October, 2016.

Page -2-  
Extract #13 continued  
October 4, 2016

#### CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**#14**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

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

**RESOLUTION SBPC #1643-10-16**

A RESOLUTION REPLACING THE ST. BERNARD RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN IN ITS ENTIRETY FOR THE LOUISIANA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

**WHEREAS**, St. Bernard Parish Government has received Louisiana Community Development Block Grant (LCDBG) funds including a new FY16 grant under the LCDBG regular program; and,

**WHEREAS**, the LCDBG program requires all grant recipients to adopt by resolution a Residential Anti-Displacement and Relocation Assistance Plan; and

**WHEREAS**, St. Bernard Parish adopted a Residential Anti-Displacement and Relocation Assistance Plan in August, 1994 which needs to be replaced in its entirety; and

**NOW THEREFORE BE IT RESOLVED** the St. Bernard Parish Council, as the governing authority of St. Bernard Parish Government, does hereby adopt the attached Residential Anti-Displacement and Relocation Assistance Plan for the Louisiana Community Development Block Grant Program.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

Page -2-  
Extract #14 continued  
October 4, 2016

#### CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**ST. BERNARD GOVERNMENT RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION  
ASSISTANCE PLAN UNDER SECTION 104(D) OF THE HOUSING AND COMMUNITY  
DEVELOPMENT ACT OF 1974 AS AMENDED**

St. Bernard Parish Government will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than as low/moderate-income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended as described in 24 CFR 570.606(H)(1). The St. Bernard Parish Government Anti-Displacement contact person is the Chief Administrative Officer (currently Ronald Alonzo) who can be reached at 504-278-4280.

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, the St. Bernard Parish Government will notify the public and submit to the Louisiana Division of Administration the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than low/moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding that each replacement dwelling unit will remain as a low/moderate income unit for at least 10 years from the date of initial occupancy.

St. Bernard Parish Government will provide relocation assistance, as described in 570.606(b)(2) to each low/moderate-income household displaced by the demolition of housing or by the conversion of a low/moderate-income dwelling to another use as a direct result of assisted activities.

Consistent with the goals and objectives of activities assisted under the Act, the St. Bernard Parish Government will take the following steps to minimize the displacement of persons from their homes;

1. All public facilities projects (water, sewer, gas, etc.) will be designed so that there will be no displacement of any residences or businesses;
2. No homes will be demolished that can be rehabilitated; and
3. There will be no displacement of any resident or business occupants on LCDBG projects.

**#15**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

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

**RESOLUTION SBPC #1644-10-16**

A RESOLUTION ADOPTING AN INTERNAL GRIEVANCE PROCEDURE PROVIDING FOR PROMPT AND EQUITABLE RESOLUTION OF COMPLAINTS ALLEGING ANY ACTION RESTRICTING HANDICAP ACCESS AS PROHIBITED BY THE REGULATION OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, 24 CFR PART 8, IMPLEMENTING SECTION 504 OF THE REHABILITATION ACT OF 1973 , AMENDED (PUBLIC LAW 93-112).

**WHEREAS**, St. Bernard Parish Government has been afforded the opportunity to participate in the Louisiana Community Development Block Grant Program (LCDBG) as administered by the Louisiana Division of Administration; and,

**WHEREAS**, the LCDBG program requires all grant recipients to adopt by resolution an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the regulation of the U.S. Department of Housing and Urban Development, 24 CFR Part 8, implementing Section 504 of the Rehabilitation Act of 1973, as amended (Public Law 93-112); and

**WHEREAS**, Section 504 states, in part: No otherwise qualified handicapped individual...shall, solely by reason of his handicap be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance” and

**NOW THEREFORE BE IT RESOLVED** the St. Bernard Parish Council, the governing authority of St. Bernard Parish Government, does hereby adopt the attached internal grievance procedure for the LCDBG program.

Page -2-  
Extract #15 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**INTERNAL GRIEVANCE PROCEDURE PROVIDING FOR IMPLEMENTING SECTION 504 OF  
THE REHABILITATION ACT OF 1973  
(PUBLIC LAW 93-112)**

The St. Bernard Parish Government has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the regulation of the U.S. Department of Housing and Urban Development, 24 CFR Part B, implementing Section 504 of the Rehabilitation Act of 1973, as amended (Public Law 93-112). Section 504 states in part in part: No otherwise qualified handicapped individual...shall, solely by reason of his handicap be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance". To further assist those who may have a grievance concerning Section 504 compliance, the Chief Administrative Officer, has been designated to coordinate the efforts of St. Bernard Parish Government to comply with requirements of Section 504 and its implementing regulation 24 CFR Part B.

1. A complaint should be in writing, contain the name and address of the person filing it, and briefly describe the action alleged to be prohibited by the regulation.
2. A complaint should be filed at the Chief Administrators Office (who will serve as the compliance coordinator) within a reasonable time after the person filing the complaint became aware of the action alleged to be prohibited by the regulation.
3. The CAO/compliance coordinator shall meet with the complainant within 15 days after receipt of the complaint to discuss the complaint and any possible resolution(s)
4. The CAO/compliance coordinator and/or his designee shall conduct such investigation of the complaint as may be appropriate to determine its validity. These rules contemplate internal but thorough investigations, affording all interested persons and their representatives, if any, an opportunity to submit evidence relevant to the complaint.
5. The CAO/compliance coordinator shall issue a written decision determining the validity of the complaint no later than thirty (30) days after its filing. The response will offer options for resolution of the complaint. The St. Bernard Parish Government shall be advised of any decision or resolution regarding the complaint.
6. If the decision of the CAO/compliance coordinator does not resolve the issue, the complainant may appeal the decision of the CAO/compliance coordinator within fifteen (15) days after receipt of the response to the St. Bernard Parish Council or their designee.
7. The St. Bernard Parish Council or their designee shall meet with the complainant within 15 days after receipt of the appeal to discuss the complaint and any possible resolution, within fifteen (15) days after the meeting the St. Bernard Parish Council or their designee will respond in writing, with a final resolution of the complaint.
8. The CAO/compliance coordinator shall maintain the files and records of St. Bernard Parish Government relating to the complaints filed hereunder.
9. The right of a person to prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the Department of Housing and Urban Development or other federal or State agencies. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies. Complaints may be forwarded for disposition to the:  
Office of Fair Housing and Equal Opportunity Department of Housing and Urban Development,  
Washington, D.C. 20410

Complaints may also be files at any Regional or Field Office of the Department such as:  
Department of Housing and Urban Development  
Regional Office  
Fair Housing and Equal Opportunity Division  
P.O Box 2905  
Fort Worth, TX 76113-2905

10. Determination made under these procedures shall be liberally constructed to protect the substantial rights of interested persons, to meet appropriate due process standards and to assure the compliance of the St Bernard Parish Government with Section 504 and its implementing regulation

**#16**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #XXXX-XX-XX**

**Summary No. 3417**

Introduced by: Administration on 9/6/16

Public hearing held on 9/20/16

Tabled on 9/20/16 until 10/4/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1315-07-12**, AMENDING THE APPROVED ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That the following St. Bernard Parish Government Redevelopment and Disposition Plan for Louisiana Land Trust Properties is hereby amended and authorized as attached. (Exhibit A) Upon adoption of the Amended Redevelopment and Disposition Plan for Louisiana Land Trust Properties, it will then be forwarded to the State of Louisiana.

**SECTION 2.** Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #16 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

\_\_\_\_\_  
ROXANNE ADAMS  
CLERK OF COUNCIL

\_\_\_\_\_  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President \_\_\_\_\_  
Date and Time

Approved \_\_\_\_\_ Vetoed \_\_\_\_\_

Parish President \_\_\_\_\_  
Guy McInnis

Returned to Clerk of the Council \_\_\_\_\_  
Date and Time

Received by \_\_\_\_\_



## **St. Bernard Parish Government**

# **Redevelopment and Disposition Plan for Louisiana Land Trust Properties**

### **Parish Contact Information:**

Jason Stopa  
Director of Community Development  
St. Bernard Parish Government  
8201 W. Judge Perez Dr.  
Chalmette, LA 70043  
[jstopa@sbg.net](mailto:jstopa@sbg.net)

**Date Adopted:  
July 3, 2012**

**Date Submitted for Approval:  
July 5, 2012**

**Amended:  
September 6, 2016**

**Table of Contents**

|   |           |
|---|-----------|
| <b>I. Parish Redevelopment and Disposition Entity</b>                             | <b>3</b>  |
| <b>II. Proposed Disposition Paths, Processes and Policies</b>                     | <b>3</b>  |
| <b>III. Long Term Recovery Plan</b>   | <b>5</b>  |
| <b>IV. Conformance with Community Development Block Grant Guidelines</b>          | <b>5</b>  |
| <b>V. Affordable Housing</b>  | <b>5</b>  |
| <b>VI. Green Space</b>  | <b>6</b>  |
| <b>VII. Conformance with Recovery and Rebuilding Principles</b>                   | <b>6</b>  |
| <b>VIII. Strategy for Property Insurance, Maintenance, and Security</b>           | <b>6</b>  |
| <b>IX. Redevelopment and Disposition Timeline</b>                                 | <b>7</b>  |
| <b>X. Public Input and Local Commitment to Redevelopment and Disposition Plan</b> | <b>8</b>  |
| <b>XI. Estimated Budget and Financing</b>   | <b>8</b>  |
| <b>XII. Redevelopment and Disposition Plan Approval</b>                           | <b>10</b> |
| <br>  |           |
| <b>Acronym Index and Amendment Procedures</b>                                     | <b>11</b> |
| <b>Appendix A: Budget Line Item Estimates</b>                                     | <b>12</b> |
| <b>Appendix B: HRQLC Approval</b>   | <b>13</b> |
| <b>Appendix C: Planning Commission Approval</b>                                   | <b>14</b> |
| <b>Appendix D: Council Approval (May 2012)</b>                                    | <b>15</b> |
| <b>Appendix E: Council Approval (July 2012)</b>                                   | <b>16</b> |
| <b>Appendix F: LLT Restrictive Covenants</b>                                      | <b>17</b> |
| <b>Appendix G: LLT Restrictive Covenants Approval</b>                             | <b>18</b> |
| <b>Appendix H: Council Approval of 2016 Amendments</b>                            | <b>19</b> |

## **I. Parish Redevelopment and Disposition Entity**

St. Bernard Parish Government (SBPG) has been designated as the exclusive recipient of all residual Louisiana Land Trust (LLT) properties in St. Bernard Parish. Upon conveyance of residual LLT properties and program revenue to SBPG, the Administration shall be responsible for executing the Redevelopment and Disposition Plan outlined herein. The three primary disposition paths for LLT properties are as follows: (1) Lot Next Door (LND) program; (2) Public use, recreational amenities, environmental quality, and ecotourism; and (3) Private redevelopment.

## **II. Proposed Disposition Paths, Processes and Policies**

### **1. Lot Next Door Program**

SBPG will continue to work in conjunction with its contractors and LLT to facilitate the purchase of LLT properties through the LND program in accordance with the guidelines which have been established and approved by the Housing, Redevelopment, and Quality of Life Commission (HRQLC) and LLT. Deadlines associated with the private purchase of LLT properties through the LND program have been extended indefinitely and this disposition path will remain active until otherwise voted upon by the HRQLC. Ultimately, the LND program will run concurrently with other disposition paths as they are activated. It is estimated that approximately 2,200 LLT properties have either been sold or have sales pending through the LND program as of March 2012.

### **2. Public Use, Recreational Amenities, Environmental Quality, and Ecotourism**

SBPG and the HRQLC have already facilitated the conveyance of several LLT properties to other governmental entities for the purpose of improving and/or expanding public services. As the final conveyance of residual LLT properties from LLT to SBPG approaches, SBPG will double its efforts in seeking out governmental entities interested in utilizing LLT properties for such purposes. SBPG will solicit public input when considering conveying LLT properties to other governmental entities, and will submit a proposal to both the St. Bernard Parish Planning Commission and the St. Bernard Parish Council for final approval before any transaction is executed.

SBPG may maintain LLT properties or convey them to other governmental entities, neighborhood associations, non-profit organizations, or private developers for the purpose of establishing green space, pocket parks, bike paths, and other recreational amenities as deemed appropriate. The Waggoner and Ball LLT Plan will be used as guidance to SBPG in terms of how and where recreational amenities should be developed. SBPG will solicit public input when considering maintaining or conveying LLT properties for recreational purposes, and will submit a proposal to both the St. Bernard Parish Planning Commission and the St. Bernard Parish Council for final approval before any resources are dedicated to maintenance or any transaction is executed. SBPG also reserves the right to mandate that recreational amenities be provided by a private developer.

Finally, SBPG may maintain LLT properties or convey them to other governmental entities, neighborhood associations, non-profit organizations, private developers, or educational institutions for the purpose of improving drainage, engaging in other water management strategies, increasing flood protection, or otherwise enhancing environmental quality and/or promoting ecotourism in St. Bernard Parish. SBPG will only entertain engaging in such actions if they are consistent with all applicable regulations and/or approved plans pertaining to floodplain management, water resources management, pollution reduction, economic development, land use, and the like. SBPG will solicit public input when considering maintaining or conveying LLT properties for the purpose of enhancing environmental quality and/or promoting ecotourism, and will submit a proposal to both the St. Bernard Parish Planning Commission and the St. Bernard Parish Council for final approval before any resources are dedicated to maintenance or any transaction is executed.

### **3. Private Redevelopment**

SBPG and its contractors will actively engage in promoting the sale of LLT properties for the purpose of private redevelopment. Covenants may also be established and attached to LLT property titles as properties are conveyed from SBPG to private entities (Appendices F and G). SBPG shall convey LLT properties to private entities under a competitive bidding process. This may be accomplished via the current auction services being provided by LLT or via an internal bidding process established by SBPG in accordance with all applicable laws. If SBPG elects to utilize the auction services being provided by LLT, the scope of such auctions shall be established by the Administration and the Department of Community Development and approved by the St. Bernard Parish Council prior to execution. SBPG may engage in “bundling” LLT properties for the purpose of large-scale development; may target certain neighborhoods for small scale redevelopment; or may re-subdivide LLT properties prior to sale for the purpose of encouraging low density redevelopment.

SBPG will partner with the St. Bernard Home Mortgage Authority and local lending institutions to facilitate the availability of “soft second” mortgage opportunities, and may also partner with local realtors and investors in instituting a “buy and build” program for prospective LLT property purchasers. Additionally, SBPG will partner with the US Department of Agriculture and other agencies and/or non-profit organizations for the purpose of making LLT properties available for affordable housing opportunities.

In the event that a Road Home grantee who has defaulted on their Road Home Option 1 obligations wishes to modify their Road Home award to Option 2 or 3, OCD will require the grantee to pay the outstanding balance (difference between initial award and modified award) and demonstrate the ability to transfer clear title back to the State. In such instances, SBPG will provide the grantee with an opportunity to purchase the property directly back from LLT for fair market value plus any additional costs incurred by SBPG, OCD, and LLT as a result of the default and subsequent title transfers. Such costs shall include a new 1004 appraisal. SBPG shall exclude grantees from directly purchasing a property back in this manner if the grantee has any code enforcement violations associated with the subject property.

### **III. Long Term Recovery Plan**

St. Bernard Parish adopted a long term recovery plan which was approved by the Louisiana Recovery Authority in 2006. The Plan focuses heavily on the integration of infrastructure needs and population growth in St. Bernard Parish, and outlines the means by which the parish intends on demolishing storm-damaged structures; consolidating sewer treatment services; rehabilitating the water plant and distribution system; and supporting the construction of a hospital and medical services district.

Thousands of storm-damaged structures have since been demolished in St. Bernard Parish, and many of the large-scale improvements to the water and sewer systems have either been completed or are slated to be completed by March 2014. Finally, the new hospital is slated to be completed and open for business by June 2012. The hospital will be accompanied by a medical office building which is scheduled to be completed and fully operational by the end of the year. The construction of the hospital and medical office building has already prompted a considerable amount of commercial development along West Judge Perez Dr. in western St. Bernard Parish.

The population of St. Bernard Parish is now estimated to be over 35,000 as SBPG enters the final phase of its recovery. The disposition paths outlined in the Redevelopment and Disposition Plan are intended to provide SBPG with the tools needed to solidify St. Bernard Parish's recovery by utilizing LLT properties to redevelop remaining distressed and/or blighted areas in a manner that promotes community, long term well-being, and prosperity. The extent to which public input and neighborhood support will drive the efforts of SBPG cannot be overstated.

### **IV. Conformance with Community Development Block Grant Guidelines**

SBPG has historically utilized the Community Development Block Grant (CDBG) program to fund local community development activities. Andrew Becker, SBPG Assistant Recovery Manager, has been designated by the Administration as its Equal Opportunity Officer, 504 Coordinator and Residential Anti-displacement Officer. Additionally, Jerry Graves, Jr., SBPG Chief Administrative Officer, has been designated by the Administration as its Fair Housing Coordinator. Both will work under the direction of SBPG and in tandem with LLT and the Louisiana Office of Community Development (OCD) to ensure that the Redevelopment and Disposition Plan is administered in a manner consistent with CDBG guidelines.

### **V. Affordable Housing**

SBPG is committed to making 25% of all residual LLT properties available for the purpose of affordable housing. SBPG has already designated a number of LLT properties for the purpose of affordable housing through its partnership with the National Relief Network and other non-profit organizations. Additionally, hundreds of low-to-moderate income residents have purchased LLT properties at a discounted rate through the LND program, and will continue to have the

opportunity to do so for the life of that disposition path. Finally, SBPG has expressed an interest in partnering with the US Department of Agriculture and other local non-profit organizations for the purpose of making LLT properties available for newly constructed affordable housing.

## **VI. Green Space**

Please refer to *Section II. Proposed Disposition Paths, Processes and Policies, Subsection 2. Public Use, Recreational Amenities, Environmental Quality, and Ecotourism*. The Waggoner and Ball LLT Plan will be used by SBPG as a guide for creating green space via LLT properties.

## **VII. Conformance with Recovery and Rebuilding Principles**

SBPG has spent over \$1 billion on its recovery. Most of the infrastructure in St. Bernard Parish is new, and the entire federal hurricane levee protection system around St. Bernard Parish will be recertified in 2012. SBPG has also spent millions of dollars on hazard mitigation activities and has utilized recovery funding to increase drainage and pumping capacity whenever possible.

SBPG intends on utilizing LLT properties in a manner that further restores confidence among the public, enhances quality of life, and increases community resiliency by (1) decreasing pre-Katrina housing density in the floodplain; (2) creating green space; (3) creating new recreational opportunities; (4) enhancing environmental quality and promoting ecotourism; and (5) facilitating the availability of a new housing stock that meets all current codes and standards.

The repopulation of blighted and/or distressed neighborhoods and the availability of a new housing stock will undoubtedly enhance property values and promote economic growth in St. Bernard Parish. Additionally, the increased tax base will allow SBPG to provide a broader range of public services and to appropriately maintain the abundance of new infrastructure that has been constructed during the recovery. Finally, the concepts introduced in the Redevelopment Disposition Plan, the Waggoner and Ball LLT Plan, and the forthcoming land use plan will be used as a means of promoting planning in St. Bernard Parish and ultimately redeveloping a more sustainable and livable community.

## **VIII. Strategy for Property Insurance, Maintenance, and Security**

SBPG will accept residual LLT properties from LLT at the latest possible date. According to a real estate market analysis conducted by Dr. Wade Ragas, insurance, maintenance, and security for each LLT property would cost an average of \$1,050 annually. SBPG estimates that it may acquire no less than 2,000 residual properties by the end of 2012. Consequently, the annual cost for SBPG to insure, maintain, and secure 2,000 LLT properties would be approximately \$2.1 million.

The revenue already generated by the LND program is now estimated to be approximately \$3 million. This figure would only provide SBPG with enough funding to address all of the costs associated with 2,000 LLT properties for approximately seventeen (17) months. Additional program revenue generated by the LND program and other disposition paths would also be

utilized for the purpose of covering the costs associated with LLT properties. Ultimately, it will be necessary for SBPG to aggressively market LLT properties for private sale in order to generate a steady stream of revenue and to maintain a sustainable redevelopment program.

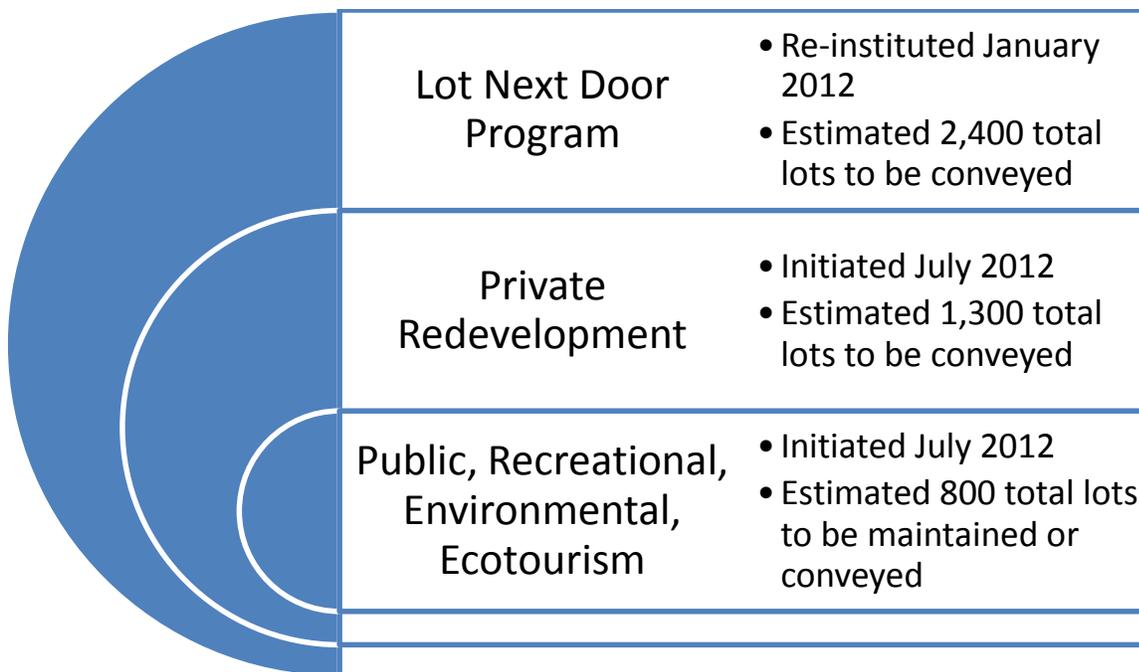
SBPG may also engage in a number of measures to control the costs associated with insuring, maintaining, and securing LLT properties. Partnerships with governmental entities, neighborhood associations, and non-profit organizations would provide various cost saving opportunities. Public use of LLT properties for suburban/agricultural purposes or low maintenance native plantings may also provide a great deal of fiscal relief by eliminating the otherwise constant need for lawn care.

**IX. Redevelopment and Disposition Timeline**

The LLT originally acquired approximately 4,500 properties in St. Bernard Parish. As of March 2012, nearly 2,200 LLT properties have either been conveyed or have pending purchase agreements through the LND program. SBPG estimates that as many as 200 additional LLT properties may be conveyed through LND as the program continues. As previously stated, the LND disposition path will remain activated indefinitely.

Upon approval of the Redevelopment and Disposition Plan and execution of the Cooperative Endeavor Agreement, SBPG will activate the remaining two disposition paths. SBPG estimates that approximately 1,300 LLT properties will be conveyed for the purpose of private redevelopment and 800 properties will be either maintained or conveyed for public, recreational, environmental, or ecotourism purposes over the course of the next three years.

**Figure IX-1: Redevelopment and Disposition Timeline and Path Estimates**



## **X. Public Input and Local Commitment to the Redevelopment and Disposition Plan**

The HRQLC and the St. Bernard Parish Council have conducted a series of town hall meetings regarding the Redevelopment and Disposition Plan. Additionally, the HRQLC has discussed updating the plan at several recent public meetings. The final version of the proposed plan will go before the HRQLC, the St. Bernard Parish Planning Commission, and the St. Bernard Parish Council prior to approval. Each of these bodies will conduct a public hearing regarding the plan. Finally, as mentioned in several subsections of the plan, there are various components of the disposition paths which require approval from the HRQLC, the St. Bernard Parish Planning Commission, and the St. Bernard Parish Council. Subsequent public hearings will therefore be held as each disposition path is activated and implemented.

## **XI. Estimated Budget and Financing**

As stated in *Section VIII. Strategy for Property Insurance, Maintenance, and Security*, SBPG estimates that approximately 2,000 LLT properties will be conveyed SBPG in 2012. These estimates account for ongoing LND sales throughout the year, but do not account for any potential LLT conveyances through disposition paths that have yet to be activated. Furthermore, these estimates do not account for any LLT properties that may be conveyed to SBPG as the result of Road Home Option 1 defaults. The annual budgeting and financing estimates outlined in this section each assume that 2,000 LLT properties will be conveyed to SBPG in September 2012 and that each disposition path will be activated and implemented in a manner that is consistent with the estimates provided in *Figure IX-1: Redevelopment and Disposition Timeline and Path Estimates*.

**Figure XI-1: 2012 LLT Program Budget**

| <b>2012 LLT Program Budget*</b>               |                                |                    |                                      |
|---|--------------------------------|--------------------|--------------------------------------|
| LLT Property Inventory as of 9/1/2012 (2,000) |                                |                    |                                      |
| Revenue:                                      | Program Revenue                | \$3,000,000        | <i>Balance received from LLT</i>     |
|   | Lot Next Door                  | \$250,000          | <i>Based on 100 sales</i>            |
|   | Public, Recreation, etc.       | \$25,000           | <i>Based on 10 sales</i>             |
|   | Private Sales                  | \$250,000          | <i>Based on 100 sales</i>            |
|   | <b>TOTAL REVENUE:</b>          | <b>\$3,525,000</b> | <i>Total 2012 Sales: 210</i>         |
| Expenditures:                                 | Insurance, Maint., etc.        | \$525,000          | <i>Based on 2,000 LLT properties</i> |
|   | Appraisal, Title, Closing      | \$157,500          | <i>Based on 210 LLT sales</i>        |
|   | Advertising                    | \$5,000            |                                      |
|   | <b>TOTAL EXPENDITURES:</b>     | <b>\$687,500</b>   |                                      |
|   | <b>2012 Fund Balance:</b>      | <b>\$2,837,500</b> |                                      |
|   | <b>2012 Inventory Balance:</b> | <b>1,790</b>       |                                      |

**Figure XI-2: 2013 LLT Program Budget**

| <b>2013 LLT Program Budget*</b>               |                                |                    |                                      |
|---|--------------------------------|--------------------|--------------------------------------|
| LLT Property Inventory as of 1/1/2013 (1,790) |                                |                    |                                      |
| Revenue:                                      | Program Revenue                | \$2,837,500        | <i>Balance from 2012</i>             |
|   | Lot Next Door                  | \$375,000          | <i>Based on 150 sales</i>            |
|   | Public, Recreation, etc.       | \$125,000          | <i>Based on 50 sales</i>             |
|   | Private Sales                  | \$1,250,000        | <i>Based on 500 sales</i>            |
|   | <b>TOTAL REVENUE:</b>          | <b>\$4,587,500</b> | <i>Total 2013 Sales: 700</i>         |
| Expenditures:                                 | Insurance, Maint., etc.        | \$1,879,500        | <i>Based on 1,790 LLT properties</i> |
|   | Appraisal, Title, Closing      | \$525,000          | <i>Based on 700 LLT sales</i>        |
|   | Advertising                    | \$15,000           |                                      |
|   | <b>TOTAL EXPENDITURES:</b>     | <b>\$2,419,500</b> |                                      |
|   | <b>2013 Fund Balance:</b>      | <b>\$2,168,000</b> |                                      |
|   | <b>2013 Inventory Balance:</b> | <b>1,090</b>       |                                      |

*Figure XI-3: 2014 LLT Program Budget*

| <b>2014 LLT Program Budget*</b>               |                                |                    |                                     |
|---|--------------------------------|--------------------|-------------------------------------|
| LLT Property Inventory as of 1/1/2014 (1,090) |                                |                    |                                     |
| Revenue:                                      | Program Revenue                | \$2,168,000        | <i>Balance from 2013</i>            |
|   | Lot Next Door                  | \$125,000          | <i>Based on 50 sales</i>            |
|   | Public, Recreation, etc.       | \$150,000          | <i>Based on 60 sales</i>            |
|   | Private Sales                  | \$1,500,000        | <i>Based on 600 sales</i>           |
|   | <b>TOTAL REVENUE:</b>          | <b>\$3,943,000</b> | <i>Total 2014 Sales: 710</i>        |
| Expenditures:                                 | Insurance, Maint., etc.        | \$1,144,500        | <i>Based on 1090 LLT properties</i> |
|   | Appraisal, Title, Closing      | \$532,500          | <i>Based on 710 LLT sales</i>       |
|   | Advertising                    | \$15,000           |                                     |
|   | <b>TOTAL EXPENDITURES:</b>     | <b>\$1,692,000</b> |                                     |
|   | <b>2014 Fund Balance:</b>      | <b>\$2,251,000</b> |                                     |
|   | <b>2014 Inventory Balance:</b> | <b>380</b>         |                                     |

**\* See Appendix A for an explanation of budget line item estimates**

## **XII. Redevelopment and Disposition Plan Approval**

The Redevelopment and Disposition Plan has been prepared by the SBPG Chief Administrative Officer and the Office of Housing and Redevelopment staff. The plan was first submitted to the HRQLC for review and public hearing (Appendix B). The plan was then amended by the HRQLC and forwarded to the St. Bernard Parish Planning Commission for review and public hearing (Appendix C). The St. Bernard Parish Planning Commission submitted its comments to the HRQL, and the staff edited the plan and submitted it to the St. Bernard Parish Council for review, public hearing and final approval.

The Redevelopment and Disposition Plan was initially approved by Council Ordinance #1303-05-12 (Appendix D) on May 15, 2012.

Upon receipt of comments from LLT and OCD in early June, SBPG revised the plan and submitted it back to the St. Bernard Parish Council for public hearing and final approval on June 13, 2012. The Redevelopment and Disposition Plan was once again approved by Council Ordinance #1315-07-12 (Appendix E) on July 3, 2012.

The Redevelopment and Disposition Plan was amended in September 2016 to provide for direct buy back provisions for Road Home Option 1 defaults (see the last paragraph on page 4). The Council approved the amendments by Council Ordinance # [INSERT NUMBER] (see Appendix H) on [INSERT DATE].

## **Acronym Index**

**CDBG** Community Development Block Grant

**HRQLC** St. Bernard Parish Housing, Redevelopment, and Quality of Life Commission

**LND** Lot Next Door

**LLT** Louisiana Land Trust

**OCD** Louisiana Office of Community Development

**SBPG** St. Bernard Parish Government

## **Amendment Procedures**

SBPG will prepare amendments to the Redevelopment and Disposition Plan through the Administration and the Department of Community Development and will submit them to the Planning Commission for comment and to the St. Bernard Parish Council for public hearing and final approval.

**Appendix A: Budget Line Item Estimates**

| <b>LLT Program<br/>Budget Line Item<br/>Estimates</b> |                              |              |  |
|---|------------------------------|--------------|--|
| Revenue:  | Lot Next Door                | *\$4,000/lot | *Based on Estimated Average Sale Price     |
|   | Public, Recreation,<br>etc.  | *\$4,000/lot |  |
|   | Private Sales                | *\$4,000/lot |  |
| Expenditures:   | Insurance, Maint., etc.      | \$1,050/lot  | Annual Estimate Provided by Dr. Wade Ragas |
|   | Appraisal, Title,<br>Closing | \$750/lot    | Based on Estimate and 50% Cost-Share       |
|   | Advertising                  | Various      | Based on Anticipated Annual Need           |

**Appendix B: HRQLC Approval**



*St. Bernard Parish Government*

8201 West Judge Perez Drive  
Phone (504) 278-4200

Chalmette, Louisiana 70043  
Fax (504) 278-4330

**David E. Peralta**  
Parish President

**MEMORANDUM**

**TO: JERRY GRAVES, JR.**  
CHIEF ADMINISTRATIVE OFFICER

**FROM: DONNA A. NYE, BOARD SECRETARY**  
ST. BERNARD HOUSING, REDEVELOPMENT & QUALITY OF LIFE COMMISSION

**RE: SBP HOUSING, REDEVELOPMENT & QUALITY OF LIFE COMMISSION**

As the Board Secretary to the St. Bernard Housing, Redevelopment & Quality of Life Commission I certify the following results of action taken at a regular meeting of the St. Bernard Parish Housing, Redevelopment & Quality of Life Commission on April 25, 2012, regarding the St. Bernard Parish Redevelopment and Disposition Plan for the Louisiana Land Trust properties.

The Commission approved the SBPG Redevelopment and Disposition Plan for Louisiana Land Trust properties and further voted to forward the plan to the St. Bernard Parish Council for final approval with recommendations from the Planning Commission and Administration.

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

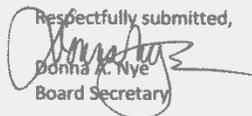
**YEAS:** Lauga, Lewis, Mcinnis, DiFatta and Peralta

**NAYS:** None

**ABSENT:** Gorbaty, Montelongo and Cavnignac

The Vice Chairman, Mr. Hunnicutt, cast his vote as Yea.

And the motion PASSED on the 25<sup>th</sup> day of April, 2012.

Respectfully submitted,  
  
Donna A. Nye  
Board Secretary

Appendix C: Planning Commission Approval



*St. Bernard Parish Government*

*Department of Community Development*

*8201 West Judge Porey Drive*

*Chalmette, La. 70043*

*278-4308*

*278-4298 (Fax)*

**David E. Peralta**  
Parish President

May 16, 2012

TO: Jerry Graves, Jr.  
FROM: Candace Watkins  
RE: Planning Commission Approval LLT Disposition Plan

Below, please find the results of the vote taken at the regular meeting of the St. Bernard Parish Planning Commission held April 24, 2012, concerning approval of the St. Bernard Parish Redevelopment and Disposition Plan for the Louisiana Land Trust Properties

Upon the motion of Mr. Pentney, seconded by Mr. Williams, the motion was unanimously passed to APPROVE the LLT Disposition Plan.

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

YEAS: Schneider, McElroy, Gross, Williams, Pentney  
NAYS: None.  
NOT VOTING: None.  
ABSTAINED: None.  
ABSENT: District (A), (vacant)

The Chairman, Earl Dauterive, III, cast his vote as YEA.

And the motion was adopted on the 24<sup>th</sup> day of April, 2012.

*Candace Watkins*

Candace Watkins, Secretary to the Commission

Appendix D: Council Approval (May 2012)



*St. Bernard Parish Council*

8201 West Judge Perez Drive Chalmette, Louisiana, 70043  
(504) 278-4228 Fax (504) 278-4209  
www.sbpg.net

**Guy McInnis**  
Councilman  
at Large

**George Cavignac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

**Nathan Gorbaty**  
Councilman  
District B

**Richard "Richie" Lewis**  
Councilman  
District C

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
District E

**Roxanne Adams**  
Clerk of Council

**#19**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 15, 2012 AT THREE O'CLOCK P.M.

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

**ORDINANCE SBPC# 1303-05-12**

**Summary No. 2816**

Introduced by: Administration on 5/3/12  
Public Hearing held on 5/15/12

AN ORDINANCE TO APPROVE ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the following St. Bernard Parish Government Redevelopment and Disposition Plan for Louisiana Land Trust Properties is hereby authorized as attached. (Exhibit A.) Upon adoption of the Redevelopment and Disposition Plan for Louisiana Land Trust Properties, it will then be forwarded to the State of Louisiana.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Appendix E: Council Approval (July 2012)



*St. Bernard Parish Council*

8201 West Judge Perez Drive Chalmette, Louisiana, 70043  
(504) 278-4228 Fax (504) 278-4209  
www.sbpq.net

**Guy McInnis**  
Councilman  
at Large

**George Cavignac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

**Nathan Gorbaty**  
Councilman  
District B

**Richard "Richie" Lewis**  
Councilman  
District C

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
District E

**Roxanne Adams**  
Clerk of Council

**#16**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 3, 2012 AT SEVEN O'CLOCK P.M.

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

**ORDINANCE SBPC #1315-07-12**

**Summary No. 2832**

Introduced by: Administration on 6/19/12  
Public Hearing held on 7/3/12

AN ORDINANCE TO AMEND ORDINANCE SBPC #1303-05-12, APPROVING ST. BERNARD PARISH GOVERNMENT REDEVELOPMENT AND DISPOSITION PLAN FOR LOUISIANA LAND TRUST PROPERTIES AND FORWARD THE PLAN TO THE STATE OF LOUISIANA.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That the following St. Bernard Parish Government Redevelopment and Disposition Plan for Louisiana Land Trust Properties is hereby amended and authorized as attached. (Exhibit A.) Upon adoption of the Amended Redevelopment and Disposition Plan for Louisiana Land Trust Properties, it will then be forwarded to the State of Louisiana.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

## Appendix F: LLT Restrictive Covenants

# *St. Bernard Parish Government*

### Louisiana Land Trust Restrictive Covenants

St. Bernard Parish Government (SBPG) and the Housing, Redevelopment and Quality of Life Commission propose to adopt the following restrictive covenants for Louisiana Land Trust (LLT) properties in order to support quality housing and healthy neighborhood development:

- 1) *Large-Scale Redevelopment* Individuals and/or entities who purchase a Developer's Package of LLT properties of five (5) or more must complete the construction of a home on no less than twenty percent (20%) of the total purchased properties within a two-year period. This two-year period shall commence on the date of closing for a Developer's Package. Failure to meet this quota grants SBPG and/or LLT the right to demand the return of the properties.
- 2) *Re-subdivision* LLT properties may not be re-subdivided into smaller lots for future individual use or sale;
- 3) *Fences* Drawings indicating the location, material, type, and dimensions of all fencing on LLT properties must accompany the building plans submitted to the Department of Community Development as part of a building permit application. All developed LLT properties must have a fenced-in rear yard; and
- 4) *Lawn Maintenance* Grass violations resulting in liens valued at 50% of the original purchase price of an LLT lot will be considered a violation of the terms of the original sale and grants SBPG and/or LLT the right to demand the return of the property.

Appendix G: LLT Restrictive Covenants Approval



*St. Bernard Parish Council*

8201 West Judge Perez Drive Chalmette, Louisiana, 70043  
(504) 278-4228 Fax (504) 278-4209  
www.sbp.net

**Guy McInnis**  
Councilman  
at Large

**George Cavignac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

**Nathan Gorbaty**  
Councilman  
District B

**Richard "Richie" Lewis**  
Councilman  
District C

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
District E

**Roxanne Adams**  
Clerk of Council

**#15**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, JULY 3, 2012 AT SEVEN O'CLOCK P.M.

On motion of Mr. Gorbaty, seconded by Mr. Cavignac, it was moved to adopt the following ordinance:

**ORDINANCE SBPC#1314-07-12**

**Summary No. 2826**

Introduced by: Administration on 6/5/12  
Public Hearing held on 6/19/12  
Tabled by Council on 6/19/12

AN ORDINANCE TO APPROVE RESTRICTIVE COVENANTS FOR LOUISIANA LAND TRUST (LLT) PROPERTIES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Council does hereby adopt the attached document (Exhibit A) as restrictive covenants for LLT properties.

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

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

**Appendix H: Council Approval of 2016 Amendments**

**#17**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #XXXX-XX-XX**

**Summary No. 3420**

Introduced by: Administration on 9/20/16

Public hearing held on 10/4/16

AN ORDINANCE TO AMEND APPENDIX D, FEES; SECTION 4, MISCELLANEOUS CHARGES, OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**WHEREAS**, the Parish Council believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to amend Appendix D, Section 4 of the St. Bernard Parish Code of Ordinances.

**SECTION 1.** the Parish Council does hereby amend Appendix D, Section 4 of the St. Bernard Parish Code of Ordinances to read as follows:

**Section 5. - Effective date.**

The rates and charges established by this ordinance shall be effective beginning on June 1, 1997.

**Pursuant State Document HLS 16RS-1722, and House Bill No. 995, which relates to the safe drinking water administration fee; to increase the fee on community water systems; to increase the portion retained by community water systems for administrative costs; to provide for the use of the collected fees; to provide for an official designation of the fee; and to provide for related matters. Water and Sewer Department shall charge an annual fee of twelve dollars per metered connection or account for community systems. The fee shall be divided into twelve equal payments of one dollar and billed monthly. The fee shall be collected from each consumer by the community system provider (Water and Sewer Department) and remitted to the Department of Health and Hospitals, minus sixty cents per metered connection or account to be retained by the community system provider (Water and Sewer Department) for administrative costs for the collection of such the fee. The fee will be Designate as the "Safe Drinking Water Fee".**

Page -2-  
Extract #17 continued  
October 4, 2016

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

\_\_\_\_\_  
ROXANNE ADAMS  
CLERK OF COUNCIL

\_\_\_\_\_  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President \_\_\_\_\_  
Date and Time

Approved \_\_\_\_\_ Vetoed \_\_\_\_\_

Page -3-  
Extract #17 continued  
October 4, 2016

Parish President

\_\_\_\_\_  
Guy McInnis

Returned to Clerk of the Council

\_\_\_\_\_  
Date and Time

Received by

\_\_\_\_\_

**#18**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #XXXX-XX-XX**

**Summary No. 3421**

Introduced by: Administration on 9/20/16

Public hearing held on 10/4/16

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO EXECUTE A LEASE AGREEMENT BY AND BETWEEN THE ST. BERNARD PARISH GOVERNMENT, AS LESSOR, AND THE UNO FEDERAL CREDIT UNION, AS LESSEE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION I.** That St. Bernard Parish Council does hereby approve and authorize the Parish President to execute a lease agreement, Exhibit A, attached hereto and becomes part hereof, by and between the St. Bernard Parish Government and UNO Federal Credit Union for approximately 535 sq. feet of office space in the St. Bernard Parish Government Complex Building, 8201 West Judge Perez Drive, St. Bernard Parish, La. Lessee shall have the option to the renew the lease for two additional one year terms at its expiration only if both parties agree in writing, with 30 days written notice prior to the annual expiration date from Lessee to Lessor stating Lessee's desire to exercise said option to renew. The consideration of this Lease is the payment of \$1,200 per month.

**SECTION II.** Effective Date. This ordinance shall become effective November 1, 2016, upon execution of the lease by all parties.

**SECTION III.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #18 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

\_\_\_\_\_  
ROXANNE ADAMS  
CLERK OF COUNCIL

\_\_\_\_\_  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President \_\_\_\_\_  
Date and Time

Approved \_\_\_\_\_ Vetoed \_\_\_\_\_

Parish President \_\_\_\_\_  
Guy McInnis

Returned to Clerk of the Council \_\_\_\_\_  
Date and Time

Received by \_\_\_\_\_

**EXHIBIT "A"**  
**SUMMARY NO. 3421**  
**ORDINANCE SBPC #XXXX-XX-XX**

**COMMERCIAL LEASE AGREEMENT**

**STATE OF LOUISIANA**  
**PARISH OF ST. BERNARD**

The following contract of Lease is made and entered into this \_\_\_ day of \_\_\_\_\_, 2016, by and between St. Bernard Parish Government ("SBPG"), hereinafter referred to as "LESSOR", and UNO Federal Credit Union, hereinafter referred to as "LESSEE".

**1.**

**TERM, PROPERTY LEASED, and OPTIONS**

For the consideration and upon the terms and conditions hereinafter expressed, the Lessor hereby leases the leased premises to Lessee and Lessee hereby leases the same from Lessor, beginning November 1, 2016 for an initial term of one year. Lease premises consist of approximately 535 square feet of office space in the Northwest corner of the 1<sup>st</sup> floor of the St. Bernard Parish Government building located at 8201 W. Judge Perez Dr., Chalmette, Louisiana 70043. Lessee shall have the option to renew the lease for two additional one year terms at its expiration only if both parties agree in writing, with 30 days written notice prior to the annual expiration date from Lessee to Lessor stating Lessee's desire to exercise said option to renew.

**2.**

**RENTAL**

The consideration of this Lease is the payment of Twelve Hundred dollars (\$1200.00) per month payable by Lessee to Lessor on the first of each month. Should the rent not be paid by the 5<sup>th</sup> of any month, a \$50.00 late fee shall be assessed. Lessor shall pay/provide the following utilities: electricity, water, gas and phone. Lessee shall pay/provide its own internet service and provide its own office furnishings and office equipment.

**3.**

**PURPOSE**

Lessee will operate a credit union office on the leased premises. Lessee's use of the Leased Premises shall be in a lawful, careful, safe, and proper manner, and Lessee shall carefully preserve, protect, control and guard the same from damage, at Lessee's sole expense. Lessee shall not use the parking area or the ingress and egress area of the Premises in an unreasonable manner so as to interfere with the normal flow of traffic or the use of such areas by occupants of properties adjacent to the Leased Premises. Lessee shall not use the Leased Premises for the purposes of storing, manufacturing or selling any explosives, flammables or other inherently dangerous substance, chemical, thing or device. Lessee shall, on the Expiration Date or, if earlier terminated upon such termination, surrender possession of the Leased Premises in as good condition as reasonable use will permit. Lessee shall not use the Leased Premises for living quarters or as a residence. Lessee shall not use the Leased Premises for any unlawful, immoral or

improper purpose, or in any manner which is contrary to law or to any directions, rules, regulations, regulatory bodies, or officials having jurisdiction thereof or which shall be injurious to any person or property. Lessee, its employees and invitees shall be permitted to use the common rest room facilities in the common areas of the building.

#### 4.

#### **MAINTENANCE AND REPAIRS**

- (a) Lessee shall be responsible for all damage that occurs due to its own fault.
- (b) Lessee shall not be responsible for any normal wear and tear damage that occurs during use.
- (c) Lessee shall use best and reasonable efforts to keep the premise in good repair during the term of the lease.

#### 5.

#### **ALTERATIONS AND IMPROVEMENTS**

Lessee shall have the right to make, at no expense to Lessor, non-structural interior improvements, alterations, or additions (hereinafter collectively referred to as "Alteration") to the Leased Premises, provided that:

- (a) **No Alteration shall be made without the prior written consent of Lessor;**
- (b) No structural Alteration shall be made without an amendment to this lease and without first obtaining Lessor's written approval of plans and specifications;
- (c) No Alteration shall materially alter the character or substantially lessen the value of the Leased Premises;
- (d) No Alteration shall be commenced until Lessee has first obtained and paid for all required permits and authorizations of all regulatory bodies with respect to such Alteration;
- (e) Any Alteration shall be made in a good workmanlike manner and in compliance with all laws, ordinances, regulations, codes, and permits;
- (f) Lessee shall not decorate or paint the exterior of the Leased Premises, or any part thereof, except in such manner and of such color(s) as are approved by Lessor in writing;
- (g) Any build-out of the leased premises must be approved in writing by Lessor.
- (h) Any Alteration shall become and remain the property of Lessor unless Lessor otherwise agrees in writing.

#### 6.

#### **CONDITIONS**

A. Lessee attests by executing this lease that Lessee has examined the Leased Premises and shall accept the leased premises "As Is." The Lessor shall not be responsible for hidden defects, including but not limited to, lead paint, asbestos, mold or mildew of any kind, structural and/or leaks in any part of the building. Lessee shall surrender the Leased Premises to Lessor upon termination of this Lease in good condition, minus normal wear and tear.

B. Lessee shall be responsible for disposing of any trash in or around the leased premises. Lessee shall not store trash and/or debris in or around the leased premises.

**7.**

**INSURANCE**

Lessee shall maintain at Lessee's sole expense, General Liability Insurance on the Leased Premises with minimum limit per occurrence of \$1,000,000.00 and a minimum general aggregate of \$2,000,000.00 and shall name St. Bernard Parish Government as an additional insured on said policy with a waiver of subrogation. Lessee shall provide Lessor with a Certificate of Insurance, and provide Lessor with a 30 day notice of cancellation of the above named policy. Any insurance maintained by Lessee is to be primary over any valid and collectable insurance or self-insurance maintained by Lessor. Lessee shall provide proof of insurance each year on the date and month of execution of this agreement. Lessee shall be responsible for insuring any contents in or on the leased premises. Also, Lessee shall acquire any insurance mandated by law for its employees.

**8.**

**ASSIGNMENT/SUBLEASE**

Lessee further agrees that it shall not assign this Lease or sublease the Leased Premises or any part thereof. Lessee expressly agrees that Lessor retains the right of ingress and egress onto the Leased Premises at any time during the term of the Lease.

**9.**

**HOLD HARMLESS AND INDEMNITY**

Lessee shall indemnify and hold harmless Lessor from and against any and all claims, damages, losses, and expenses of any nature whatsoever made by anyone in or on the leased premises for whatever reason, including but not limited to spectators, participants, invitees, volunteers, employees, and the like, which indemnification and hold harmless shall include but not be limited to attorneys' fees and court cost arising out of this Lease, and/or for bodily injury, sickness, disease, death, or damage to property of any nature whatsoever, including the loss of use resulting therefrom, and whether or not caused in whole or in part by any negligent act or omission of Lessee, its subcontractors, or Lessee's employees or by any participants or by any spectators or by any volunteers or by any third party or by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by the negligence of Lessor and/or the strict liability of the Lessor, its agents and employees.

**10.**

**NOTICES, CHOICE OF LAW, AND JURISDICTION**

A. All notices required under this Lease shall be in writing and shall be sent by Certified United States Mail and shall be addressed as follows:

**LESSOR:**

**LESSEE:**

Guy McInnis, Parish President  
 St. Bernard Parish Government  
 8201 West Judge Perez Drive  
 Chalmette, Louisiana 70043

UNO Federal Credit Union,  
 University of New Orleans  
 New Orleans, Louisiana 70148

B. This Lease shall be governed by the laws of the State of Louisiana. In the event of a dispute, 34<sup>th</sup> Judicial District Court, Parish of St. Bernard shall be the exclusive jurisdiction of any and all matters pertaining to this lease.

#### 11.

#### **TERMINATION/CANCELLATION**

In the event of a default by Lessee and/or a violation of this lease agreement by Lessee, the Lessor may terminate this lease with 15 days written notice to Lessee. All terms of this Lease Agreement shall remain in effect until the Lessee vacates the premises. Either party shall have the right in its sole discretion to terminate the lease for convenience upon giving thirty (30) days advance written notice of the termination. Should the effective date of the termination fall at some date in the middle of a month, then the rent for that month shall be prorated. (For example if the effective date of the termination is on the 14<sup>th</sup> day of a 30 day month, then the rent for that last month will be 14/30s of a full month rent.)

#### 12.

#### **TAXES**

- (a) Lessee shall pay any and all property taxes on or related to the leased premises.
- (b) Lessee shall pay all taxes which may be lawfully charged, assessed or imposed on all of the Lessee's fixtures, equipment of any type, and on all of Lessee's personal property in the leased premises, and Lessee shall pay all license fees which may be lawfully imposed on the business of the Lessee conducted on the leased premises if applicable.
- (c) Lessee shall also pay all taxes which may be lawfully charged, assessed, or imposed by any city, state, or federal authority similar to or in the nature of sales and use taxes, license and occupancy taxes or any other charges or taxes imposed as a result of or in connection with the operation of the business of Lessee, if applicable.
- (d) Lessee shall also be responsible and liable for any and all taxes imposed by any city, state, or federal authority for or as a result of the payment of any sums to employees; including withholding taxes and any other payroll related taxes, charges, and fees, if applicable.

#### 13.

#### **SIGNS**

Prior to placing any signs located on the outside of the Leased Premises at 8201 W. Judge Perez Drive, Lessee must obtain the approval of Lessor in writing.

#### 14.



**#19**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #XXXX-XX-XX**

**Summary No. 3422**

Introduced by: Administration on 9/20/16

Public hearing held on 10/4/16

AN ORDINANCE AUTHORIZING THE SALE AND PUBLIC AUCTION OF SURPLUS ROAD EQUIPMENT.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**WHEREAS**, the St. Bernard Parish Council authorizes and approves the public auction to be held on October 20, 2016 which auction surplus Road Department equipment;

**WHEREAS**, said auction to be publicly advertised via public notice September 30, 2016, October 7, 2016 and October 14, 2016 in the St. Bernard Voice;

**WHEREAS**, the equipment listed in Exhibit "A" was surplus and not needed for a public purpose.

**SECTION 1.** St. Bernard Parish Council the governing authority for St. Bernard parish does hereby authorize the Road Department to hold a public auction for all items listed in Exhibit "A" in accordance with Louisiana Revised Statute 49:125.

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #19 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

\_\_\_\_\_  
ROXANNE ADAMS  
CLERK OF COUNCIL

\_\_\_\_\_  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President \_\_\_\_\_  
Date and Time

Approved \_\_\_\_\_ Vetoed \_\_\_\_\_

Parish President \_\_\_\_\_  
Guy McInnis

Returned to Clerk of the Council \_\_\_\_\_  
Date and Time

Received by \_\_\_\_\_

| USER | UNIT# | VIN # | DESCRIPTION | YEAR | PLATE# | MILES | COND |
|------|-------|-------|-------------|------|--------|-------|------|
|      |       |       |             |      |        |       |      |

|  |  |               |                |  |  |     |          |
|--|--|---------------|----------------|--|--|-----|----------|
|  |  | SER# 190432   | ONEN GEN 100KW |  |  | N/A | WILL RUN |
|  |  | SER# L7607892 | ONEN GEN 30KW  |  |  | N/A | WILL RUN |

|  |  |             |      |      |  |       |           |
|--|--|-------------|------|------|--|-------|-----------|
|  |  | SER# 011245 | SCAG | 2006 |  | N/A   | DON'T RUN |
|  |  | SER# 014100 | SCAG | 2006 |  | 3759  | DON'T RUN |
|  |  | SER# 013071 | SCAG | 2006 |  | 10448 | DON'T RUN |

**Exhibit "A"**  
**Summary No. 3422**

| 2016 VEHICLE/EQUIPMENT AUCTION ITEMS |       |                    |                        |      |         |  |
|--------------------------------------|-------|--------------------|------------------------|------|---------|--|
| DEPT                                 | UNIT  | VIN                | DESCRIPTION            | YEAR | MILES   | NOTES  |
| ROAD                                 | 414   | 1GCEK19V51E283648  | CHEVY 1500 PICK UP     | 2001 | 205,148 | Various Mechanical Issues  |
| ROAD                                 | 429   | 1FTSW30L1YE84684   | FORD F350 PICK UP      | 1998 | 157,580 | Various Mechanical Issues  |
| ROAD                                 | 430   | 1FTPW14565FB51633  | FORD F150 PICK UP      | 2005 | 138,469 | Various Mechanical Issues  |
| ROAD                                 | 431   | 1FTPX2766WKC14939  | FORD F150 PICK UP      | 1998 | 140,642 | Various Mechanical Issues  |
| ROAD                                 | 432   | 1FTPX2763WKC14946  | FORD F250 PICK UP      | 1990 | 134,288 | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | 477   | 1FTPF18L5YKB36822  | FORD F150 PICK UP      | 2000 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 442   | IHTWDAARX5J151014  | FLUSH TRUCK            | 2004 | 42,450  | Various Mechanical Issues  |
| ROAD                                 | 451   | CJF0069213         | CASE BACKHOE           | 2006 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 455   | N53387636          | CASE BACKHOE           | 2006 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | 474   | 1HTMMAAN66H327182  | TRASH TRUCK            | 2005 | 10,062  | Various Mechanical Issues  |
| ROAD                                 | 490   | 1FDNK74C5RVA19880  | FORD F700 BOX TRUCK    | 1994 |         | Various Mechanical Issues, dashboard out                           |
| ROAD                                 | M-1   | 1FTRX12W46NA08250  | Ford F150              | 2005 | 100,000 | Significant Body Damage  |
| W&S                                  | 509   | 1FTRF17263NB46123  | 03-F-150               | 2003 |         | Various Mechanical Issues, dashboard out                           |
| W&S                                  | 512   | 1B7HC16X2WS705805  | 98 DODGE RAM           | 1998 | 100,000 | Significant Body Damage  |
| W&S                                  | 516   | 1FTNF20516EA14212  | 06 F-250               | 2006 | 125,000 | Various Mechanical Issues  |
| W&S                                  | 526   | 1GCFC29TXYZ159352  | 2005 CHEVY             | 2005 | 188,000 | Various Mechanical Issues  |
| W&S                                  | 533   | 1B7HC16X6WS705807  | 1998 DODGE RAM         | 1998 | 102,616 | Various Mechanical Issues  |
| W&S                                  | 535   | 1FTRF17W53NB76703  | F-150                  | 2003 | 177,874 | Various Mechanical Issues  |
| W&S                                  | 510   | 1FDXW46P36ED45166  | F-450                  | 2006 | 123,254 | Various Mechanical Issues  |
| W&S                                  | 511   | 1FDXW45PGED91367   | F-450                  | 2006 | 101,383 | Various Mechanical Issues  |
| W&S                                  | 516   | 1FTNF20516EA47545  | F-250                  | 2006 | 109,486 | Various Mechanical Issues, Injectors bad                           |
| INSURANCE                            | INS1  | 1FMZU71XOYZC15882  | FORD EXPLORER          | 2000 | 130,000 | Various Mechanical Issues  |
| MOSQUITO                             | MC-2  | 1FTPX2768WKC14943  | F-250                  | 1998 | 166,490 | Various Mechanical Issues, bad engine                              |
| MOSQUITO                             | MC-21 | 1GDJC34086E184790  | GMC 3500               | 2005 |         | Significant Body Damage, doesn't run, dashboard out                |
| MOSQUITO                             | MC-14 | 1FDJF37Y25EA5610   | 1995 F-350             | 1995 | 101,862 | Various Mechanical Issues  |
| MOSQUITO                             | MC-17 | 1FDJF37HXTEA85027  | 1996 F-350             | 1996 |         | Various Mechanical Issues, dashboard out                           |
| MOSQUITO                             | MC-21 | 1GDJC34D86E189790  | 2006 GMC 3500          | 2006 | 30,000  | Various Mechanical Issues  |
| ADMIN                                | ADMIN | 2GCEC13T561115683  | SILVERADO              | 2005 |         | Significant Body Damage, dashboard out                             |
| ADMIN                                | ADMIN | 284FP44331R218699  | DODGE VAN              | 2000 |         | Various Mechanical Issues, dashboard out                           |
| RS                                   | C-10  | 1FMPU18L5WLB58845  | EXPEDITION             | 1998 | 80,276  | Various Mechanical Issues  |
| RS                                   | C-6   | 1FMZU73K05UA39961  | EXPLORER               | 2005 | 113,030 | Various Mechanical Issues  |
| OEP                                  | OEP   | 1FMPU155T6LA16416  | EXPEDITION XLT         | 2006 |         | Various Mechanical Issues, transmission bad, dashboard out         |
| RS                                   | RS    | 3GKEC16Z25G274302  | YUKON XL               | 2005 | 101,402 | Various Mechanical Issues  |
| FIRE                                 | FIRE  | 1GNEC16Z15R208309  | 2005 CHEVY SUBURBAN    | 2005 | 127,709 | Various Mechanical Issues  |
| ROAD                                 | T8    | 33194              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T10   | ID# 3028104986     | M95400TL TRACTOR       | 2009 |         | Significant Body Damage  |
| ROAD                                 | T12   | 30152              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T13   | 17887              | KUBOTA ZD331 ZERO TURN | 2009 |         | Various Mechanical Issues  |
| ROAD                                 | T18   | 10042              | M5640SU                | 2010 |         | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | T19   | ROPS82980659       | 6610 TRACTOR           | 1989 |         | Various Mechanical Issues  |
| ROAD                                 | T26   | 33199              | KUBOTA ZD331 ZERO TURN | 2013 |         | Engine bad, Various Mechanical Issues                              |
| ROAD                                 | E5    | N856591            | YALE FORKLIFT          | 1991 |         | Various Mechanical Issues, hudrolic leak                           |
| ROAD                                 | E7    | T00317A116688      | JOHN DEERE skid loader | 2006 |         | Various Mechanical Issues  |
| W&S                                  |       | SER# 190432        | ONEN GEN 100KW         | 1980 |         | Various Mechanical Issues  |
| W&S                                  |       | SER# L7607892      | ONEN GEN 30KW          | 1980 |         | Various Mechanical Issues  |
| ROAD                                 |       | DEUT25DZXL065042   | PUMP                   | 2005 |         | Various Mechanical Issues  |
| ROAD                                 |       | SER #12-09941      | BUSH HOG 5 FOOT        | 2009 |         | Various Mechanical Issues, needs gear box                          |
| ROAD                                 |       | SER# 12-36534      | BUSH HOG TRIPPLE WING  | 2009 |         | Various Mechanical Issues, needs gear box                          |
| TRANSIT                              | 733   | 1GBE4V1927FA425655 | BUS                    | 2007 | 131,301 | Parts Only   |
| TRANSIT                              | 734   | 1GBE4V1997F425846  | BUS                    | 2007 | 148,752 | Various Mechanical Issues, doesn't run and broken glass door       |
| TRANSIT                              | 735   | 1GBEV1907F4235895  | BUS                    | 2007 | 89,608  | Various Mechanical Issues, doesn't run                             |
| TRANSIT                              | 736   | 1GBEV1907F425881   | BUS                    | 2007 |         | Parts Only, dashboard out  |
| TRANSIT                              | 737   | 1GBEV1907F425964   | BUS                    | 2007 | 149,618 | Various Mechanical Issues, doesn't start, no brakes                |
| TRANSIT                              | 738   | 1GBEV1907F425939   | BUS                    | 2007 | 108,525 | Various Mechanical Issues, doesn't start, bad tires                |
| TRANSIT                              | 740   | 1GBEV1907F425918   | BUS                    | 2007 | 115,751 | Various Mechanical Issues, doesn't start, no hydro-boost, bad tire |

**#20**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3423**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO ADOPT THE 2017 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That St. Bernard Parish Annual Operating and Capital Budget for 2017 is hereby adopted as per attached in Exhibit "A".

**WHEREAS**, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

**WHEREAS**, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

**WHEREAS**, all revenues generated by a specific department shall be budgeted as a revenue within that department's specific budget.

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

Page -2-  
Extract #20 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**#21**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3424**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 19; STREETS AND OTHER PUBLIC WAYS, ARTICLE I; IN GENERAL TO ADD SECTION 19-5 – COMPLETE STREET POLICY IMPLEMENTATION IN PUBLIC RIGHT-OF-WAYS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That the following St. Bernard Parish Government does hereby amend Chapter 19; Streets and other public ways, Article I; In general to add Section 19-5 – Complete Street Policy Implementation in Public Right-Of-Ways to the St. Bernard Parish Code of Ordinances as attached (Exhibit A).

**SECTION 2.** Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #21 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**EXHIBIT “A”**  
**SUMMARY NO. 3424**  
**ORDINANCE SBPC #XXXX-XX-XX**

Chapter 19 – Streets and other public ways  
Article I – In general

Section 19-5 – Complete Street Policy Implementation in Public Right-Of-Ways

Chapter 19 – Article I – Section 19-5

Sec. 19.5 Complete Street Policy Implementation in Public Right-Of-Ways.

Sec. 19-5-1. Applicability

The Department of Public Works shall ensure Complete Street element implementation when one of the following projects occur:

- 1) New roadway construction
- 2) Major resurfacing of existing roadway
- 3) Major drainage project located adjacent or parallel to public roadway

19-5-1.1. Emphasis areas

The St. Bernard Parish Complete Streets Emphasis Map (Appendix E – Maps) was created to highlight major and minor roadways of the parish where Complete Street implementation would serve the greatest benefit to residents and commuters such as: linking transit stops as well as providing efficient and safe access to schools and parks. These existing public major and minor roadways shall be considered top priorities for Complete Street element implementation set forth in this section, subject to the requirements of this chapter and Chapter 5-27.

19-5-1.2. Rural Applicability

Required Complete Street element implementation shall be considered discretionary in the rural areas past the Violet Canal subject to the authority of the Director of Public Works if not designated a priority by the St. Bernard Parish Bikeway and Pedestrian Plan Update subject to Chapter 22-7.10.

Sec. 19-5-2. Implementation

19-5-2.1. Policy Elements

19-5-2.1.a. Sidewalks

ADA compliant sidewalks shall be required along all public right-of-ways.

19-5-2.1.b. Pedestrian connectivity

Suitable accommodations for safe and efficient ingress/egress for pedestrians shall be ensured. This would include sufficient walkways through the parking lot connecting from the sidewalk at the right-of-way to the commercial building along with walkways separating the parking lot from the commercial building running along the front façade.

19-5-2.1.c. Bicycle accommodation

A streamlined system of bicycle ingress/egress from the right-of-way to the development providing safe and efficient flow for bicycle riders shall be required.

**EXHIBIT "A"**  
**SUMMARY NO. 3424**  
**ORDINANCE SBPC #XXXX-XX-XX**

**19-5-2.1.d. Bicycle lanes**

**Adequate demarcation of bicycle lanes shall be administered along public roadways as designated by the St. Bernard Parish Bikeway and Pedestrian Plan Update.**

**19-5-2.1.e. Transit accommodation**

**When a transit stop is located on site, accommodations shall be made for the safe and efficient flow of foot traffic accessing the transit stop.**

**Accommodations shall include added sidewalks or walkways, non-sight impairing landscaping, signage location, providing trash cans, and maintaining a litter-free lot.**

**19-5-2.2 – Design Standards**

**Complete Street design standards to be administered by the Department of Public Works with guidance by the Department of Community Development and shall adhere to the standards set forth in the NACTO (National Association of City Transportation Officials) *Urban Bikeway Design Guide* whenever possible.**

**#22**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3425**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 5; BUILDINGS; CONSTRUCTION AND RELATED ACTIVITIES, ARTICLE I; IN GENERAL TO ADD SECTION 5-27; COMPLETE STREET POLICY IMPLEMENTATION FOR PRIVATE DEVELOPMENT TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That the following St. Bernard Parish Government does hereby amend Chapter 5; Buildings; Construction and Related Activities, Article I; In general to add Section 5-27; Complete Street Policy Implementation for Private Development to the St. Bernard Parish Code of Ordinances as attached (Exhibit A).

**SECTION 2.** Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #22 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**EXHIBIT “A”**  
**SUMMARY NO. 3425**  
**ORDINANCE SBPC #XXXX-XX-XX**

**Chapter 5 – Buildings; Construction and Related Activities**  
**Article I – In general**

**Section 5-27 – Complete Street Policy Implementation for Private Development**

**Chapter 5 – Article I – Section 5-27**

**Sec. 5-27. – Complete Street Policy Implementation for Private Development.**

**5-27-1. Purpose**

**The purpose of this section is to address St. Bernard Parish Complete Streets Policy as it pertains to development on private property. Its mission is to ensure safe access for all users of public rights-of-way in order to improve safe travel, accessibility, connectivity, health, economic growth, and the overall quality of life for St. Bernard Parish per Parish Council resolution SBPC #1572-04-16.**

**5-27-2. Applicability**

**This section shall apply to all new commercial construction projects and renovation projects consisting of 50% or greater in scope of improvement located on private land in St. Bernard Parish subject to Chapter 22-7-10.**

**5-27-3. Scope**

**The scope of the St. Bernard Parish Complete Streets Policy shall include elements pertaining to sidewalks, pedestrian accessibility, safe and efficient site passage, vehicle and bicycle accessibility, bicycle parking, and accommodating for safety and efficiency for transit riders.**

**5-27-3.1 Emphasis areas**

**The St. Bernard Parish Complete Streets Emphasis Map (Appendix E – Maps) was created to highlight major and minor roadways of the parish where Complete Street implementation would serve the greatest benefit to residents and commuters such as: linking transit stops as well as providing efficient and safe access to schools and parks. These existing public major and minor roadways shall be considered top priorities for Complete Street element implementation set forth in this section, subject to the requirements of this chapter.**

**5-27-4. Implementation**

**The St. Bernard Parish Complete Streets Policy elements set forth in this section shall be addressed by means of site plan review administered by the Department of Community Development during initial commercial plan review and shall receive final approval by the Department of Public Works and/or Department of Community Development depending on applicability.**

**5-27-4.1. Policy Elements**

**5-27-4.1.1. Sidewalks**

**ADA compliant sidewalks shall be required along all public right-of-ways.**

**EXHIBIT "A"**  
**SUMMARY NO. 3425**  
**ORDINANCE SBPC #XXXX-XX-XX**

**5-27-4.1.2. Pedestrian connectivity**

**Suitable accommodations for safe and efficient ingress/egress for pedestrians shall be ensured. This would include sufficient walkways through the parking lot connecting from the sidewalk at the right-of-way to the commercial building along with walkways separating the parking lot from the commercial building running along the front façade along with adequate and ADA approved curb cuts for greater pedestrian ease-of-access.**

**5-27-4.1.3. Bicycle accommodation**

**A streamlined system of bicycle ingress/egress from the right-of-way to the development providing safe and efficient flow for bicycle riders shall be required.**

**5-27-4.1.3.a. Bicycle parking**

**Adequate bicycle parking, by means of (a) bicycle rack(s) shall be located at near the front entrance of the development. The volume of required bicycle parking shall scale with the scope of the commercial development and shall have final discretionary determination of the Director of Community Development.**

**5-27-4.1.4. Transit accommodation**

**When a transit stop is located on site, accommodations shall be made for the safe and efficient flow of foot traffic accessing the transit stop. Accommodations shall include added sidewalks or walkways, non-sight impairing landscaping, signage location, providing trash cans, and maintaining a litter-free lot.**

**#23**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3426**

Planning Commission recommended **DENIAL** on 9/27/16  
Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 7; SITE DEVELOPMENT STANDARDS, SUBSECTION 1.1; OVERALL LANDSCAPE AREA REQUIREMENTS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That the following St. Bernard Parish Government does hereby amend Chapter 22; Zoning, Section 7; Site Development Standards, Subsection 1.1; Overall Landscape Area Requirements to the St. Bernard Parish Code of Ordinances as attached (Exhibit A).

**SECTION 2.** Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #23 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

#### C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**EXHIBIT "A"**  
**SUMMARY NO. 3426**  
**ORDINANCE SBPC #XXXX-XX-XX**

**Chapter 22 – Zoning**  
**Section 7 – Site Development Standards**  
**Subsection 10 – Complete Streets**

22-7-1.1. *Overall landscape area requirement.*

- a. Any lot developed in a business, industrial, design development district zones shall provide landscaped areas on the portions of the site that are not covered by an impervious surface.
- b. Perimeter landscaped areas shall contain at least one (1) shade tree at least ~~three (3)~~ **five (5)** inches in caliper for each fifty (50) feet or part thereof of perimeter or as required by the commission.

**#24**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3427**

Planning Commission recommended **DENIAL** on 9/27/16  
Introduced by: Administration on 10/4/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 7; SITE DEVELOPMENT STANDARDS TO CREATE SUBSECTION 10; COMPLETE STREETS TO THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** That the following St. Bernard Parish Government does hereby amend Chapter 22; Zoning, Section 7; Site Development Standards to create Subsection 10; Complete Streets to the St. Bernard Parish Code of Ordinances as attached (Exhibit A).

**SECTION 2.** Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Page -2-  
Extract #24 continued  
October 4, 2016

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**EXHIBIT "A"**  
**SUMMARY NO. 3427**  
**ORDINANCE SBPC #XXXX-XX-XX**

Chapter 22 – Zoning  
Section 7 – Site Development Standards  
Subsection 10 – Complete Streets

**22-7-10. Complete Streets**

**The St. Bernard Parish Complete Streets Policy per Resolution SBPC #1572-04-16 shall be considered a matter of public health and safety for the residents and commuters of St. Bernard Parish and therefore of utmost priority. All proposed development expressly described in Chapter 5.27 and Chapter 19.5. shall implement Complete Street elements set forth in said sections when feasible subject to Chapter 22-7.10.a.1 and shall be reviewed by means of site plan review with subsequent approval by the Directors of Community Development and the Department of Public Works.**

**1. Feasibility standards**

- a. Complete Street element implementation shall be required within all private development located along all public right-of-ways.**
- b. For a development to be considered not feasible for Complete Street implementation, the following conditions shall occur subject to the discretionary approval of the Director of Community Development during the site plan review process for development subject to Chapter 5-27:**

- i. Development is not located on a public right-of-way**
- ii. The cost of providing Complete Street implementation would be excessively disproportionate to the need or probable use of development located within A-1 (Rural) and SA (Suburban Agriculture) zoning districts**
- iii. An existing structure or site condition with an existing legally non-conforming encroachment into the public right-of-way, when reasonable alternatives cannot be achieved**

**#25**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **introduce** the following ordinance:

**Summary No. 3428**

Introduced by: Administration on 10/4/16

AN ORDINANCE TO DECLARE AS SURPLUS 316 DOERR DR., 321 DOERR DR., 316 LIVINGSTON AVE., 409 LIVINGSTON AVE., 321 PARISH DR., 205 PERRIN DR., 312 SABLE DR., 221 SERPAS DR., 304 SERPAS DR., 313 SERPAS DR., 320 SERPAS DR., 404 SERPAS DR., 412 SERPAS DR. AND 413 SERPAS DR., WHICH ARE OWNED BY THE PARISH, AND TO AUTHORIZE THE DONATION OF SAID PROPERTIES ACCORDING TO LAW AND PURSUANT TO THE RENTAL LAND GRANT PROGRAM.

ST. BERNARD PARISH COUNCIL, THE GOVERNING AUTHORITY, DOES HEREBY FIND IT NECESSARY AND IN THE PUBLIC INTEREST TO ORDAIN:

**WHEREAS**, the properties located at 316 Doerr Dr., 321 Doerr Dr., 316 Livingston Ave., 409 Livingston Ave., 321 Parish Dr., 205 Perrin Dr., 312 Sable Dr., 221 Serpas Dr., 304 Serpas Dr., 313 Serpas Dr., 320 Serpas Dr., 404 Serpas Dr., 412 Serpas Dr. and 413 Serpas Dr. (hereinafter "THE PROPERTIES") are owned by the Parish.

**WHEREAS**, the Parish considers THE PROPERTIES surplus and they are not needed for a public purpose.

**WHEREAS**, pursuant to La. R.S. 47:2201 et seq. the Parish is required to donate property as part of the Rental Land Grant Program as provided for in the Settlement Agreement between the United States and St. Bernard Parish Government in United States of America vs. St. Bernard Parish, U.S.D.C., Eastern District of Louisiana No. 12:00321.

**SECTION 1.** The following donated properties are surplus and are not needed for any public purpose:

1. LOT 196 SQ. 8 CAROLYN PK 60 X 100 = 6600  
The property bears the municipal address of 316 Doerr Dr.
2. LOT 218A SQ. 10 CAROLYN PK. SUB. BEING A RESUB. OF 1/2 LOT 217 & ALL OF LOT 218 LOT 218A MEAS. 94.21' FRT. ON DOERR DR. X 86.18' WIDTH IN REAR X DEPTH OF 121.25' X OPP. DEPTH OF 118.37'  
The property bears the municipal address of 321 Doerr Dr.
3. LOT 120 SQ 6 CAROLYN PK SUB 66 X 105 = 6930  
The property bears the municipal address of 316 Livingston Ave.
4. LOT 133 SQ. 7 CAROLYN PK. SUB. 65 X 133 = 8645  
The property bears the municipal address of 409 Livingston Ave.
5. LOT 109 SQ. 6 CAROLYN PK. SUB. 60X110=6600  
The property bears the municipal address of 321 Parish Dr.
6. LOT 58 SQ. 3 CAROLYN PK. SUB. 60X110=6600  
The property bears the municipal address of 205 Perrin Dr.
7. LOT 307 SQ. 14 CAROLYN PK. SUB. 52X111=5772  
The property bears the municipal address of 312 Sable Dr.
8. LOT 174A SQ.5B CAROLYN PK.SUB., BEING A RESUB. OF ALL LOTS 174 & 175 LOT 174A MEAS. 159.37' FRT. ON SERPAS DR. X WIDTH IN REAR OF 117.21' X DEPTH OF 100' X OPP. DEPTH OF 103.91'.  
The property bears the municipal address of 221 Serpas Dr.
9. LOT 149A SQ. 7 CAROLYN PK. SUB., BEING A RESUB. OF ALL LOTS 149 & 150 LOT 149A MEAS. 148.43' FRT. ON SERPAS DR. X DEPTH OF 95.81' X FIRST WIDTH OF 75.79' X SECOND WIDTH OF 69.97' X OPP. DEPTH OF 125'.  
The property bears the municipal address of 304 Serpas Dr.
10. LOT 181 SQ. 8 CAROLYN PK. SUB. 60X120=7200  
The property bears the municipal address of 313 Serpas Dr.

11. LOT 145 SQ. 7 CAROLYN PK. SUB. MEAS. 60' FRT. ON SERPAS X WIDTH IN REAR 60' X DEPTH OF 136' X OPP. DEPTH OF 134'  
The property bears the municipal address of 320 Serpas Dr.
12. LOT 143 SQ. 7 CAROLYN PK. SUB. 60X140=8400  
The property bears the municipal address of 404 Serpas Dr.
13. LOT 141A SQ. 7 CAROLYN PK. SUB., BEING A RESUB. OF ALL LOTS 140 & 141 LOT 141A MEAS. 150' FRONT ON SERPAS DR. X DEPTH OF 145.21' X FIRST WIDTH IN REAR 33.69' X DEPTH OF 66.16' X SECOND WIDTH OF 92.12' X OPP. DEPTH OF 81.30'.  
The property bears the municipal address of 412 Serpas Dr.
14. LOT 187 SQ. 8 CAROLYN PK. SUB. MEAS. 60' FRT. ON SERPAS X WIDTH IN REAR OF 40' X SECOND WIDTH OF 42.52' X DEPTH ALONG LOT 186 OF 120' X OPP. DEPTH OF 82.48'  
The property bears the municipal address of 413 Serpas Dr.

These properties will be referred to hereinafter in this ordinance as "THE PROPERTIES".

**SECTION 2.** THE PROPERTIES shall be donated to Alpha Building Contractors & Development, LLP in accordance with law (La. R.S 47:2201 et seq.,) as part of the Rental Land Grant Program as provided for in the Settlement Agreement between the United States and St. Bernard Parish Government in United States of America vs. St. Bernard Parish, U.S.D.C., Eastern District of Louisiana No. 12:00321 (hereinafter referred to as "the Settlement Agreement".)

**SECTION 3.** The President of St. Bernard Parish Government or his designee is hereby authorized to execute and record all documents necessary to complete the donation of THE PROPERTIES.

**SECTION 4.** This donation of any of THE PROPERTIES shall not occur if St. Bernard Parish Government has already fulfilled its' annual donation requirement in the Settlement Agreement prior to an Act of Sale of any of THE PROPERTIES being executed.

**SECTION 5.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the

Page -4-  
Extract #25 continued  
October 4, 2016

total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 6.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

#### C E R T I F I C A T E

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**#26**

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 4, 2016 AT SEVEN O'CLOCK P.M.

On motion of Mr. XXX, seconded by Mr. XXX, it was moved to **approve** the following Coastal permits:

- a. **Randy Meliet - P20160585**  
To build a boat house across from 4605 Delacroix Hwy
  
- b. **James Starr - P20160590**  
To build a boat house across from 4609 Delacroix Hwy

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **xxxxxxx** on the 4<sup>th</sup> day of October, 2016.

#### CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 4, 2016.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 4<sup>th</sup> day of October, 2016.

---

ROXANNE ADAMS  
CLERK OF COUNCIL