

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbgg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted 5/13/16

Tuesday, May 17, 2016

3:00 p.m.

Council Chambers

Page 1 of 5

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 Minister Jerry Troxclair with Peace and Prayer Ministries.
- E. Pledge of Allegiance by Councilmember Luna
- F. Recognize Elected Officials

APPROVAL OF MINUTES

- 1. Motion to approve the minutes from the May 3, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, May 13, 2016. (Council Chair)

RECOGNITION

- 2. **Guy McInnis**, President's Report
- 3. Councilmember's for a District Update

RECOGNIZE THE PUBLIC

- 4. 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

- 5. **Summary No. 3378**
Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 4 PERMITTED USES IN RESIDENTIAL AREAS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

- 6. **Summary No. 3374**
Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16

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

- 7. **Summary No. 3375**
Introduced by: Administration on 5/3/16

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

8. **Summary No. 3377**

Introduced by: Councilman Lewis on 5/3/16

AN ORDINANCE TO AMEND CHAPTER 13; OCCUPATIONAL LICENSE, TAXES AND REGULATIONS, SECTION 13-44; PERMIT REQUIREMENTS FOR DISTRIBUTION AND SOLICITATION IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

RESOLUTIONS

9. Adopt **Resolution SBPC #1587-05-16**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)

Beer and/or Liquor Permit(s)

1. Dockside Enterprises, Inc. dba Casanova Seafood 1928 Massicot Road, St. Bernard, LA 70085 Owners: Judy & Robert Casanova **(Renewal) (Beer only)**
2. Liza K. Inc. dba Yogi's Katz Lounge 3004 Paris Road, Chalmette, LA 70043 Owner: Liza Kelly Levis **(Renewal) (Beer and Liquor)**
3. RD & RS, Inc., dba Smokes for Less #3 2400 Paris Road, Chalmette, LA 70043 Owner: Jatin Desat **(Renewal) (Beer and Liquor)**
4. SL & CR, LLC, dba MeMe's Bar & Grille 712 W. Judge Perez Drive, Chalmette, LA 70043 Owners: Charles E. Williams, Jr. & Rae Ann Williams **(Renewal) (Beer and Liquor)**
5. Vaughan Bar, Inc., dba Barracuda's Lounge 7907 E. St. Bernard Hwy., Suite A, St. Bernard, LA 70085 Owner: Ricky 'Tony' Melerine **(Renewal) (Beer and Liquor)**
6. Victory Fuel Enterprises, LLC dba 5303 Deli & Food 5303 Paris Road, Chalmette, LA 70043 Member: John K. Roberts, III **(Renewal) (Beer and Liquor)**
7. Vucinovich's LaBella Vita, LLC dba Vucinovich's LaBella Vita 3850 E. Judge Perez Drive, Meroux, LA 70075 Owners: Russell L. Vucinovich, Jr. & Eileen P. Vucinovich **(Renewal) (Beer and Liquor)**
8. Wal Mart Louisiana, LLC dba Wal Mart Supercenter #909 8101 W. Judge Perez Drive, Chalmette, LA 70043 Manager: Otho Craddock **(Renewal) (Beer and Liquor)**
9. Who Dat Yat Chat, LLC dba Who Dat Yat Chat 5805 E. Judge Perez Drive, Violet, LA 70092 Members: Lisa Graves & Darleen Levy **(Renewal) (Beer and Liquor)**

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10. Winn Dixie Montgomery, LLC dba Winn Dixie #1432 3300 Paris Road, Chalmette, LA 70043
President: Robert Randall Onstead **(Renewal) (Beer and Liquor)**
11. 2021 Paris, LLC dba Mr. C's 2021 Paris Road, Chalmette, LA 70043 Members: Ray Culotta, Jr. & Danielle Culotta **(Renewal) (Beer and Liquor)**
12. Phoenix Max, Inc. dba The Daq Shaq 6601 W. Judge Perez Drive, Arabi, LA 70032 Owners:
Denise Chatellier & Guy Olano III **(New) (Beer and Liquor)**
13. Phoenix Max, Inc. dba Sweet Things & Grill 6617 W. Judge Perez Drive, Arabi, LA 70032 Owners:
Denise Chatellier & Guy Olano III **(New) (Beer and Liquor)**
14. Hot Wok Asian Buffet, Inc. dba Hot Wok Asian Buffet 8700 W. Judge Perez Drive, Chalmette, LA 70043 Owner: Shan Rogn Lin **(New) (Beer and Liquor)**

Special Event Permit(s)

1. Name of Organization: Knights of Nemesis Social Club and Parade
Address: Post Office Box 291, Arabi, LA 70032
Event: Knights of Nemesis *Hook A Kid on Fishing Rodeo*
Location: Campo's Marina, Shell Beach, LA
Date & Time: Saturday, June 18, 2016, 8:00 a.m. – 4:00 p.m.
Contact Person: Robert Showalter
 2. Name of Organization: St. Bernard Parish Salutes America
Address: 8201 W. Judge Perez Drive, Chalmette, LA 70043
Event: St. Bernard Parish Salutes America – 4th of July Celebration
Location: Fred Sigur Civic Center Parking Lot
Date & Time: Sunday, July 3, 2016, 6:00 p.m. – 10:30 p.m.
Contact Person: George Imbraguglio, Jr., President
10. Adopt **Resolution SBPC #1588-05-16**, a resolution authorizing a grant application to the Federal Emergency Management Agency's Hazard Mitigation Assistance Grant Program in the amount of \$1,394,652.00 for the St. Bernard Parish Creely Canal Stormwater Mitigation Project.
(Administration)
 11. Adopt **Resolution SBPC #1589-05-16**, a resolution authorizing an application to the FY2015-2016 Louisiana Community Water Enrichment Fund Grant Program for the Center Street Water Line Replacement Project in the amount of \$125,240.00.
(Administration)
 12. Adopt **Resolution SBPC #1590-05-16**, a resolution authorizing a grant application to the Louisiana Decentralized Arts Funding Program in the amount of \$5,000.00 for the Jazz in June Concert Series at Torres Park.
(Administration)

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13. Adopt **Resolution SBPC #1591-05-16**, a resolution adopting the Louisiana Legislative Auditor's Questionnaire. (Administration)
14. To consider and take action with respect to adopt **Resolution SBPC #1592-05-16**, a resolution giving preliminary approval to the issuance of not exceeding Two Million Dollars (\$2,000,000) of Taxable Certificates of Indebtedness, of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said Certificates; and providing for other matters in connection therewith. (Council)
15. To consider and take action with respect to adopt **Resolution SBPC #1593-05-16**, a resolution giving preliminary approval to the issuance of not exceeding Four Million Two Hundred Thousand Dollars (\$4,200,000) of Taxable Limited Tax Certificates of Indebtedness of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said Certificates; and providing for other matters in connection therewith. (Council)

ADOPTION OF ORDINANCES

16. **Summary No. 3378**
Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16
Public hearing held on 5/17/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 4 PERMITTED USES IN RESIDENTIAL AREAS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.
17. **Summary No. 3374**
Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16
Public hearing held on 5/17/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 6; COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, SUBSECTION 4; PERMITTED USES IN BUSINESS AND INDUSTRIAL DISTRICTS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.
18. **Summary No. 3375**
Introduced by: Administration on 5/3/16
Public hearing held on 5/17/16

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

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19. **Summary No. 3377**

Introduced by: Councilman Lewis on 5/3/16

Public hearing held on 5/17/16

AN ORDINANCE TO AMEND CHAPTER 13; OCCUPATIONAL LICENSE, TAXES AND REGULATIONS, SECTION 13-44; PERMIT REQUIREMENTS FOR DISTRIBUTION AND SOLICITATION IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

INTRODUCTION

20. **Summary No. 3379**

Introduced by: Administration on 5/17/16

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

21. **Summary No. 3380**

Introduced by: Administration on 5/17/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC # 1584-12-14**, AN ORDINANCE TO ADOPT THE 2015 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

OTHER MATTERS

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

EXECUTIVE SESSION

23. Motion to enter into Executive Session to discuss potential litigation of Global Risk Solutions Inc. vs. St. Bernard Parish Government.

Next Regular scheduled Council Meeting will be held Tuesday, June 7, 2016 @ 7:00 p.m.

Approved by: *Herri Callais* Time: 2:54 p.m. Date: 5/13/16

ST. BERNARD PARISH GOVERNMENT
SUMMARY STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCES
 2015 Final Budget 05-17-2016

DEPARTMENT	2015 Adopted Revenues	Proposed Revenue Revisions	2015 Proposed Revenues	2015 Adopted Expenses	Proposed Expense Revisions	2015 Proposed Expenses	EXCESS OF REVENUES OVER EXPENDITURES	TRANSFERS		EXCESS REV. OVER-UNDER- AFTER TRANS	FUND BALANCE	FUND BALANCE
								SALES TAX	OTHER		JAN. 1, 2015	DEC. 31, 2015
GENERAL FUNDS												
001 GENERAL FUND	26,446,259	(2,191,681)	24,254,578	22,639,087	(31,434)	22,607,653	1,646,926	2,409,056.00	90,044	4,146,026	(5,710,507)	(1,564,482)
005 34TH JUDICIAL COURT	38,000	2,944	40,944	2,744,701	7,080	2,751,781	(2,710,837)	2,106,239	-	(604,598)	(244,546)	(849,144)
050 SALES TAX	11,361,275	(554,667)	10,806,608	909,142	28,637	937,779	9,868,829	(9,679,177.00)	-	189,652	7,133,128	7,322,780
052 CIVIC AUDITORIUM	-	-	-	125,975	2,589	128,564	(128,564)	129,830.00	-	1,286	(416,208)	(414,922)
060 COMMUNITY DEV	2,220,907	(527,219)	1,693,688	2,583,349	(852,221)	1,731,128	(37,440)	603,734.00	-	566,294	3,070,696	3,636,990
070 District Attorney	-	-	-	-	-	-	-	-	(12,176)	(12,176)	12,176	-
075 CONTINGENCY COURT A	-	-	-	-	-	-	-	-	(3,183)	(3,183)	3,183	-
180 BP OIL SPILL	-	-	-	-	-	-	-	-	-	-	242,786	242,786
200 BOND RESERVE 1977	-	-	-	-	-	-	-	-	(2)	(2)	-	-
Total General Fund	40,066,441	(3,270,623)	36,795,818	29,002,254	(845,350)	28,156,904	8,638,914	(4,430,288)	74,683	4,283,299	4,090,710	8,374,009
SPECIAL REVENUES												
053 CRIMINAL COURT 34TH	252,500	(87,184)	165,316	179,957	(29,510)	150,447	14,869	-	(40,819)	(25,950)	41,769	15,819
054 FIRE DEPT	9,923,715	(544,693)	9,379,022	9,583,874	(83,755)	9,496,119	(119,097)	-	(346,576)	(465,673)	3,586,724	3,121,051
059 COUNCIL ON AGING	322,638	(18,138)	304,499	322,629	(7,101)	315,528	(11,038)	-	-	(11,038)	347,121	336,083
061 RECREATION	1,118,138	(12,055)	1,106,083	2,342,702	(452,822)	1,889,880	(783,797)	768,632	15,165	36,069	-	36,069
062 PUBLIC WORKS	1,987,195	131,479	2,118,674	4,195,531	(979,914)	3,615,617	(1,496,943)	1,533,012	-	66,581	48,163	114,744
063 ROAD LIGHTING	383,540	6,034	389,574	847,731	(749,740)	749,740	(360,166)	426,747	-	66,581	263,997	260,959
064 SANITATION DEPT	4,803,718	(191,265)	4,612,453	5,037,303	(258,394)	4,778,909	(166,456)	163,418	-	(3,038)	-	-
066 ASSESSOR'S OFFICE	85,000	(85,000)	-	110,000	(78,795)	31,205	(31,205)	31,205	-	-	-	-
067 WVA	3,337,301	(1,169,598)	2,167,703	3,306,300	(1,145,355)	2,160,945	6,758	-	-	6,758	13,616	20,374
071 HEALTH	195,840	7,322	203,162	278,798	52,408	331,206	(128,044)	-	-	(128,044)	946,612	818,568
073 COMMUNICATIONS	365,000	11,543	376,543	352,768	(4,476)	348,292	28,251	-	-	28,251	517,791	546,042
077 HOUSING & REDEVELOPMENT	5,982,854	507,063	6,489,917	6,263,366	(30,421)	6,232,945	226,972	-	-	226,972	506,001	732,973
079 U.M.T.A.	489,688	520,309	1,009,997	1,747,350	(397,665)	1,349,685	(339,688)	-	(45,613)	(385,301)	1,784,909	1,399,608
086 DEPUTY WITNESS FEES	62,000	(26,535)	35,465	95,600	(50,400)	45,200	(9,735)	-	-	-	-	-
160 CDHG DISASTER RECOVERY	11,877,801	(10,879,852)	997,949	9,100,464	(8,301,524)	598,940	399,009	-	618,396	1,017,405	(2,478,001)	(1,460,596)
170 HAZARD MITIGATION	13,580,010	7,974	13,587,984	13,720,133	(132,149)	13,587,984	-	-	-	-	-	-
554 FIRE CAPITAL PROJECT FUND	-	291,500	291,500	-	-	-	291,500	-	-	-	-	291,500
829 FEMA FUNDING	45,723,200	-	45,723,200	45,723,200	-	45,723,200	-	-	-	-	(1,259,772)	(1,259,772)
900 TROPICAL STORM LEE	-	-	47,792	-	46,527	46,527	1,265	-	-	-	(531,734)	(530,469)
901 HURRICANE GUSTAV	-	-	89,311	-	63,822	63,822	25,489	-	-	25,489	(439,656)	(414,167)
905 HURRICANE ISAAC	-	-	3,465	-	16,143	16,143	(12,678)	-	-	(12,678)	130,567	117,889
906 HURRICANE IKE	-	-	-	-	-	-	-	-	-	-	-	-
Total Special Revenue	100,490,128	(11,531,096)	88,959,032	103,235,706	(11,671,372)	91,564,334	(2,464,734)	2,933,014	210,288	668,568	3,476,107	4,146,675
TOTAL OPERATING ACCOUNTS	140,556,569	(14,801,719)	125,754,850	132,237,960	(12,516,722)	119,721,238	6,174,180	(1,507,284)	284,971	4,951,867	7,568,817	12,520,684

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											JAN. 1, 2015	DEC. 31, 2015
DEBT SERVICE FUNDS												
201 BOND RESERVE 1975-80	-	-	-	-	-	-	-	-	(927)	(927)	927	-
211 5/1 2003 SALES TAX REFUNDING	-	-	-	-	-	-	(4,217,725)	1,006,094	3,248,748	37,117	2,930,485	2,967,602
212 2012 SALES TAX BONDS	-	-	-	4,218,225	(500)	4,217,725	(257,728)	-	286,053	28,325	173,238	201,563
454 2014 FIRE SINKING FUND	-	-	-	257,728	-	257,728	(4,475,453)	1,006,094	3,533,872	64,513	3,104,652	3,169,165
Total Debt Service	-	-	-	4,475,953	(500)	4,475,453						
CAPITAL PROJECTS												
115 2003 SALES TAX CONSTRUCTION	-	-	-	138,700	-	138,700	(138,700)	-	-	(138,700)	452,666	313,966
143 COURT HOUSE CAPITAL	-	-	-	149,718	-	149,718	(149,718)	-	(443,744)	(593,462)	887,488	294,026
151 1990 GENERAL OBLIGATION	-	-	-	-	-	-	(229)	-	(229)	(229)	229	-
157 Capital Project Fund	314,605	(37,665)	276,940	10,295,834	(7,779,225)	2,516,609	(2,239,669)	179,315	1,523,232	(537,122)	537,122	-
Total Capital Projects	314,605	(37,665)	276,940	10,584,252	(7,779,225)	2,805,027	(2,528,087)	179,315	1,079,259	(1,269,513)	1,877,505	607,992
INTERNAL SERVICE FUNDS												
350 INSURANCE	927,729	(36,048)	891,681	1,330,012	377,638	1,707,650	(815,969)	321,875	-	(494,094)	1,100,546	606,452
375 WBS INSURANCE	267,532	(41,879)	225,653	243,305	240,627	483,932	(258,279)	-	548,346	290,067	547,177	837,244
Total Internal Service	1,195,261	(77,927)	1,117,334	1,573,317	618,265	2,191,582	(1,074,248)	321,875	548,346	(204,027)	1,647,723	1,443,696
WATER & SEWER												
400 WATER & SEWER OPERATIONS	9,494,341	-	9,494,341	7,985,328	-	7,985,328	1,509,013	-	(2,409,058)	(900,045)	229,140,894	228,240,849
401 50 MILLION BOND	-	-	-	-	-	-	-	-	-	-	239,625	239,625
429 WBS SALES TAX	3,788,091	-	3,788,091	151,523	-	151,523	3,636,568	-	(3,570,462)	66,106	803,482	869,588
430 2004 SALES TAX DEBT SERVICE	1	-	1	69,875	-	69,875	(69,874)	-	69,125	(749)	(661,750)	(662,499)
432 1999/2008 SALES TAX DEBT SERVICE	-	-	-	817,202	-	817,202	(817,202)	-	817,103	(99)	(3,602,129)	(3,602,228)
433 1999/2008 SALES TAX RESERVE	-	-	-	-	-	-	-	-	-	-	868,058	868,058
434 1999/2008 SALES TAX CONSTRUCTION	100,327	-	100,327	1,589,320	(761,338)	827,982	(827,982)	-	-	(827,982)	1,594,845	766,863
457 WBS CAPITAL PROJECTS	-	-	-	(135,586)	-	(135,586)	235,913	-	-	235,913	-	235,913
Total Business-Type Activities	13,382,760	-	13,382,760	10,477,662	(761,338)	9,716,324	3,666,436	-	(5,093,292)	(1,426,956)	228,383,025	226,956,169
OTHER BUSINESS-TYPE ACTIVITIES												
078 RECREATIONAL FACILITIES	1,070,900	(65,890)	1,005,010	1,011,005	(72,747)	938,258	66,752	-	(133,520)	66,752	5,168	71,920
416 WATER DISTRICT #2	-	-	-	-	-	-	-	-	(96,910)	(96,910)	96,910	-
417 WATER DISTRICT #1	-	-	-	-	-	-	-	-	(111,562)	(111,562)	111,562	-
418 SEWER DISTRICT #2	-	-	-	-	-	-	-	-	(11,164)	(11,164)	11,164	-
419 SEWER DISTRICT #1	-	-	-	-	-	-	-	-	(353,156)	(286,404)	358,324	71,920
Total Business-Type Activities	1,070,900	(65,890)	1,005,010	1,011,005	(72,747)	938,258	66,752	-	(353,156)	(286,404)	358,324	71,920
TOTAL ALL FUNDS	156,520,095	(14,983,201)	141,536,894	160,360,149	(20,512,267)	139,847,882	1,829,580	-	-	1,829,580	242,940,046	244,769,636

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

Summary No. 3380

Introduced by: Administration on 5/17/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC # 1584-12-14**, AN ORDINANCE TO ADOPT THE 2015 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 2016 is hereby amended 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 #21 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

St. Bernard Parish Government
Summary No. 3379
Ordinance SBPC #XXXX-XX-XX
Proposed Budget Amendment 5-17-2016

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
<u>Fund</u>	<u>Cost Center</u>	<u>Project</u>	<u>Ledger Code</u>			<u>Increase</u>	<u>Decrease</u>
001	2317	0000	505456	Salaries	<i>Expenditure</i>	45,000.00	
001	2317	0000	505444	Pension	<i>Expenditure</i>	5,850.00	
001	2317	0000	505466	Payroll Tax	<i>Expenditure</i>	653.00	
001	2310	0000	505456	Salaries	<i>Expenditure</i>		25,700.00
001	2310	0000	505444	Pension	<i>Expenditure</i>		3,341.00
001	2310	0000	505466	Payroll Tax	<i>Expenditure</i>		373.00
001	2320	0000	535448	Professional Services	<i>Expenditure</i>		10,000.00
001	2330	0000	535448	Professional Services	<i>Expenditure</i>		1,000.00
001	2175	0000	530453	Rent	<i>Expenditure</i>		11,089.00
			391000	Net Effect on Fund Balance		\$0.00	\$0.00

This Budget Amendment is to increase salary for an IT Director by moving funding from other departments.

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

Summary No. 3379

Introduced by: Administration on 5/17/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 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 2016 is hereby amended 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
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

EXHIBIT "A"
SUMMARY NO. 3377

Chapter 13 - Occupational License, Taxes and Regulations
Section 13-44 - Permit requirements for distribution and solicitation.

- a. Permits shall only be issued under the following criteria:
 1. The department shall only issue a permit to groups, associations, fraternal orders, assemblies, congresses, corporations, juridical associations or formal associations of natural persons.
 2. The purpose of the solicitation or distribution must be for a charitable, political, religious, altruistic, philanthropic or humanitarian reason.
 3. Solicitors and distributors shall be the age of majority.
 4. The procurer shall provide the full name, address of the organization and individual procuring the permit.
 5. The procurer shall have a valid government issued ID.
 6. The procurer shall identify all streets and intersections his organization wishes to conduct distributions or solicitations.
 7. ~~This permit~~ **Distribution permits** may be issued by the Department of Community Development in accordance with [chapter 13](#), article III, section 34 of the St. Bernard Parish Code.
 8. **Solicitation permits shall be issued by the Department of Community Development without special permission from the Council.**
- b. The permit shall be valid for thirty (30) days from issuance.
- c. The permit shall cost fifty dollars and zero cents (\$50.00).

#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 17, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #xxxx-05-16

Summary No. 3377

Introduced by: Councilman Lewis on 5/3/16

Public hearing held on 5/17/16

AN ORDINANCE TO AMEND CHAPTER 13; OCCUPATIONAL LICENSE, TAXES AND REGULATIONS, SECTION 13-44; PERMIT REQUIREMENTS FOR DISTRIBUTION AND SOLICITATION IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 13; Occupational License, Taxes and Regulations, Section 13-44; Permit requirements for distribution and solicitation as per attached in 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 this Ordinance with the invalid portions omitted.

Page -2-
Extract #19 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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
Summary No. 3375
Ordinance SBPC #XXXX-XX-XX
Proposed 2016 Budget Amendment 5-3-2016**

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
001	4040	0000	480330	Lawsuit Settlement	Revenue	\$ 60,000.00	
001	4040	0000	570493	Construction in Progress	Expenditure	\$ 60,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to recognize monies received via a settlement which will be used for construction project at Animal Control

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
190	3495	8866	430540	Highway Planning & Construction	Revenue	\$ 852,801.00	
190	3495	8866	499001	Transfer in from General Fund	Revenue	\$ 200,000.00	
190	3495	8866	570493	CIP	Expenditure	\$ 1,052,801.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
001	2320	0000	599190	Transfer to State & Federal Funding		\$ 200,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$200,000.00

This Budget Amendment is to recognize the overage for Submerged Rds. project. St. Bernard will recognize Federal Funding (CFDA #20.205 Highway Planning and Construction) and associated expenditures as well as the Parish's 20% match.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
FUND	COST CENTER	PROJECT	LEDGER CODE			INCREASE	DECREASE
061	6200	0090	480392	Donations	Revenue	\$ 17,000.00	
061	6200	0090	510429	Entertainment & Promotion	Expense	\$ 17,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to allow the Tourism Department to use \$17,000 of donated funds to pay for expenditures related to St. Bernard Day at the Capitol.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
FUND	COST CENTER	PROJECT	LEDGER CODE			INCREASE	DECREASE
190	3500	0000	430509	State Reimb-LGAP	Revenue	\$ 31,315.50	
190	3500	0000	570480	Equipment Purchase-Small	Expense	\$ 31,315.50	
001	2317	0000	430509	State Reimb-LGAP	Revenue	\$ 9,056.00	
001	2317	0000	560104	Computer Equipment	Expense	\$ 9,056.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to add new fully reimbursable State LGAP grant revenues and expenditures to the IT and OEP Departments.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 45,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$45,000.00

This Budget Amendment is to contract for a conceptual evaluation of improvements necessary to divert a portion of the Munster WWTP effluent to a wetland discharge.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 100,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$100,000.00

This Budget Amendment is to contract to provide a model for the complete distribution system.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 61,500.00	
				391000	Net Effect on Fund Balance	\$0.00	\$61,500.00

This Budget Amendment is to contract to provide services to evaluate discharge of Riverbend Oxidation Pond and Munster WWTP.

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #xxxx-05-16

Summary No. 3375

Introduced by: Administration on 5/3/16

Public hearing held on 5/17/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 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 2016 is hereby amended 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 #18 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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. 3374**

Chapter 22 - Zoning
Section 6 - Commercial and Industrial Zoning Districts
Subsection 4 - Permitted Uses in Business and Industrial Districts

Section 22-6-4. *Permitted uses in business and industrial districts.* The following table identifies those uses permitted by zoning district. All business and industrial uses, developments, and new construction, except for minor changes in use, require site plan approval by the commission, subject to the site development standards of section 22-6-7. Any use not expressly permitted by the commission shall be prohibited unless the commission determines that a use fits into the established use groups. In addition, the commission has the right to determine if any use meets the intent of the regulations.

Retail and Service Uses	RO	A-1	C-1	C-2	C-3	I-1	I-2	SA	SBV
<u>Reception Facility</u>		<u>P</u>	<u>P</u>	<u>P</u>				<u>P</u>	<u>P</u>

Agriculture and Residential Uses	RO	A-1	C-1	C-2	C-3	I-1	I-2	SA	SBV
<u>Garden, Community or Private (13)</u>		<u>P</u>	<u>P</u>	<u>P</u>				<u>P</u>	<u>P</u>

(13) Garden, Community or Private are subject to the following development standards:

- (a) All district bulk and area requirements shall be observed;**
- (b) Designated setbacks shall be landscaped;**
- (c) Open, wooden fencing shall encompass the site’s perimeter, subject to district requirements. An ingress/egress gate shall be placed adjacent to the front property line;**
- (d) Accessory structure(s) and utilities may be utilized in support of this use;**
- (e) Signage demarcating responsible parties and contact information shall be placed adjacent to the front property line of the site;**
- (f) Keeping of livestock, including large animals and fowl, is prohibited;**
- (i) Off-street parking requirements shall be exempted;**
- (j) Operations and Maintenance Plan that includes 24/7 point of contact information for the responsible party;**
- (k) All Public projects shall be exempt for these provisions subject to: Section 5-21 – Exemption of government buildings and lands.**

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #xxxx-05-16

Summary No. 3374

Planning Commission recommended **APPROVAL** on 4/26/16

Introduced by: Administration on 5/3/16

Public hearing held on 5/17/16

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

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 6; Commercial and Industrial Zoning Districts, Subsection 4; Permitted uses in business and industrial districts as per attached in 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 this Ordinance with the invalid portions omitted.

Page -2-
Extract #17 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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. 3378

Chapter 22 - Zoning
Section 5 - Residential Zoning Districts
Subsection 4 - Permitted Uses in Residential Areas

Section 22-5-4. *Permitted uses in residential districts.* The following table identifies those uses that are permitted as of right and those permitted by conditional use permit in agricultural and residential zoning districts:

USE	R-1	R-2	R-3	R-1(M)	R-4
<u>Garden, Community or Private (4)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Parks and Playgrounds (4)</u>	P	P	P	P	P

Section 22-5-4.1. *Notes to permitted uses in residential districts.*

(4) Garden, Community or Private and Parks and Playgrounds are subject to the following development standards:

- (a) All residential district bulk and area requirements shall be observed;**
- (b) Designated setbacks shall be landscaped;**
- (c) Open, wooden fencing shall encompass the site’s perimeter, subject to district requirements. An ingress/egress gate shall be placed adjacent to the front property line;**
- (d) Accessory structure(s) and utilities may be utilized in support of this use;**
- (e) Signage demarcating responsible parties and contact information shall be placed adjacent to the front property line of the site;**
- (f) Keeping of livestock, including large animals and fowl, is prohibited;**
- (g) Onsite food preparation and processing is prohibited;**
- (h) Onsite retail sales are prohibited;**
- (i) Off-street parking requirements shall be exempted;**
- (j) Operations and Maintenance Plan that includes 24/7 point of contact information for the responsible party;**
- (k) All Public projects shall be exempt for these provisions subject to: Section 5-21 – Exemption of government buildings and lands.**

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

ORDINANCE SBPC #xxxx-05-16

Summary No. 3378

Planning Commission recommended **APPROVAL** on 4/26/16

Introduced by: Administration on 5/3/16

Public hearing held on 5/17/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 4 PERMITTED USES IN RESIDENTIAL AREAS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 5; Residential zoning districts, Subsection 4 Permitted uses in residential areas as per attached in 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 this Ordinance with the invalid portions omitted.

Page -2-
Extract #16 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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 _____

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1593-05-16

A RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT EXCEEDING FOUR MILLION TWO HUNDRED THOUSAND DOLLARS (\$4,200,000) OF TAXABLE LIMITED TAX CERTIFICATES OF INDEBTEDNESS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PROVIDING CERTAIN TERMS OF SAID CERTIFICATES; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF SAID CERTIFICATES; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer") desires to incur debt and issue not exceeding Four Million Two Hundred Thousand Dollars (\$4,200,000) of its Taxable Limited Tax Certificates of Indebtedness (the "Certificates"), pursuant to Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, for the purpose of maintaining and operating fire protection facilities and paying the costs incurred in connection with the issuance thereof, as set out in the Proposition approved by the voters on December 8, 2012, said Certificates to be payable from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a special 20 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2022 (the "Tax") within the corporate boundaries of the Issuer, to mature no later than March 1, 2017, and to bear interest at a rate or rates not to exceed 5% per annum; and

WHEREAS, the Issuer is not now a party to any contract pledging or dedicating the revenues of the Tax, except its outstanding Limited Tax Certificates of Indebtedness, Series 2014; and

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the Certificates;

NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Issuer"), that:

Page -2-
Extract #15 continued
May 17, 2016

SECTION 1. Preliminary approval is given to the issuance of not exceeding \$4,200,000 aggregate principal amount of Taxable Limited Tax Certificates of Indebtedness of the Issuer (the "Certificates"), pursuant to Section 742.2 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, to be issued for the purpose of maintaining and operating fire protection facilities and paying the costs incurred in connection with the issuance thereof, as set out in the Proposition approved by the voters on December 8, 2012, said Certificates to be payable, equally with the Issuer=s outstanding Limited Tax Certificates of Indebtedness, Series 2014, from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a special 20 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2022 (the "Tax") within the corporate boundaries of the Issuer. The Certificates shall bear interest at a rate or rates not to exceed 5% per annum, to be determined by subsequent proceedings of this Governing Authority at the time of the sale of the Certificates, and shall mature no later than March 1, 2017. The Certificates shall be issued in fully registered form, shall be sold to the purchasers thereof at a price of not less than par, plus accrued interest, and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. The Parish President and the Clerk of Council of the Parish are each hereby further authorized and directed, for and on behalf of the Parish, to accept, receive, execute, seal, attest and deliver all such documents, certificates and other instruments as are required in connection with the borrowing authorized herein, and to take such further action as may be appropriate or required by law in connection therewith.

SECTION 3. Application be and the same is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the aforesaid issue of Certificates, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the Issuer, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuer=s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission=s approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

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Extract #15 continued
May 17, 2016

SECTION 4. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, LLP, of New Orleans, Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance thereof and shall furnish their opinions covering the legality of the issuance of the Bonds. The fee of Bond Counsel for each series of said bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of revenue bonds and based on the amount of said bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. The Director of Finance is hereby authorized and directed to execute, and this Governing Authority hereby agrees to and accepts the terms of, the engagement letter of Bond Counsel on file with the Director of Finance. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Director of Finance is hereby empowered and directed to issue vouchers in payment for the work herein provided for upon completion of the work herein specified and under the conditions herein enumerated.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 2016.

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Extract #15 continued
May 17, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

CLERK OF THE 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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1592-05-16

A RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT EXCEEDING TWO MILLION DOLLARS (\$2,000,000) OF TAXABLE CERTIFICATES OF INDEBTEDNESS, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PROVIDING CERTAIN TERMS OF SAID CERTIFICATES; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF SAID CERTIFICATES; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Sections 745 through 748, inclusive, of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act"), authorize Parishes to pay their current expenses by anticipating their revenues for the year and to borrow money to pay these current expenses in anticipation of such revenues; and

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer"), desires to incur debt and issue not exceeding Two Million Dollars (\$2,000,000) of its Taxable Certificates of Indebtedness (the "Certificates"), for the purpose of paying current expenses of the Parish in anticipation of revenues of the Parish, said Certificates to mature no later than March 1, 2017, and to bear interest at a rate not to exceed five per centum (5%) per annum; and

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the above described borrowing;

NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish (the "Parish"), that:

SECTION 1. The Parish is hereby authorized to incur debt and borrow an amount not to exceed in the aggregate \$2,000,000 at a rate or rates not exceeding five per centum (5%) per annum, to mature on or before March 1, 2017, for the purpose of paying the costs of current operations, such borrowing to be secured by and payable from revenues accruing to the Issuer and paying the costs incurred in connection with the issuance thereof.

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Extract #14 continued
May 17, 2016

SECTION 2. The Parish President and the Clerk of Council of the Parish are each hereby further authorized and directed, for and on behalf of the Parish, to accept, receive, execute, seal, attest and deliver all such documents, certificates and other instruments as are required in connection with the borrowing authorized herein, and to take such further action as may be appropriate or required by law in connection therewith.

SECTION 3. Application be and the same is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the aforesaid issue of Certificates, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the Issuer, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuer=s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission=s approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 4. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, LLP, of New Orleans, Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance thereof and shall furnish their opinions covering the legality of the issuance of the Bonds. The fee of Bond Counsel for each series of said bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of revenue bonds and based on the amount of said bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. The Director of Finance is hereby authorized and directed to execute, and this Governing Authority hereby agrees to and accepts the terms of, the engagement letter of Bond Counsel on file with the Director of Finance. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Director of Finance is hereby empowered and directed to issue

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Extract #14 continued
May 17, 2016

vouchers in payment for the work herein provided for upon completion of the work herein specified and under the conditions herein enumerated.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of a resolution adopted by the Parish Council of the Issuer on May 17, 2016, giving preliminary approval to the issuance of not exceeding \$2,000,000 of Taxable Certificates of Indebtedness, of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said Certificates; and providing for other matters in connection therewith. IN FAITH WHEREOF, witness my official signature on this, the 17th day of May, 2016.

Clerk of Council

**LOUISIANA COMPLIANCE QUESTIONNAIRE
(For Audit Engagements of Governments)**

Dear Chief Executive Officer:

Attached is the Louisiana Compliance Questionnaire that is to be completed by you or your staff. This questionnaire is a required part of a financial audit of Louisiana state and local government and quasi-public agencies. Upon completion, the questionnaire must be presented to and adopted by the governing body, if any, of your organization by means of a formal resolution in an open meeting. Independently elected officials should sign the document, in lieu of such a resolution.

The completed questionnaire and a copy of the adoption instrument, if appropriate, must be given to the auditor at the beginning of the audit. The auditor will, during the course of his regular audit, test the accuracy of the responses in the questionnaire. It is not necessary to return the questionnaire to my office.

Certain portions of the questionnaire may not be applicable to your organization, especially those related to federal financial assistance. In such cases, it is appropriate to mark the representation "not applicable." However, you must respond to each applicable representation. A 'yes' answer indicates that you have complied with the applicable law or regulation. A 'no' answer to any representation indicates a possible violation of law or regulation and, as such, should be fully explained. These matters will be reviewed by the auditor during the course of his examination. Please feel free to attach a further explanation of any representation.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

Daryl G. Purpera, CPA, CFE
Louisiana Legislative Auditor

Enclosure

**LOUISIANA COMPLIANCE QUESTIONNAIRE
(For Audit Engagements of Government Agencies)**

May 10, 2016

Postlethwaite & Netterville, APAC

One Galleria Boulevard, Suite 2100
Metairie, Louisiana 70001

In connection with your audit of our financial statements as of December, 31 2015 and for the year ended 12/31/15 (period of audit) for the purpose of expressing an opinion as to the fair presentation of our financial statements in accordance with accounting principles generally accepted in the United States of America, to assess our system of internal control as a part of your audit, and to review our compliance with applicable laws and regulations, we confirm, to the best of our knowledge and belief, the following representations. These representations are based on the information available to us as of May 10, 2016.

PART I. AGENCY PROFILE

1. Name and address of the organization.

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

2. List the population of the municipality or parish based upon the last official United States Census or most recent official census (municipalities and police juries only). Include the source of the information.

45,408

3. List names, addresses, and telephone numbers of entity officials. Include elected/appointed members of the governing board, chief executive and fiscal officer, and legal counsel.

Kerri Callais
Councilmember at Large East
3316 Bayou Road
St. Bernard, LA 70085
(504)416-9853
kcallais@sbspq.net

Richard "Richie" Lewis
Councilmember at Large West
3408 Palmisano Blvd.
Chalmette, LA 70043
(504) 234-8002
rlewis@sbspq.net

Gillis McCloskey
Councilmember District A
636 Norton Ave
Arabi, LA 70032
(504) 270-6285
gmccloskey@sbspq.net

Nathan Gorbaty
Councilmember District B
2500 Jackson Blvd.
Chalmette, LA 70043
(504) 583-6886
ngorbaty@sbsp.net

Howard Luna
Councilmember District C
3200 Karen Dr,
Chalmette, LA 70043
(504) 908-8880
hluna@sbsp.net

Wanda Alcon
Councilmember District D
4521 E. St. Bernard Hwy.
Meraux, LA 70075
(504) 279-5482
walcon@sbsp.net

Manuel "Monty" Montelongo
Councilmember District E
2104 Sylvia Blvd.
St. Bernard, LA 70085
(504) 583-1389
mmontelongo@sbsp.net

Guy McInnis
Parish President
8201 W. Judge Perez Dr.
Chalmette, LA 70043
(504) 278-4200
gmcinnis@sbsp.net

Ronnie Alonzo
Chief Administrative Officer
8201 W. Judge Perez Dr.
Chalmette, LA 70043
(504) 278-4200
ralonzo@sbsp.net

Blair Ellinwood
Finance Director
8201 W. Judge Perez Dr.
Chalmette, LA 70043
(504) 278-4200
bellinwood@sbsp.net

William McGoey
Legal Counsel
8201 W. Judge Perez Dr.
Chalmette, LA 70043
(504) 278-4200
wmcgoey@sbsp.net

4. Period of time covered by this questionnaire.

January 1, 2015 through December 31, 2015

5. The entity has been organized under the following provisions of the Louisiana Revised Statute(s) (R.S.) and, if applicable, local resolutions/ordinances.

Article VI, Section 5, of the Louisiana Constitution

6. Briefly describe the public services provided.

Public Safety, Highways and Streets, Sanitation, Utilities, Culture and Recreation, Planning and Zoning, General Administrative Services, Fire Protection

7. Expiration date of current elected/appointed officials' terms.

December 31, 2019

LEGAL COMPLIANCE

PART II. PUBLIC BID LAW

8. The provisions of the public bid law, R.S. Title 38:2211-2296, and, where applicable, the regulations of the Division of Administration, State Purchasing Office have been complied with.

A) All public works purchases exceeding \$150,000 have been publicly bid.

B) All material and supply purchases exceeding \$30,000 have been publicly bid.

Yes [x] No []

PART III. CODE OF ETHICS LAW FOR PUBLIC OFFICIALS AND PUBLIC EMPLOYEES

9. It is true that no employees or officials have accepted anything of value, whether in the form of a service, loan, or promise, from anyone that would constitute a violation of R.S. 42:1101-1124.

Yes [x] No []

10. It is true that no member of the immediate family of any member of the governing authority, or the chief executive of the governmental entity, has been employed by the governmental entity after April 1, 1980, under circumstances that would constitute a violation of R.S. 42:1119.

Yes [x] No []

PART IV. LAWS AFFECTING BUDGETING

11. We have complied with the budgeting requirements of the Local Government Budget Act (R.S. 39:1301-15) R.S. 39:33, or R.S. 39:1331-1342, as applicable:

A. Local Budget Act

1. We have adopted a budget for the general fund and all special revenue funds (R.S. 39:1305).

2. The chief executive officer, or equivalent, has prepared a proposed budget that included a budget message, a proposed budget for the general fund and each special revenue fund, and a budget adoption instrument that specified the chief executive's authority to make budgetary amendments without approval of the governing authority. Furthermore, the proposed expenditures did not exceed estimated funds to be available during the period (R.S. 39:1305).

3. The proposed budget was submitted to the governing authority and made available for public inspection at least 15 days prior to the beginning of the budget year (R.S. 39:1306).
4. To the extent that proposed expenditures were greater than \$500,000, we have made the budget available for public inspection and have advertised its availability in our official journal. The advertisement included the date, time, and place of the public hearing on the budget. Notice has also been published certifying that all actions required by the Local Government Budget Act have been completed (R.S. 39:1307).
5. If required, the proposed budget was made available for public inspection at the location required by R.S. 39:1308.
6. All action necessary to adopt and finalize the budget was completed prior to the date required by state law. The adopted budget contained the same information as that required for the proposed budget (R.S. 39:1309).
7. After adoption, a certified copy of the budget has been retained by the chief executive officer or equivalent officer (R.S. 39:1309).
8. To the extent that proposed expenditures were greater than \$500,000, the chief executive officer or equivalent notified the governing authority in writing during the year when actual receipts plus projected revenue collections for the year failed to meet budgeted revenues by five percent or more, or when actual expenditures plus projected expenditures to year end exceeded budgeted expenditures by five percent or more (R.S. 39:1311).
9. The governing authority has amended its budget when notified, as provided by R.S. 39:1311. (Note, general and special revenue fund budgets should be amended, regardless of the amount of expenditures in the fund, when actual receipts plus projected revenue collections for the year fail to meet budgeted revenues by five percent or more; or when actual expenditures plus projected expenditures to year end exceed budgeted expenditures by five percent or more. State law exempts from the amendment requirements special revenue funds with anticipated expenditures of \$500,000 or less, and exempts special revenue funds whose revenues are expenditure-driven - primarily federal funds-from the requirement to amend revenues.)

Yes [x] No []

B. State Budget Requirements

1. The state agency has complied with the budgetary requirements of R.S. 39:33.

Yes [x] No []

C. Licensing Boards

1. The licensing board has complied with the budgetary requirements of R.S. 39:1331-1342.

Yes [] No []

PART V. ACCOUNTING, AUDITING, AND FINANCIAL REPORTING LAWS

12. We have maintained our accounting records in such a manner as to provide evidence of legal compliance and the preparation of annual financial statements to comply with R.S. 24:513 and 515, and/or 33:463.

Yes [x] No []

13. All non-exempt governmental records are available as a public record and have been retained for at least three years, as required by R.S. 44:1, 44:7, 44:31, and 44:36.

Yes [x] No []

14. We have filed our annual financial statements in accordance with R.S. 24:514, and 33:463 where applicable.

Yes [x] No []

15. We have had our financial statements audited in a timely manner in accordance with R.S. 24:513.

Yes [x] No []

16. We have complied with R.S. 24:513 A. (3) regarding disclosure of compensation, reimbursements, benefits and other payments to the agency head, political subdivision head, or chief executive officer.

Yes [x] No []

PART VI. MEETINGS

17. We have complied with the provisions of the Open Meetings Law, provided in R. S. 42:11 through 42:28.

Yes [x] No []

PART VII. ASSET MANAGEMENT LAWS

18. We have maintained records of our fixed assets and movable property records, as required by R.S. 24:515 and/or 39:321-332, as applicable.

Yes [x] No []

PART VIII. FISCAL AGENCY AND CASH MANAGEMENT LAWS

19. We have complied with the fiscal agency and cash management requirements of R.S. 39:1211-45 and 49:301-327, as applicable.

Yes [x] No []

PART IX. DEBT RESTRICTION LAWS

20. It is true we have not incurred any long-term indebtedness without the approval of the State Bond Commission, as provided by Article VII, Section 8 of the 1974 Louisiana Constitution, Article VI, Section 33 of the 1974 Louisiana Constitution, and R.S. 39:1410.60-1410.65.

Yes [x] No []

21. We have complied with the debt limitation requirements of state law (R.S. 39:562).

Yes [x] No []

22. We have complied with the reporting requirements relating to the Fiscal Review Committee of the State Bond Commission (R.S. 39:1410.62).

Yes [x] No []

PART X. REVENUE AND EXPENDITURE RESTRICTION LAWS

23. We have restricted the collections and expenditures of revenues to those amounts authorized by Louisiana statutes, tax propositions, and budget ordinances.

Yes [x] No []

24. It is true we have not advanced wages or salaries to employees or paid bonuses in violation of Article VII, Section 14 of the 1974 Louisiana Constitution, R.S. 14:138, and AG opinion 79-729.

Yes [x] No []

25. It is true that no property or things of value have been loaned, pledged, or granted to anyone in violation of Article VII, Section 14 of the 1974 Louisiana Constitution.

Yes [x] No []

PART XI. ISSUERS OF MUNICIPAL SECURITIES

26. It is true that we have complied with the requirements of R.S. 39:1438.C.

Yes [x] No []

PART XI. QUESTIONS FOR SPECIFIC GOVERNMENTAL UNITS

Parish Governments

27. We have adopted a system of road administration that provides as follows:

- A. Approval of the governing authority of all expenditures, R.S. 48:755(A).
- B. Development of a capital improvement program on a selective basis, R.S. 48:755.
- C. Centralized purchasing of equipment and supplies, R.S. 48:755.
- D. Centralized accounting, R.S. 48:755.
- E. A construction program based on engineering plans and inspections, R.S. 48:755.
- F. Selective maintenance program, R.S. 48:755.
- G. Annual certification of compliance to the auditor, R.S. 48:758.

Yes [] No []

School Boards

28. We have complied with the general statutory, constitutional, and regulatory provisions of the Louisiana Department of Education, R.S. 17:51-401.

Yes [] No []

29. We have complied with the regulatory circulars issued by the Louisiana Department of Education that govern the Minimum Foundation Program.

Yes [] No []

30. We have, to the best of our knowledge, accurately compiled the performance measurement data contained in the following schedules and recognize that your agreed-upon procedures will be applied to such schedules and performance measurement data:

Parish school boards are required to report, as part of their annual financial statements, measures of performance. These performance indicators are found in the supplemental schedules:

- Schedule 1, General Fund Instructional and Support Expenditures and Certain Local Revenue Sources
- Schedule 2, Education Levels of Public School Staff
- Schedule 3, Number and Type of Public Schools
- Schedule 4, Experience of Public Principals, Assistant Principals, and Full-time Classroom Teachers
- Schedule 5, Public School Staff Data: Average Salaries
- Schedule 6, Class Size Characteristics
- Schedule 7, Louisiana Educational Assessment Program (LEAP)
- Schedule 8, Graduation Exit Examination (GEE) (Note: this schedule is no longer applicable.)
- Schedule 9, iLEAP Tests

Yes [] No []

Tax Collectors

31. We have complied with the general statutory requirements of R.S. 47.

Yes [] No []

Sheriffs

32. We have complied with the state supplemental pay regulations of R.S. 40:1667.7.

Yes [] No []

33. We have complied with R.S. 13:5535 relating to the feeding and keeping of prisoners.

Yes [] No []

District Attorneys

34. We have complied with the regulations of the DCFS that relate to the Title IV-D Program.

Yes [] No []

Assessors

35. We have complied with the regulatory requirements found in R.S. Title 47.

Yes [] No []

36. We have complied with the regulations of the Louisiana Tax Commission relating to the reassessment of property.

Yes [] No []

Clerks of Court

37. We have complied with R.S. 13:751-917 and applicable sections of R.S. 11:1501-1562.

Yes [] No []

Libraries

38. We have complied with the regulations of the Louisiana State Library.

Yes [] No []

Municipalities

39. Minutes are taken at all meetings of the governing authority (R.S. 42:7.1).
Yes No
40. Minutes, ordinances, resolutions, budgets, and other official proceedings of the municipalities are published in the official journal (R.S. 43:141-146 and A.G. 86-528).
Yes No
41. All official action taken by the municipality is conducted at public meetings (R.S. 42:11 to 42:28).
Yes No

Airports

42. We have submitted our applications for funding airport construction or development to the Department of Transportation and Development as required by R.S. 2:802.
Yes No
43. We have adopted a system of administration that provides for approval by the department for any expenditures of funds appropriated from the Transportation Trust Fund, and no funds have been expended without department approval (R.S. 2:810).
Yes No
44. All project funds have been expended on the project and for no other purpose (R.S. 2:810).
Yes No
45. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 2:811).
Yes No

Ports

46. We have submitted our applications for funding port construction or development to the Department of Transportation and Development as required by R.S. 34:3452.
Yes No
47. We have adopted a system of administration that provides for approval by the department for any expenditures of funds made out of state and local matching funds, and no funds have been expended without department approval (R.S. 34:3460).
Yes No
48. All project funds have been expended on the project and for no other purpose (R.S. 34:3460).
Yes No
49. We have established a system of administration that provides for the development of a capital improvement program on a selective basis, centralized purchasing of equipment and supplies, centralized accounting, and the selective maintenance and construction of port facilities based upon engineering plans and inspections (R.S. 34:3460).
Yes No
50. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 34:3461).
Yes No

Sewerage Districts

51. We have complied with the statutory requirements of R.S. 33:3881-4159.10.
Yes No

Waterworks Districts

52. We have complied with the statutory requirements of R.S. 33:3811-3837.
Yes No

Utility Districts

53. We have complied with the statutory requirements of R.S. 33:4161-4546.21.
Yes No

Drainage and Irrigation Districts

54. We have complied with the statutory requirements of R.S. 38:1601-1707 (Drainage Districts); R.S. 38:1751-1921 (Gravity Drainage Districts); R.S. 38:1991-2048 (Levee and Drainage Districts); or

R.S. 38:2101-2123 (Irrigation Districts), as appropriate.

Yes [] No []

Fire Protection Districts

55. We have complied with the statutory requirements of R.S. 40:1491-1509.

Yes [] No []

Other Special Districts

56. We have complied with those specific statutory requirements of state law applicable to our district.

Yes [] No []

The previous responses have been made to the best of our belief and knowledge.

_____	Clerk of Council	_____	Date
_____	Finance Director	_____	Date
_____	Chief Admin Off.	_____	Date
_____	President	_____	Date

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1591-05-16

A RESOLUTION ADOPTING THE LOUISIANA LEGISLATIVE AUDITOR'S QUESTIONNAIRE.

NOW THEREFORE, BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the Louisiana Legislative Auditor's Questionnaire, "Exhibit "A" as attached.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 2016.

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Extract #13 continued
May 17, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1590-05-16

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE LOUISIANA DECENTRALIZED ARTS FUNDING PROGRAM IN THE AMOUNT OF \$5,000.00 FOR THE JAZZ IN JUNE CONCERT SERIES AT TORRES PARK.

WHEREAS, the Louisiana Department of Culture, Recreation and Tourism, Division of the Arts, funds the Decentralized Arts Funding Program and makes arts available in every parish in the State of Louisiana by providing grant funding, based on U.S. Census figures, for nonprofit organizations, community groups, and local governmental agencies producing cultural programs; and,

WHEREAS, the State of Louisiana has established an agreement with the St. Tammany Commission on Cultural Affairs to administer this program for the Parishes of St. Tammany and St. Bernard; and

WHEREAS, the Decentralized Arts Funding Program has issued a call for FY2016-2017 grant applications; and

WHEREAS, St. Bernard Parish is eligible to apply for this grant program which requires no local matching funds; and

WHEREAS, St. Bernard is interested in expanding opportunities for residents to enjoy all types of music in a variety of settings.

NOW THEREFORE BE IT RESOLVED that the St. Bernard Parish Council, does hereby authorize the submission of a grant application to the Louisiana Department of Culture, Recreation and Tourism's Decentralized Arts Program, as administered by the St. Tammany Commission on Cultural Affairs, in the amount of \$5,000.00 in order to host the **Jazz in June** concert series in Torres Park; and

BE IT FURTHER RESOLVED, that the St. Bernard Parish Council, does hereby authorize the President of St. Bernard Parish Government to sign and submit all required grant applications, Cooperative Endeavor Agreements and any amendments thereof, and all of the necessary reports, assurances, contracts and any other documents required in connection with the Louisiana Decentralized Arts Funding program application process.

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Extract #12 continued
May 17, 2016

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal of the Parish of St. Bernard on this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1589-05-16

A RESOLUTION AUTHORIZING AN APPLICATION TO THE FY2015-2016 LOUISIANA COMMUNITY WATER ENRICHMENT FUND GRANT PROGRAM FOR THE CENTER STREET WATER LINE REPLACEMENT PROJECT IN THE AMOUNT OF \$125,240.00.

WHEREAS, the Louisiana Community Water Enrichment Fund was established to assist local governments with funding to rehabilitate, improve, and construct projects that help the community water system provide safe and clean drinking water; and

WHEREAS, the Louisiana Community Water Enrichment grant program is administered by the Louisiana Division of Administration, Office of Community Development; and

WHEREAS, the Louisiana Office of Community Development has issued a call for grant applications and St. Bernard Parish Government proposes to submit an application to fund the Center Street Water Line Replacement project; and

WHEREAS, this grant provides 100% funding with no local matching funds required by the St. Bernard Parish; and

WHEREAS, the total project cost exceeds the maximum grant amount but the difference in funding needed (\$190,714) to complete the project has been set aside by the St. Bernard Parish Public Works Department.

NOW THEREFORE BE IT RESOLVED the St. Bernard Parish Council, does hereby authorize an application to the FY2015-2016 Louisiana Community Water Enrichment Fund Grant Program for the Center Street Water Line Replacement Program in the amount of \$125,240.00; and

BE IT FURTHER RESOLVED, the St. Bernard Parish Council, does hereby authorize the President of St. Bernard Parish Government to sign and execute all required applications and all of the necessary reports, assurances, contracts and any other documents required in connection with the Louisiana Office of Community

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Extract #11 continued
May 17, 2016

Development Community Water Enrichment Fund Grant Program FY2015-2016
grant application for the Center Street Water Line Replacement Project.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

#10

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 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1588-05-16

A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S HAZARD MITIGATION ASSISTANCE GRANT PROGRAM IN THE AMOUNT OF \$1,394,652.00 FOR THE ST. BERNARD PARISH CREELY CANAL STORMWATER MITIGATION PROJECT

WHEREAS, the Federal Emergency Management Agency's Hazard Mitigation Assistance Program is a sustained effort to reduce or eliminate long-term risk to life and property by lessening the impact of a disaster before the disaster occurs; and,

WHEREAS, in Louisiana, this federal program is administered by the Governor's Office of Homeland Security and Emergency Preparedness which conducts an annual solicitation for grant applications; and

WHEREAS, the St. Bernard Parish Hazard Mitigation Plan identifies goals and priorities for improvements in this area as a guide to further infrastructure and program investment; and

WHEREAS, drainage needs pertaining to the Creely Canal have been well known and documented for some time; and

WHEREAS, St. Bernard Parish is eligible to apply for this grant which provides 90% federal funding for approved projects; and

WHEREAS, St. Bernard Parish Government would be required to provide 10% local matching funds and other grant required costs as may become necessary.

NOW THEREFORE BE IT RESOLVED that the St. Bernard Parish Council, does hereby authorize the submission of a grant application to the Governor's Office of Homeland Security and Emergency Preparedness for the Federal Emergency Management Agency's Hazard Mitigation Assistance Grant Program for the St. Bernard Parish Creely Canal Stormwater Mitigation Project in the amount of \$1,394,652.00 (total project cost equals \$1,534,117); and

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Extract #10 continued
May 17, 2016

BE IT FURTHER RESOLVED, the Parish does hereby authorize and commit the required 10% local matching funds in the amount of \$139,465.00 to be allocated from the current Community Development Block Grant Disaster Recovery Program; and

BE IT FURTHER RESOLVED, that the St. Bernard Parish Council does hereby authorize the President of St. Bernard Parish Government to sign and submit all required grant applications, Cooperative Endeavor Agreements and any amendments thereof, and all of the necessary reports, assurances, contracts and any other documents required in connection with the 2016 Hazard Mitigation Assistance Grant Program application process.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

#9

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 17, 2016 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #1587-05-16

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. Dockside Enterprises, Inc. dba Casanova Seafood 1928 Massicot Road, St. Bernard, LA 70085 Owners: Judy & Robert Casanova	X	
2. Liza K. Inc. dba Yogi's Katz Lounge 3004 Paris Road, Chalmette, LA 70043 Owner: Liza Kelly Levis	X	X
3. RD & RS, Inc., dba Smokes for Less #3 2400 Paris Road, Chalmette, LA 70043 Owner: Jatin Desat	X	X
4. SL & CR, LLC, dba MeMe's Bar & Grille 712 W. Judge Perez Drive, Chalmette, LA 70043 Owners: Charles E. Williams, Jr. & Rae Ann Williams	X	X
5. Vaughan Bar, Inc., dba Barracuda's Lounge 7907 E. St. Bernard Hwy., Suite A, St. Bernard, LA 70085 Owner: Ricky 'Tony' Melerine	X	X
6. Victory Fuel Enterprises, LLC dba 5303 Deli & Food 5303 Paris Road, Chalmette, LA 70043 Member: John K. Roberts, III	X	X

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Extract #9 continued
May 17, 2016

- | | | |
|---|---|---|
| 7. Vucinovich's LaBella Vita, LLC dba Vucinovich's LaBella Vita
3850 E. Judge Perez Drive, Meraux, LA 70075
Owners: Russell L. Vucinovich, Jr. & Eileen P. Vucinovich | X | X |
| 8. Wal Mart Louisiana, LLC dba Wal Mart Supercenter #909
8101 W. Judge Perez Drive, Chalmette, LA 70043
Manager: Otho Craddock | X | X |
| 9. Who Dat Yat Chat, LLC dba Who Dat Yat Chat
5805 E. Judge Perez Drive, Violet, LA 70092
Members: Lisa Graves & Darleen Levy | X | X |
| 10. Winn Dixie Montgomery, LLC dba Winn Dixie #1432
3300 Paris Road, Chalmette, LA 70043
President: Robert Randall Onstead | X | X |
| 11. 2021 Paris, LLC dba Mr. C's
2021 Paris Road, Chalmette, LA 70043
Members: Ray Culotta, Jr. & Danielle Culotta | X | X |

New Beer and/or Liquor Permit(s)

- | | | |
|---|---|---|
| 12. Phoenix Max, Inc. dba The Daq Shaq
6601 W. Judge Perez Drive, Arabi, LA 70032
Owners: Denise Chatellier & Guy Olano III | X | X |
| 13. Phoenix Max, Inc. dba Sweet Things & Grill
6617 W. Judge Perez Drive, Arabi, LA 70032
Owners: Denise Chatellier & Guy Olano III | X | X |
| 14. Hot Wok Asian Buffet, Inc. dba Hot Wok Asian Buffet
8700 W. Judge Perez Drive, Chalmette, LA 70043
Owner: Shan Rogn Lin | X | X |

Special Event Permit(s)

1. Name of Organization: Knights of Nemesis Social Club and Parade
Address: Post Office Box 291, Arabi, LA 70032
Event: Knights of Nemesis *Hook A Kid on Fishing Rodeo*
Location: Campo's Marina, Shell Beach, LA
Date & Time: Saturday, June 18, 2016, 8:00 a.m. – 4:00 p.m.
Contact Person: Robert Showalter

2. Name of Organization: St. Bernard Parish Salutes America
Address: 8201 W. Judge Perez Drive, Chalmette, LA 70043
Event: St. Bernard Parish Salutes America – 4th of July Celebration
Location: Fred Sigur Civic Center Parking Lot
Date & Time: Sunday, July 3, 2016, 6:00 p.m. – 10:30 p.m.
Contact Person: George Imbraguglio, Jr., President

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 2016.

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Extract #9 continued
May 17, 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, May 17, 2016.

Witness my hand and the seal
of the Parish of St. Bernard on
this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL

EXHIBIT "A"
SUMMARY NO. 3377

Chapter 13 - Occupational License, Taxes and Regulations
Section 13-44 - Permit requirements for distribution and solicitation.

- a. Permits shall only be issued under the following criteria:
 1. The department shall only issue a permit to groups, associations, fraternal orders, assemblies, congresses, corporations, juridical associations or formal associations of natural persons.
 2. The purpose of the solicitation or distribution must be for a charitable, political, religious, altruistic, philanthropic or humanitarian reason.
 3. Solicitors and distributors shall be the age of majority.
 4. The procurer shall provide the full name, address of the organization and individual procuring the permit.
 5. The procurer shall have a valid government issued ID.
 6. The procurer shall identify all streets and intersections his organization wishes to conduct distributions or solicitations.
 7. ~~This permit~~ **Distribution permits** may be issued by the Department of Community Development in accordance with [chapter 13](#), article III, section 34 of the St. Bernard Parish Code.
 8. **Solicitation permits shall be issued by the Department of Community Development without special permission from the Council.**
- b. The permit shall be valid for thirty (30) days from issuance.
- c. The permit shall cost fifty dollars and zero cents (\$50.00).

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, MAY 17, 2016 AT THREE (3:00) 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 MAY 3, 2016 COUNCIL MEETING:

Summary No. 3377

Introduced by: Councilman Lewis on 5/3/16

AN ORDINANCE TO AMEND CHAPTER 13; OCCUPATIONAL LICENSE, TAXES AND REGULATIONS, SECTION 13-44; PERMIT REQUIREMENTS FOR DISTRIBUTION AND SOLICITATION IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 13; Occupational License, Taxes and Regulations, Section 13-44; Permit requirements for distribution and solicitation as per attached in 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 this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

**St. Bernard Parish Government
Summary No. 3375
Ordinance SBPC #XXXX-XX-XX
Proposed 2016 Budget Amendment 5-3-2016**

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
001	4040	0000	480330	Lawsuit Settlement	Revenue	\$ 60,000.00	
001	4040	0000	570493	Construction in Progress	Expenditure	\$ 60,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to recognize monies received via a settlement which will be used for construction project at Animal Control

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
190	3495	8866	430540	Highway Planning & Construction	Revenue	\$ 852,801.00	
190	3495	8866	499001	Transfer in from General Fund	Revenue	\$ 200,000.00	
190	3495	8866	570493	CIP	Expenditure	\$ 1,052,801.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
001	2320	0000	599190	Transfer to State & Federal Funding		\$ 200,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$200,000.00

This Budget Amendment is to recognize the overage for Submerged Rds. project. St. Bernard will recognize Federal Funding (CFDA #20.205 Highway Planning and Construction) and associated expenditures as well as the Parish's 20% match.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
FUND	COST CENTER	PROJECT	LEDGER CODE			INCREASE	DECREASE
061	6200	0090	480392	Donations	Revenue	\$ 17,000.00	
061	6200	0090	510429	Entertainment & Promotion	Expense	\$ 17,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to allow the Tourism Department to use \$17,000 of donated funds to pay for expenditures related to St. Bernard Day at the Capitol.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
FUND	COST CENTER	PROJECT	LEDGER CODE			INCREASE	DECREASE
190	3500	0000	430509	State Reimb-LGAP	Revenue	\$ 31,315.50	
190	3500	0000	570480	Equipment Purchase-Small	Expense	\$ 31,315.50	
001	2317	0000	430509	State Reimb-LGAP	Revenue	\$ 9,056.00	
001	2317	0000	560104	Computer Equipment	Expense	\$ 9,056.00	
				391000	Net Effect on Fund Balance	\$0.00	\$0.00

This Budget Amendment is to add new fully reimbursable State LGAP grant revenues and expenditures to the IT and OEP Departments.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 45,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$45,000.00

This Budget Amendment is to contract for a conceptual evaluation of improvements necessary to divert a portion of the Munster WWTP effluent to a wetland discharge.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 100,000.00	
				391000	Net Effect on Fund Balance	\$0.00	\$100,000.00

This Budget Amendment is to contract to provide a model for the complete distribution system.

G/L ACCOUNT CODE				ACCOUNT TITLE		ENTRY AMOUNT	
Fund	Cost Center	Project	Ledger Code			Increase	Decrease
400	4310	0000	535448	Professional Services	Expenditure	\$ 61,500.00	
				391000	Net Effect on Fund Balance	\$0.00	\$61,500.00

This Budget Amendment is to contract to provide services to evaluate discharge of Riverbend Oxidation Pond and Munster WWTP.

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, MAY 17, 2016 AT THREE (3:00) 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 MAY 3, 2016 COUNCIL MEETING:

Summary No. 3375

Introduced by: Administration on 5/3/16

AN ORDINANCE TO **AMEND ORDINANCE SBPC #1713-12-15**, AN ORDINANCE TO ADOPT THE 2016 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 2016 is hereby amended 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.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

**EXHIBIT “A”
SUMMARY NO. 3374**

Chapter 22 - Zoning
Section 6 - Commercial and Industrial Zoning Districts
Subsection 4 - Permitted Uses in Business and Industrial Districts

Section 22-6-4. *Permitted uses in business and industrial districts.* The following table identifies those uses permitted by zoning district. All business and industrial uses, developments, and new construction, except for minor changes in use, require site plan approval by the commission, subject to the site development standards of section 22-6-7. Any use not expressly permitted by the commission shall be prohibited unless the commission determines that a use fits into the established use groups. In addition, the commission has the right to determine if any use meets the intent of the regulations.

Retail and Service Uses	RO	A-1	C-1	C-2	C-3	I-1	I-2	SA	SBV
<u>Reception Facility</u>		<u>P</u>	<u>P</u>	<u>P</u>				<u>P</u>	<u>P</u>
Agriculture and Residential Uses	RO	A-1	C-1	C-2	C-3	I-1	I-2	SA	SBV
<u>Garden, Community or Private (13)</u>		<u>P</u>	<u>P</u>	<u>P</u>				<u>P</u>	<u>P</u>

(13) Garden, Community or Private are subject to the following development standards:

- (a) All district bulk and area requirements shall be observed;**
- (b) Designated setbacks shall be landscaped;**
- (c) Open, wooden fencing shall encompass the site’s perimeter, subject to district requirements. An ingress/egress gate shall be placed adjacent to the front property line;**
- (d) Accessory structure(s) and utilities may be utilized in support of this use;**
- (e) Signage demarcating responsible parties and contact information shall be placed adjacent to the front property line of the site;**
- (f) Keeping of livestock, including large animals and fowl, is prohibited;**
- (i) Off-street parking requirements shall be exempted;**
- (j) Operations and Maintenance Plan that includes 24/7 point of contact information for the responsible party;**
- (k) All Public projects shall be exempt for these provisions subject to: Section 5-21 – Exemption of government buildings and lands.**

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, MAY 17, 2016 AT THREE (3:00) 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 MAY 3, 2016 COUNCIL MEETING:

Summary No. 3374

Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16

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

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 6; Commercial and Industrial Zoning Districts, Subsection 4; Permitted uses in business and industrial districts as per attached in 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 this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Kerri Callais

KERRI CALLAIS
COUNCIL CHAIR

EXHIBIT “A”
SUMMARY NO. 3378

Chapter 22 - Zoning
Section 5 - Residential Zoning Districts
Subsection 4 - Permitted Uses in Residential Areas

Section 22-5-4. *Permitted uses in residential districts.* The following table identifies those uses that are permitted as of right and those permitted by conditional use permit in agricultural and residential zoning districts:

USE	R-1	R-2	R-3	R-1(M)	R-4
<u>Garden, Community or Private (4)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Parks and Playgrounds (4)</u>	P	P	P	P	P

Section 22-5-4.1. *Notes to permitted uses in residential districts.*

(4) Garden, Community or Private and Parks and Playgrounds are subject to the following development standards:

- (a) All residential district bulk and area requirements shall be observed;**
- (b) Designated setbacks shall be landscaped;**
- (c) Open, wooden fencing shall encompass the site’s perimeter, subject to district requirements. An ingress/egress gate shall be placed adjacent to the front property line;**
- (d) Accessory structure(s) and utilities may be utilized in support of this use;**
- (e) Signage demarcating responsible parties and contact information shall be placed adjacent to the front property line of the site;**
- (f) Keeping of livestock, including large animals and fowl, is prohibited;**
- (g) Onsite food preparation and processing is prohibited;**
- (h) Onsite retail sales are prohibited;**
- (i) Off-street parking requirements shall be exempted;**
- (j) Operations and Maintenance Plan that includes 24/7 point of contact information for the responsible party;**
- (k) All Public projects shall be exempt for these provisions subject to: Section 5-21 – Exemption of government buildings and lands.**

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, MAY 17, 2016 AT THREE (3:00) 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 MAY 3, 2016 COUNCIL MEETING:

Summary No. 3378

Planning Commission recommended **APPROVAL** on 4/26/16
Introduced by: Administration on 5/3/16

AN ORDINANCE TO AMEND CHAPTER 22; ZONING, SECTION 5; RESIDENTIAL ZONING DISTRICTS, SUBSECTION 4 PERMITTED USES IN RESIDENTIAL AREAS IN THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish does hereby amend Chapter 22; Zoning, Section 5; Residential zoning districts, Subsection 4 Permitted uses in residential areas as per attached in 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 this Ordinance with the invalid portions omitted.

BY DIRECTION OF
Kerri Callais
KERRI CALLAIS
COUNCIL CHAIR

#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, MAY 17, 2016 AT THREE O'CLOCK P.M.

On motion of Mr. xxxxx, seconded by Mr. xxxxx, it was moved to approve the minutes from the May 3, 2016 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, May 13, 2016.

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

YEAS:

NAYS:

ABSENT:

The Chairman, Ms. Callais, cast his vote as **XXX**.

And the motion was declared **adopted** on the 17th day of May, 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, May 17, 2016.

Witness my hand and the seal of the Parish of St. Bernard on this 17th day of May, 2016.

ROXANNE ADAMS
CLERK OF COUNCIL