

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

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

(504) 278-4228

(504) 278-4209 (fax)

Posted 1/27/22

Tuesday, February 1, 2022

7:00 p.m.

Council Chambers

Page 1 of 4

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

---

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

## APPROVAL OF MINUTES

1. Motion to approve the minutes from the January 18, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, January 28, 2022. (Council Chair)

## RECOGNITION

2. Motion to recognize Michael Williamson, Chief Executive Officer of United Way of Southeast Louisiana, to discuss United Way's St. Bernard Parish Campaign. (Administration)
3. Councilmember's for a District Update
4. **Guy McInnis**, President's Report
5. Recognize the Public

## PUBLIC HEARINGS

6. **Summary No. 3984**  
Introduced by: Councilmember Moran on 12/21/21  
Planning Commission recommended **APPROVAL** on 1/25/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS, SUB-SECTION 22-7-2, PLANTING, MAINTENANCE, AND REMOVAL OF TREES ON PUBLIC LAND; SUB-SUBSECTION 22-7-2.10, ENFORCEMENT, PENALTY, AND APPEALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

## RESOLUTIONS

7. Adopt **Resolution SBPC #2207-02-22**, approving permits as recommended by the Alcohol Beverage and Bingo Department: (Administration)  
**Beer and/or Liquor Permit(s)**
  1. Jaber and Son's, Inc., dba Quick Check #6 – 5815 E. Judge Perez Drive, Violet, LA 70092. Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
  2. Old Arabi Café, LLC., dba Arabi Poboy – 650 Friscoville Ave., Arabi, LA 70032. Owner(s): Larry and Luann Landry. **(Renewal) (Beer and Liquor)**
  3. Par 3 Restaurant, LLC., dba Par 3 Restaurant 1530 E. Judge Perez Drive, Chalmette, La. 70043 Owner(s): Dorothy Z. LaBrosse **(Renewal) (Beer and Liquor)**

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

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

(504) 278-4228

(504) 278-4209 (fax)

Posted 1/27/22

Tuesday, February 1, 2022

7:00 p.m.

Council Chambers

Page 2 of 4

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

---

4. The Palms Casino & Truck Stop, Inc., dba The Palms Casino – 8001-C W. St. Bernard Hwy., Arabi, LA 70032. Owner(s): Charles L. Bienvenu. **(Renewal) (Beer and Liquor)**
  5. The Palms Casino & Truck Stop, Inc., dba The Palms Truck Stop – 8001-A, W. St. Bernard Hwy., Arabi, LA 70032. Owner(s): Charles L. Bienvenu. **(Renewal) (Beer and Liquor)**
  6. QC Discount, LLC., dba Meraux Food Store – 2004 Paris Road, Chalmette, LA 70043  
Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
  7. QC Discount, LLC., dba QC Discount – 4725 East Judge Perez Drive, Violet, LA 70092.  
Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
  8. QC Pit Lane, LLC., dba QC Pit Lane – 3225 E. Judge Perez Dr., Meraux, LA 70075.  
Member(s): Abdallah A. Jaber & Ahmed Jaber. **(Renewal) (Beer and Liquor)**
  9. Quick Check, Inc., dba Quick Check #4 617 Bayou Road, St. Bernard, LA 70085. Owner(s):  
Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
  10. Trosclair Judge Perez, LLC., dba Save A Lot 8700 W. Judge Perez Drive, Suite 1, Chalmette,  
LA 70043. Member(s): Brandon S. Trosclair **(New) (Beer and Liquor)**
8. Adopt **Resolution SBPC #2208-02-22**, a resolution requesting the Louisiana Legislature to restore the Civil Parish of St. Bernard as a whole entity within a single State Senate District in the 2022 Reapportionment Legislative Session. (Councilmember Lewis)

### ADOPTIONS

9. **Summary No. 3984**

Introduced by: Councilmember Moran on 12/21/21

Planning Commission recommended **APPROVAL** on 1/25/22

Public Hearing held on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS, SUB-SECTION 22-7-2, PLANTING, MAINTENANCE, AND REMOVAL OF TREES ON PUBLIC LAND; SUB-SUBSECTION 22-7-2.10, ENFORCEMENT, PENALTY, AND APPEALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

10. **Summary No. 3985**

Introduced by: Councilmember Moran on 12/21/21

Public Hearing held on 1/4/22

Tabled on 1/4/22 until 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 11, HEALTH AND SANITATION; ARTICLE I, IN GENERAL; SECTION 11-2, ENFORCEMENT OF GRASS CUTTING REQUIREMENTS; VIOLATIONS; PENALTIES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

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

(504) 278-4228

(504) 278-4209 (fax)

Posted 1/27/22

Tuesday, February 1, 2022

7:00 p.m.

Council Chambers

Page 3 of 4

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

---

11. **Summary No. 3986**

Introduced by: Councilmember Moran on 12/21/21

Public Hearing held on 1/4/22

Tabled on 1/4/22 until 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 11, HEALTH AND SANITATION; ARTICLE II, SOLID WASTE DISPOSAL; JUNK; DIVISION 1, GENERALLY; SECTION 11-20, LITTERING GENERALLY AND SECTION 11-34, EVICTIONS; PLACEMENT OF ABANDONED PROPERTY OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

12. **Summary No. 3987**

Introduced by: Councilmember McCloskey on 12/21/21

Public Hearing held on 1/18/22

Tabled on 1/18/22 until 2/1/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2172-06-19**, AN ORDINANCE OUTLINING GROUP HEALTH, LIFE AND DENTAL INSURANCE BENEFITS FOR ELIGIBLE EMPLOYEES AND RETIREES OF THE ST. BERNARD PARISH GOVERNMENT.

## INTRODUCTIONS

13. **Summary No. 3990**

Introduced by: Councilmember Lewis on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 3, ALCOHOLIC BEVERAGES; SECTION 3-16, SPECIFIC QUALIFICATIONS OF APPLICANTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

14. **Summary No. 3991**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 5, BUILDINGS; CONSTRUCTION AND RELATED ACTIVITIES; ARTICLE I, IN GENERAL; SECTION 5-28, CONSTRUCTION OF MULTIPLE TWO-FAMILY DWELLINGS ON THE SAME LOT OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

15. **Summary No. 3992**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO **AMEND** ORDINANCE SBPC #2387-12-21, AN ORDINANCE DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS TO BE AUCTIONED.

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

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

(504) 278-4228

(504) 278-4209 (fax)

Posted 1/27/22

Tuesday, February 1, 2022

7:00 p.m.

Council Chambers

Page 4 of 4

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

---

### 16. **Summary No. 3993**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

### OTHER MATTERS

17. Motion to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for December, 2021.
18. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.

### EXECUTIVE SESSION

19. Motion to enter into Executive Session to discuss claims asserted against St. Bernard Parish Government by Francine Smythe in Civil No. 20-0158. Div. "D", 34<sup>th</sup> Judicial District Court for the Parish of St. Bernard. (Administration)

Next Regular scheduled Council Meeting will be held Tuesday, February 15, 2022 @ 3:00 p.m.

Approved by: *Kerri Callais* Time: 1:15 p.m. Date: 1/27/21

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING HELD ON TUESDAY, JANUARY 18, 2022 AT 3:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, January 18, 2022 at three o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 3:00 p.m. Members present: Council Chair Kerri Callais, Gillis McCloskey, Joshua "Josh" Moran, Howard Luna, Wanda Alcon, Fred Everhardt, Jr., and Richard "Richie" Lewis.

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

Councilmember Callais delivered the invocation and Councilmember Moran led the Pledge of Allegiance.

**#1** On motion of Mr. Lewis, seconded by Mr. McCloskey, it was moved to approve the minutes from the January 4, 2022 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, January 14, 2022.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**#2** On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim January 2022 as "School Board Member Recognition Month" in St. Bernard Parish.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**#3** On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Donnie Bourgeois with the Capital Projects Department for an update.

The report was submitted.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**#4 Councilmember's District Update**

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

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

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

# Minutes of the St. Bernard Parish Council Meeting of January 18, 2022

Page -2-

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**#6 Recognize the Public**

- No one signed up to speak.

**#7 Summary No. 3987**

Introduced by: Councilmember McCloskey on 12/21/21

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2172-06-19**, AN ORDINANCE OUTLINING GROUP HEALTH, LIFE AND DENTAL INSURANCE BENEFITS FOR ELIGIBLE EMPLOYEES AND RETIREES OF THE ST. BERNARD PARISH GOVERNMENT.

**NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM**

**#8 Summary No. 3988**

Introduced by: Administration on 1/4/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

**NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM**

**#9 Summary No. 3989**

Introduced by: Council on 1/4/22

AN ORDINANCE TO **REPEAL AND REPLACE** IN ITS ENTIRETY, ANY AND ALL ORDINANCES PERTAINING TO THE CREATION OF THE HOSPITAL SERVICE DISTRICT IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, DESCRIBING AND DEFINING THE BOUNDARIES THEREOF AND APPOINTING FIVE (5) COMMISSIONERS OF SAID HOSPITAL SERVICE DISTRICT.

**NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM**

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

**RESOLUTION SBPC #2199-01-22**

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

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

1. Kiet Tuan Tang, LLC., dba Keith's Seafood and Po-boys – 3514 Paris Road, Chalmette, LA 70043.  
Owner(s): Kiet Tuan Tang (**Renewal**) (**Beer Only**)

**Special Event(s)**

1. Name of Organization: Louisiana Crawfish Festival  
Address of Organization: 2107 Paris Road Chalmette, La. 70043  
Name of Event: Louisiana Crawfish Festival  
Type of Event: Festival  
Date(s) of Event: March 17<sup>th</sup>-20<sup>th</sup>, 2022  
Time(s) of Event: 17<sup>th</sup>- 2PM -11PM, 18<sup>th</sup>- 2PM -12AM,  
19<sup>th</sup>- 10AM -12AM and 20<sup>th</sup>- 10AM - 11PM  
Contact Person: Terry Gutierrez

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt

**Minutes of the St. Bernard Parish Council Meeting of January 18, 2022**

**Page -3-**

**NAYS:** None

**ABSENT:** None

**ABSTAINED:** Lewis

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

**RESOLUTION SBPC #2200-01-22**

A RESOLUTION TO APPOINT MEMBERS TO THE ST. BERNARD PARISH HOSPITAL SERVICE DISTRICT.

On motion of Mr. McCloskey, seconded by Ms. Alcon, it was moved to appoint Katie Dysart and Raymond Ducote to the Hospital Service District with expirations in January 2027.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

**RESOLUTION SBPC #2201-01-22**

A RESOLUTION AUTHORIZING AN APPLICATION FOR THE T-MOBILE HOMETOWN GRANTS PROGRAM.

Discussion ensued;

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

**RESOLUTION SBPC #2202-01-22**

A RESOLUTION CANCELING AN ELECTION CALLED BY A RESOLUTION ADOPTED ON DECEMBER 7, 2021, TO AUTHORIZE THE LEVY OF A SPECIAL TAX IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

# Minutes of the St. Bernard Parish Council Meeting of January 18, 2022

## Page -4-

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

### RESOLUTION SBPC #2203-01-22

A RESOLUTION APPOINTING A NEW MEMBER TO THE REGIONAL PLANNING COMMISSION.

On motion of Mr. Lewis, seconded by Mrs. Alcon, it was moved to appoint Ray Lauga Jr. to the Regional Planning Commission.

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

**YEAS:** McCloskey, Moran, Alcon, Everhardt, Lewis

**NAYS:** Luna

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

### RESOLUTION SBPC #2204-01-22

A RESOLUTION TO APPOINT A MEMBER TO THE ST. BERNARD PARISH LIBRARY BOARD.

On motion of Mrs. Alcon, seconded by Ms. Callais, it was moved to reappoint Rebecca Livaudais to the Library Board with an expiration in January 2024.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

### RESOLUTION SBPC #2205-01-22

A RESOLUTION ENDORSING LYNN OAKS SCHOOL PARTICIPATION IN THE LA ENTERPRISE ZONE PROGRAM ADVANCE NOTIFICATION #20210511-EZ.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

### RESOLUTION SBPC #2206-01-22

A RESOLUTION RESPECTFULLY REQUESTING THE LOUISIANA STATE LEGISLATURES AND FEDERAL DELEGATION FUND A INFRASTRUCTURE PROJECT USING THE FUNDS ASSOCIATED WITH LOUISIANA'S PORTION OF THE FEDERAL INFRASTRUCTURE BILL.



# Minutes of the St. Bernard Parish Council Meeting of January 18, 2022

## Page -5-

Discussion ensued;

Councilmember Luna made a motion to amend the last Whereas to add "Port of New Orleans Terminal".

This amendment died due to lack of a second.

Discussion ensued on the resolution as originally submitted.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

### **Summary No. 3987**

Introduced by: Councilmember McCloskey on 12/21/21

Public Hearing held on 1/18/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2172-06-19**, AN ORDINANCE OUTLINING GROUP HEALTH, LIFE AND DENTAL INSURANCE BENEFITS FOR ELIGIBLE EMPLOYEES AND RETIREES OF THE ST. BERNARD PARISH GOVERNMENT.

On motion of Mr. McCloskey, seconded by Mr. Lewis, it was moved to **table** Summary No. 3987 until the February 1, 2022 Council Meeting.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

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

### **ORDINANCE SBPC #2407-01-22**

### **Summary No. 3988**

Introduced by: Administration on 1/4/22

Public Hearing held on 1/18/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**Minutes of the St. Bernard Parish Council Meeting of January 18, 2022**

**Page -6-**

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

**ORDINANCE SBPC #2408-01-22**

**Summary No. 3989**

Introduced by: Council on 1/4/22

Public Hearing held on 1/18/22

AN ORDINANCE TO **REPEAL** AND **REPLACE** IN ITS ENTIRETY, ANY AND ALL ORDINANCES PERTAINING TO THE CREATION OF THE HOSPITAL SERVICE DISTRICT IN THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, DESCRIBING AND DEFINING THE BOUNDARIES THEREOF AND APPOINTING FIVE (5) COMMISSIONERS OF SAID HOSPITAL SERVICE DISTRICT.

Discussion ensued;

It was entered into the official record that Mr. Lewis sponsored this item.

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

**YEAS:** McCloskey, Moran, Luna, Alcon, Everhardt, Lewis

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

**#33 Coastal Zone Advisory Committee**

Discussion ensued;

No official action taken.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 4:26 p.m. on the 18<sup>th</sup> day of January, 2022.

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

*Roxanne Adams*

ROXANNE ADAMS  
CLERK OF COUNCIL

*Kerri Callais*

KERRI CALLAIS  
COUNCIL CHAIR

## PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **TUESDAY, FEBRUARY 1, 2022 SEVEN (7:00) O'CLOCK P.M.** AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE DECEMBER 21, 2021 COUNCIL MEETING:

### **Summary No. 3984**

Introduced by: Councilmember Moran on 12/21/21

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS, SUB-SECTION 22-7-2, PLANTING, MAINTENANCE, AND REMOVAL OF TREES ON PUBLIC LAND; SUB-SUBSECTION 22-7-2.10, ENFORCEMENT, PENALTY, AND APPEALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that chapter 22, zoning; section 22-7, site development standards, sub-section 22-7-2, planting, maintenance, and removal of trees on public land; sub-subsection 22-7-2.10, enforcement, penalty, and appeals of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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

BY DIRECTION OF

*Richard "Richie" Lewis*

RICHARD "RICHIE" LEWIS  
COUNCIL CHAIR

**Exhibit "A"**  
**Summary No. 3984**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 22 – Zoning.**

**Section 22-7. – Site Development Standards.**

**Subsection 22-7-2. – Planting, maintenance and removal of trees on public land.**

**Sub-SubSection 22-7-2.10. – Enforcement, penalty and appeals.**

Sec. 22-7-2.10. – Enforcement, penalty and appeals.

The director of the department of community development shall be the enforcement agent of this Section article, and any person, firm, or corporation violating or failing to comply with any of the provisions of this Section article, shall be guilty of a misdemeanor. Upon a finding of violation conviction thereof of this Section, the offending party shall be fined a sum no less than one hundred (\$100.00) dollars, nor more than five hundred (\$500) two thousand (\$2,000.00) dollars ~~or may be imprisoned for a term not exceeding thirty (30) days, or both~~. Each day an offending party is found to be in violation of this Section shall constitute a separate offense for which the above-referenced fines shall be assessed ~~after a violation has been documented shall constitute a separate violation.~~

**#7**

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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

**RESOLUTION SBPC #2207-02-22**

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

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

1. Jaber and Son's, Inc., dba Quick Check #6 – 5815 E. Judge Perez Drive, Violet, LA 70092. Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
2. Old Arabi Café, LLC., dba Arabi Poboy – 650 Friscoville Ave., Arabi, LA 70032. Owner(s): Larry and Luann Landry. **(Renewal) (Beer and Liquor)**
3. Par 3 Restaurant, LLC., dba Par 3 Restaurant 1530 E. Judge Perez Drive, Chalmette, La. 70043 Owner(s): Dorothy Z. LaBrosse **(Renewal) (Beer and Liquor)**
4. The Palms Casino & Truck Stop, Inc., dba The Palms Casino – 8001-C W. St. Bernard Hwy., Arabi, LA 70032. Owner(s): Charles L. Bienvenu. **(Renewal) (Beer and Liquor)**
5. The Palms Casino & Truck Stop, Inc., dba The Palms Truck Stop – 8001-A, W. St. Bernard Hwy., Arabi, LA 70032. Owner(s): Charles L. Bienvenu. **(Renewal) (Beer and Liquor)**
6. QC Discount, LLC., dba Meraux Food Store – 2004 Paris Road, Chalmette, LA 70043 Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
7. QC Discount, LLC., dba QC Discount – 4725 East Judge Perez Drive, Violet, LA 70092. Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**

Page -2-  
Extract #7 continued  
February 1, 2022

8. QC Pit Lane, LLC., dba QC Pit Lane – 3225 E. Judge Perez Dr., Meraux, LA 70075. Member(s): Abdallah A. Jaber & Ahmed Jaber. **(Renewal) (Beer and Liquor)**
9. Quick Check, Inc., dba Quick Check #4 617 Bayou Road, St. Bernard, LA 70085. Owner(s): Abdallah A. Jaber. **(Renewal) (Beer and Liquor)**
10. Trosclair Judge Perez, LLC., dba Save A Lot 8700 W. Judge Perez Drive, Suite 1, Chalmette, LA 70043. Member(s): Brandon S. Trosclair **(New) (Beer and Liquor)**

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

**YEAS:**

**NAYS:**

**ABSENT:**

**ABSTAINED:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

Page -3-  
Extract #7 continued  
February 1, 2022

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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**#8**

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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

**RESOLUTION SBPC #2208-02-22**

A RESOLUTION REQUESTING THE LOUISIANA LEGISLATURE TO RESTORE THE CIVIL PARISH OF ST. BERNARD AS A WHOLE ENTITY WITHIN A SINGLE STATE SENATE DISTRICT IN THE 2022 REAPPORTIONMENT LEGISLATIVE SESSION.

**WHEREAS**, St. Bernard Parish had historically been included in a single State Senate District until 2011; and,

**WHEREAS**, without notification of parish leaders St. Bernard was divided into separate Senate Districts dominated by neighboring Parishes; and,

**WHEREAS**, St. Bernard Parish's economic and cultural interests are distinct from those of the majority population of the two Senate Districts that the Parish has been spilt up between.

**NOW, THEREFORE, BE IT RESOLVED**, that the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish, does hereby requests that the Louisiana Legislature restore the Civil Parish of St. Bernard as a whole entity within the Single State Senate District in the 2022 reapportionment Legislative Session.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.



Page -2-  
Extract #8 continued  
February 1, 2022

#### 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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

**Summary No. 3984**

Introduced by: Councilmember Moran on 12/21/21  
Planning Commission recommended **XXX** on 1/25/22  
Public Hearing held on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS, SUB-SECTION 22-7-2, PLANTING, MAINTENANCE, AND REMOVAL OF TREES ON PUBLIC LAND; SUB-SUBSECTION 22-7-2.10, ENFORCEMENT, PENALTY, AND APPEALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that chapter 22, zoning; section 22-7, site development standards, sub-section 22-7-2, planting, maintenance, and removal of trees on public land; sub-subsection 22-7-2.10, enforcement, penalty, and appeals of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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

Page -2-  
Extract #9, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

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

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

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

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

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

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

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

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

**Exhibit "A"**  
**Summary No. 3984**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 22 – Zoning.**

**Section 22-7. – Site Development Standards.**

**Subsection 22-7-2. – Planting, maintenance and removal of trees on public land.**

**Sub-SubSection 22-7-2.10. – Enforcement, penalty and appeals.**

Sec. 22-7-2.10. – Enforcement, penalty and appeals.

The director of the department of community development shall be the enforcement agent of this Section article, and any person, firm, or corporation violating or failing to comply with any of the provisions of this Section article, shall be guilty of a misdemeanor. Upon a finding of violation conviction thereof of this Section, the offending party shall be fined a sum no less than one hundred (\$100.00) dollars, nor more than five hundred (\$500) two thousand (\$2,000.00) dollars ~~or may be imprisoned for a term not exceeding thirty (30) days, or both~~. Each day an offending party is found to be in violation of this Section shall constitute a separate offense for which the above-referenced fines shall be assessed ~~after a violation has been documented shall constitute a separate violation.~~

## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3985**

Introduced by: Councilmember Moran on 12/21/21

Public Hearing held on 1/4/22

Tabled on 1/4/22 until 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 11, HEALTH AND SANITATION; ARTICLE I, IN GENERAL; SECTION 11-2, ENFORCEMENT OF GRASS CUTTING REQUIREMENTS; VIOLATIONS; PENALTIES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that chapter 11, health and sanitation; article i, in general; section 11-2, enforcement of grass cutting requirements; violations; penalties of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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

Page -2-  
Extract #10, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

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

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

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

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

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

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

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

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

**Exhibit "A"**  
**Summary No. 3985**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 11 – Health and Sanitation**

**Article I – In General**

**Section 11-2 – Enforcement of grass cutting requirements; violations; penalties.**

Sec. 11-2. – Enforcement of grass cutting requirements; violations; penalties.

- (i) ~~The bureau of administration adjudication shall have jurisdiction to hear appeals for wrongful assessment of grass liens. The appellant shall follow the rules as defined by the hearing officer.~~ In addition to the remedy provided in subsection (h) hereinabove, upon the failure of any such property owner to pay the charges provided for in this Section, the parish is authorized to record the notice provided in this Section in the mortgage records of St. Bernard Parish. This recordation will act as a lien upon the property which is the basis of the charges assessed pursuant to this Section; and said lien will be in the amount of all assessed fines, charges, and costs.
- (j) A party who asserts that the charges and liens recited hereinabove have been wrongfully assessed may appeal such action to the 34<sup>th</sup> Judicial District Court for the Parish of St. Bernard, State of Louisiana. Any such appeal shall be filed no later than sixty (60) days following the assessment of said charge or creation of said lien.

# #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

## **Summary No. 3986**

Introduced by: Councilmember Moran on 12/21/21

Public Hearing held on 1/4/22

Tabled on 1/4/22 until 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 11, HEALTH AND SANITATION; ARTICLE II, SOLID WASTE DISPOSAL; JUNK; DIVISION 1, GENERALLY; SECTION 11-20, LITTERING GENERALLY AND SECTION 11-34, EVICTIONS; PLACEMENT OF ABANDONED PROPERTY OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that chapter 11, health and sanitation; article ii, solid waste disposal; junk; division 1, generally; section 11-20, littering generally and section 11-34, evictions; placement of abandoned property of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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



Page -2-  
Extract #11, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

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

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

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

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

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

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

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

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

**Exhibit "A"**  
**Summary No. 3986**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 11 – Health and Sanitation**  
**Article II – Solid Waste Disposal; Junk**  
**Division 1. – Generally**  
**Section 11-20. – Littering generally.**

(b) *Definitions.*

*Excessive Litter.* Amounts of material described as "litter" in this subsection that collectively ~~tends to occupy an aggregate~~ ~~occupies a~~ weight greater than ten (10) pounds of twenty (20) pounds or greater. Reference herein to a specific weight is for purposes of example only, and nothing herein shall be interpreted as requiring the parish to weigh litter. Excessive litter specifically includes, including but is not limited to, mattresses, furniture, appliances, electronics, scrap supplies, clothing, garbage, refuse, and other household items. This includes litter generated by tenant evictions, rental clean-outs, property renovations, property vacancies ~~vacation~~, or any other reason, as well as litter left adjacent to dumpsters or on commercial parking lots.

(j) *Excessive Commercial Littering.*

(1) *Generally.* It shall be unlawful for any person, firm, or corporation to dump excessive litter, or permit the dumping of excessive litter, on or adjacent to commercially designated private property owned or leased by the offending party.

(2) *Enforcement.* Upon receipt of a complaint by the Department of Community Development, a notice of violation shall be posted upon the offending property and mailed to the property owner via certified mail. Notification may include any of the following as an alternative to certified mail: posting in the official journal, the official website, or public notice. Said notice shall contain the following: (i) identification of the cost to be assessed should a parish crew or designated contractor be assigned to clean up the property in question and (ii) identification of the additional fines and penalties which may be assessed should a parish crew or designated contractor be assigned to clean up the property in question. If the property owner fails ~~or refuses to take action~~ to correct the noticed violations, ~~as assessed by the department of community development,~~ within forty-eight (48) hours of notification, the property will be scheduled for clean-up by an appropriate parish crew or designated contractor at the property owner's expense. and the owner will become eligible for fines as described below. In addition, the offending party shall be subject to the fines outlined hereinbelow.

(3) ~~Fines Charges to the property owner.~~ In addition to the cost of clean-up, the offending party ~~Notice of violation shall be posted on the property and mailed~~

~~by certified mail to the property owner. If the property owner has not taken steps to correct the violations, as assessed by the department of community development within forty-eight (48) hours of notice, the offending litter will be removed at the property owner's expense. Additionally, the property owner~~ shall be fined five hundred (\$500) dollars, and a one hundred fifty (\$150) dollar administrative fee. For repeated offenses, the fine shall increase incrementally by five hundred (\$500) dollars per offense, with a maximum fine of two thousand (\$2,000) dollars that shall apply to ever additional offense thereafter.

- (4) Additional remedies. Upon failure of the offending party to pay any of the charges or fines provided for herein, the parish is authorized to have the enumerated charges and/or fines added to the annual ad valorem tax bill of the property involved. In addition, the parish may record the notice in the mortgage records of St. Bernard Parish, which filing shall act as a lien upon the referenced property in the amount of the charges and fines enumerated in the notice.
- (5) Right to appeal. A party who asserts that the charges and/or liens provided for herein have been wrongfully assessed may appeal such action to the 34<sup>th</sup> Judicial District Court for the Parish of St. Bernard, State of Louisiana. Any such appeal shall be filed no later than sixty (60) days following the assessment of said charge or creation of said lien.

---

**Chapter 11 – Health and Sanitation**  
**Article II – Solid Waste Disposal; Junk**  
**Division 1. – Generally**  
**Section 11-34. – Evictions: Placement of abandoned property.**

Section 11-34. – Evictions: Placement of abandoned property.

- (1) *Generally.* After a judgment of eviction (writ of possession) ~~warrant of restitution~~ is executed, the landlord shall dispose of the property of the tenant in compliance with State law. In no event, may any of the tenant's property be placed on public right-of-way or on any public property. Any property removed from the leased premises pursuant to a ~~properly property~~ issued judgment of eviction (writ of possession) ~~warrant of restitution~~ shall be deemed abandoned.
  - a. If the tenant or the tenant's agent is present at the time the judgment of eviction (writ of possession) ~~warrant of restitution~~ is executed, the tenant shall be permitted to salvage and transport the tenant's property removed from the leased premises, ~~after the warrant of restitution is executed~~, for a reasonable period of time, not to exceed twenty-four (24) hours.
- (2) *Enforcement.* Upon receipt of a complaint by the Department of Community Development, a notice of violation shall be posted upon the offending property and mailed to the property owner via certified mail. Notification may include any of the following as an alternative to certified

mail: posting in the official journal, the official website, or public notice. Said notice shall contain the following: (i) identification of the cost to be assessed should a parish crew or designated contractor be assigned to clean up the property in question and (ii) identification of the additional fines and penalties which may be assessed should a parish crew or designated contractor be assigned to clean up the property in question. If the property owner fails ~~or refuses to take action~~ to correct the noticed violations, ~~as assessed by the department of community development,~~ within forty-eight (48) hours of notification, the property will be scheduled for clean-up by an appropriate parish crew or designated contractor at the property owner's expense. ~~the owner will become eligible for fines as described below.~~ In addition, the offending party shall be subject to the fines outlined hereinbelow.

- (3) ~~Fines Charges to the property owner. In addition to the cost of clean-up, the offending party Notice of violation shall be posted on the property and mailed by certified mail to the property owner. If the property owner has not taken steps to correct the violations, as assessed by the department of community development within forty-eight (48) hours of notice, the offending litter will be removed at the property owner's expense. Additionally, the property owner~~ shall be fined five hundred (\$500) dollars, and a one hundred fifty (\$150) dollar administrative fee. For repeated offenses, the fine shall increase incrementally by five hundred (\$500) dollars per offense, with a maximum fine of two thousand (\$2,000) dollars that shall apply to ever additional offense thereafter.
- (4) ~~Additional remedies. Upon failure of the offending party to pay any of the charges or fines provided for herein, the parish is authorized to have the enumerated charges and/or fines added to the annual ad valorem tax bill of the property involved. In addition, the parish may record the notice in the mortgage records of St. Bernard Parish, which filing shall act as a lien upon the referenced property in the amount of the charges and fines enumerated in the notice.~~
- (5) ~~Right to appeal. A party who asserts that the charges and/or liens provided for herein have been wrongfully assessed may appeal such action to the 34<sup>th</sup> Judicial District Court for the Parish of St. Bernard, State of Louisiana. Any such appeal shall be filed no later than sixty (60) days following the assessment of said charge or creation of said lien.~~

## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3987**

Introduced by: Councilmember McCloskey on 12/21/21

Public Hearing held on 1/18/22

Tabled on 1/18/22 until 2/1/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2172-06-19**, AN ORDINANCE OUTLINING GROUP HEALTH, LIFE AND DENTAL INSURANCE BENEFITS FOR ELIGIBLE EMPLOYEES AND RETIREES OF THE ST. BERNARD PARISH GOVERNMENT.

**WHEREAS**, it is the desire of the St. Bernard Parish Council to amend Ordinance SBPC #2172-06-19, "An ordinance outlining group health, life and dental insurance benefits for active employees and retirees of the St. Bernard Parish Government."

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana (The "Parish Council"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (The "Parish"), that:

**SECTION 2.** Retirees. For the purpose of group insurance benefits eligibility, a Retiree of the St. Bernard Parish Government is defined as those Employees of St. Bernard Parish Government, including the St. Bernard Parish Water Division, St. Bernard Parish District Attorney's Office, St. Bernard Parish Registrar of Voters' Office and the St. Bernard Parish Fire Department, who at the time of retirement, meet all of the following criteria:

1. Classified as an active, bona fide employee; and
2. Vested in the retirement system in both age and years of creditable service; and

3. Receiving a check drawn against St. Bernard Parish Government funds in whole or in part as payment of their salary as an active employee or immediately prior to any excused leave of absence; and
4. Enrolled in or eligible for parish sponsored group benefits; and
5. Eligible to begin receiving a pension check from a retirement system listed below.
  - a. Parochial Employees Retirement System, PERS
  - b. Firefighters Retirement Service
  - c. Louisiana District Attorney's Association
  - d. Registrar of Voters Employees' Retirement System;

And in order to be eligible for group insurance benefits as a Retiree, the above are subject to:

1. Employees must be vested for a minimum of 7 years of creditable service in a St. Bernard Parish Government participating retirement system and the 7 creditable years must be served working for the St. Bernard Parish Government; and
2. In the event of a Disability Retirement, the employee must have served the minimum number of creditable years required under the disability guidelines of the participating retirement system working for the St. Bernard Parish Government.

As of the date of the adoption of this Ordinance, all active employees currently contributing to a St. Bernard Parish Government retirement system will be considered "Grandfathered" and eligible for group insurance benefits upon retirement based on age and years of creditable service as outlined in the guidelines of the participating retirement system.

For the purposes of this Ordinance, Library and Work Force Investment Act, "WIA" are not considered retirees of the St. Bernard Parish Government.

**SECTION 3.** Active Employees. For the purpose of group insurance benefits eligibility, an Eligible Employee of the St. Bernard Parish Government is defined as those Employees of St. Bernard Parish Government, including the St. Bernard Parish Water Division, St. Bernard Parish District Attorney's Office, St. Bernard Parish Registrar of Voters' Office and the St. Bernard Parish Fire Department, who are:

Page -3-  
Extract #12, continued  
February 1, 2022

1. Classified as an active, bona fide employee; and
2. Meet the minimum hours of work mandated under Health Care Reform and all other eligibility provisions required by group insurance guidelines; and
3. Receiving a check drawn against St. Bernard Parish Government funds in whole or in part as payment of their salary as an active employee or immediately prior to any excused leave of absence.

For the purposes of this Ordinance, Library and Work Force Investment Act, "WIA" are not considered employees of the St. Bernard Parish Government.

**SECTION 4.** Group Insurance. It is the intent of the St. Bernard Parish Government to provide group health, life and Fire Department dental benefits to Eligible Employees and Retirees. If at some time in the future, the government is unable to afford to obtain these benefits and must either reduce its monetary contribution or cease to provide group health, life or dental benefits, both active and retired employee benefit premium contributions will similarly be reduced or ceased.

The St. Bernard Parish Government may offer one group insurance plan for both active and retired employees, separate group insurance plans for active and retired employees (pre-65 retirees and/or post 65 retirees) or any combination depending on market availability of product and price. Neither type of coverage or benefit contribution is vested.

It is the responsibility of each employee/retiree to apply for benefits. Enrollment is not automatic unless set forth by Health Care Reform. No retroactive benefits will be provided.

St. Bernard Parish Government will not provide Executive Benefits or additional benefits nor make higher premium contributions on behalf of directors, managers or other select individuals.

"COBRA" –The Consolidated Omnibus Budget Reconciliation Act hereafter referred to as "COBRA" will be applied according to federal guidelines for each applicable group plan offered by the St. Bernard Parish Government. The St. Bernard Parish Government will not make any contribution towards the COBRA premium.

**SECTION 5.** Allocation of Premiums. The allocation of health, life and dental premiums are as follows:

**Health Insurance:**

1. St. Bernard Parish Government Employees & Retirees:

- a. Single Coverage - The St. Bernard Parish Government shall pay 100% of the monthly Single coverage insurance premium for Eligible Employees and Retirees who are enrolled in the St. Bernard Parish Government group health insurance program.
- b. Family Coverage – The St. Bernard Parish Government shall pay 40% towards the monthly Dependent cost for Employees and Pre-65 Retirees who elect Family Coverage. The Employee and Pre-65 Retiree shall be responsible for pay 60% of the monthly Dependent cost. (The Dependent cost is determined by subtracting the billed Single premium from the billed Family premium.)
- c. **Combined Coverage- The St. Bernard Parish Government shall pay 100% of the monthly Family coverage insurance premium for members of the same immediate family both employed by or retired through St. Bernard Parish Government who elect to combine coverage under one family coverage plan where eligible. (100% of the monthly single coverage insurance premium afforded one employee or retiree is used to pay the employee funded 60% of the monthly dependent cost of the other employee's or retiree's family coverage election.)**

Post-65 Retirees Family Coverage – The St. Bernard Parish Government shall not contribute towards the cost of the Post-65 Dependent premium.

2. Fire Department Employees & Retirees:

- a. The St. Bernard Parish Government shall pay 70% of the monthly group insurance premium for Eligible Fire Department Employees and Retirees whether Single or Family coverage is elected under the St. Bernard Parish Government group health insurance program.
- b. Fire Department Employees and Retirees shall be responsible for paying 30% of the monthly group insurance premiums whether Single



or Family coverage is elected under the St. Bernard Parish Government group health insurance program.

- a. If the employee's 30% contribution of the monthly group insurance Premium is higher than the Health Care Reform Act, "Affordable" healthcare guideline(s), using the safe harbor method(s) applied by St. Bernard Parish Government, the affected employees' monthly group Insurance premium will be adjusted accordingly as mandated.

**Orphaned Dependents:** "Orphan Dependents" is an insurance industry term that applies if a Retiree is eligible for Medicare and enrolled in the Post-65 group health insurance program but their spouse and/or dependent(s) are not eligible for Medicare. Eligible dependent(s) will be allowed to remain on the group insurance plan offered to the Active Employee and Pre-65 Retirees until such time they cease to be an eligible dependent or become eligible for Medicare. The Retiree shall be responsible for paying the applicable Dependent cost under the group policy(ies) that both the Post-65 Retiree and any Dependents are insured. Dependent coverage is subject to group insurance policy eligibility, guidelines and provisions.

**Allocation of Premium Cap:** Should the group hospitalization insurance premiums increase by more than 25% in a calendar year, the allocation of premiums as stated in this Ordinance shall be revisited.

**Life Insurance:**

Life Insurance is paid at 100% by the St. Bernard Parish Government for:

Active Employees:

- a. \$10,000 minimum coverage on eligible employees; and
- b. \$1,000 for each eligible dependent

Retired Employees:

- a. \$10,000 minimum coverage on eligible retirees.

**Dental Insurance:**

Parish Government Employees and Retirees:

- a. The dental plan offered to eligible employees and retirees will be a voluntary product.
- b. The St. Bernard Parish Government shall have no responsibility to pay

any portion of the group dental insurance premium.

Fire Department Employees and Retirees:

- a. The St. Bernard Parish Government shall be responsible for paying 70% of the monthly group insurance premium for all Eligible Employees and Retirees whether single or family coverage is elected under the group insurance plan
- b. Eligible Employees and Retiree shall be responsible for paying 30% of the monthly group insurance premiums whether single or family coverage is elected under the group insurance plan.

All employee/retiree insurance premiums contributions must remain current and paid up-to-date. Delinquent premiums may result in coverage being cancelled from the last month paid.

**SECTION 6.** Medicare Eligible Retirees. All retirees who are Medicare eligible must elect Medicare Parts A & B, and Part D in certain circumstances, and pay all necessary premiums. Participation in a St. Bernard Parish Government sponsored group medical plan is contingent upon Medicare enrollment. St. Bernard Parish Government does not reimburse the Retiree for any Medicare premiums.

**Non-Eligible Medicare Retirees** – Any Retiree who is not eligible for Medicare will be allowed to stay on the group health plan with the same “in-force” health benefits as active employees subject to group insurance policy eligibility, guidelines and provisions.

**SECTION 7.** Health Care Reform. The enactment of comprehensive health care reform has many implications for employers and employees. St. Bernard Parish Government’s future group coverage decisions for both active and retired employees will be determined by these complex changes to the health care markets and systems. Many decisions regarding Retiree coverage are likely to be influenced by the availability and modifications of Medicare. It is the intent of the St. Bernard Parish Government to maintain our role in providing health insurance for both active and retired employees in accordance with the evolving Patient Protection and Affordable Care Act and its regulations.

**SECTION 8.** Severability. Should any provision of this Ordinance or the application thereof be hereafter held to be invalid or contrary to Health Care Reform or any other federal, state or local law, or any group insurance provisions or guidelines, the invalidity or default shall not affect other provision or application of this Ordinance; and provisions of this Ordinance are hereby declared severable.

Page -7-  
Extract #12, continued  
February 1, 2022

**SECTION 9.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President and beginning January 1, 2015. 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.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

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

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

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

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

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

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

Page -8-  
Extract #12, continued  
February 1, 2022

Returned to Clerk of the Council

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

Received by

\_\_\_\_\_

## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3990**

Introduced by: Councilmember Lewis on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 3, ALCOHOLIC BEVERAGES; SECTION 3-16, SPECIFIC QUALIFICATIONS OF APPLICANTS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that Chapter 3, Alcoholic Beverages; Section 3-16, Specific qualifications of applicants of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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

Page -2-  
Extract #13, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

## 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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**Exhibit "A"**  
**Summary No. 3990**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 3 – Alcoholic Beverages**  
**Section 3-16 – Specific Qualifications of Applicants**

**Sec. 3-16. - Specific qualifications of applicants.**

(a) Applicants under this chapter for parish permits of all kinds shall meet the following qualifications and conditions:

- (1) Is a person of good character and reputation and over eighteen (18) years of age.
- (2) Is a citizen of the United States continuously for a period of not less than one (1) year preceding the date of the filing of the application.
- (3) Is the owner of the premises or has a bona fide **recorded** written lease therefor.  
[Leases will not be required for license renewals.](#)
- (4) Has not been convicted of a felony under the laws of the United States, this state or any other state or country.
- (5) Is not charged or has not been convicted in this or in any other state or by the United States or any other country of soliciting for prostitution, pandering, letting premises for prostitution, contributing to the delinquency of juveniles, keeping a disorderly place, or illegally dealing in narcotics or stolen property.
- (6) Has not had a license or permit to sell or deal in alcoholic beverages, issued by the United States or any state, or by any political subdivision of a state authorized to issue permits or licenses, revoked within three (3) years prior to the application, or been convicted or had a judgment of any court rendered against him/her involving alcoholic beverages by this or any state or by the United States for three (3) years prior to the application.
- (7) Has not been adjudged by the council or convicted by a court of violation of any of the provisions of this chapter.
- (8) If the applicant has been so convicted, the granting of a permit or of a renewal is within the discretion of the council, after receiving complete report and recommendation from the alcohol beverage and bingo department.

(9) All new and renewal applications are to be forwarded to the sheriff's office to verify that the applicant is current in the payment of sales tax to the parish. If the applicant is found to be delinquent in the payment of sales taxes, the application will not be considered until such time as all taxes are current.

(b) If the applicant is a partnership or anyone in a partnership with or financed by another, all members of the partnership or all the persons in any way financially interested in the business shall also possess the qualifications required of an applicant. The application shall state the full names of all partners and persons financially interested and the names of the persons who shall operate the business, and furnish their proper addresses and each shall furnish his/her affidavit, showing his/her qualifications, as required of the applicant.

(c) If the applicant is a corporation, all officers and directors and each stockholder owning in the aggregate more than five (5) per cent of the stock and the person or persons who shall conduct or manage the business shall possess the qualifications required of an applicant, to be shown by the affidavit of each accompanying the application. However, the requirement as to the residence does not apply to officers, directors, and stockholders of a corporation.

(d) If the applicant's business is to be conducted wholly or partly by one or more managers, agents, servants, employees, or other representatives, those persons shall also possess the qualifications required by the applicant, to be shown by the affidavit of each accompanying the application.

(e) If the applicant, or any other person required to have the same qualifications, does not possess the required qualifications, the permit may be denied.



## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3991**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO **AMEND** CHAPTER 5, BUILDINGS; CONSTRUCTION AND RELATED ACTIVITIES; ARTICLE I, IN GENERAL; SECTION 5-28, CONSTRUCTION OF MULTIPLE TWO-FAMILY DWELLINGS ON THE SAME LOT OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby ordain that chapter 5, Buildings; Construction and Related Activities; Article I, In General; Section 5-28, Construction of multiple two-family dwellings on the same lot of the St. Bernard Parish Code of Ordinances is hereby amended as per attached Exhibit "A".

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

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

Page -2-  
Extract #14, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 18<sup>th</sup> day of January, 2022.

## 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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**Exhibit "A"**  
**Summary No. 3991**  
**Ordinance SBPC #XXXX-XX-XX**

**Chapter 5 – Buildings; Construction and Related Activities**

**Article I – In General**

**Section 5-28 – Construction of multiple two-family dwellings on the same lot**

**Section 5-28 – Construction of multiple two-family dwellings on the same lot**

**International Building Code 503.1.2 (Buildings on the same lot) allows for multiple buildings on the same lot to be regulated as either separate or combined buildings. When multiple two-family dwellings on the same lot are permitted by the Comprehensive Zoning Ordinance, the Parish regulates them as separate buildings and the development may be constructed to the standards in the International Residential Code.**

## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3992**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO **AMEND** ORDINANCE SBPC #2387-12-21, AN ORDINANCE DECLARING CERTAIN FORMER LOUISIANA LAND TRUST PROPERTIES TO BE HELD FOR PUBLIC USE AND DECLARING THE REMAINDER OF THE FORMER LOUISIANA LAND TRUST PROPERTIES AS SURPLUS TO BE AUCTIONED.

**WHEREAS** the purpose of this ordinance is to make properties available for public use utilizing former Louisiana Land Trust properties. The St. Bernard Parish Council finds that using former Louisiana Land Trust properties in this way will promote the public health, safety and welfare of the people of St. Bernard Parish in the following ways:

- a. It will promote the comprehensive master plan.
- b. It will promote neighborhood quality of life.
- c. It will make St. Bernard Parish more attractive for former residents to return and for new residents to locate in the parish.

### **ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:**

**SECTION 1.** The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby authorize the St. Bernard Parish Government to hold the former Louisiana Land Trust properties listed in Exhibit "A" for public use as part of the Public Use Program, to be administered by the Department of Community Development.

**SECTION 2.** The St. Bernard Parish Council, as the Governing Authority of the Parish, does hereby declare all other former Louisiana Land Trust properties held in the Parish's inventory as surplus. The properties listed in Exhibit "B" shall be declared surplus and available for auction through the Department of Community Development.

**SECTION 3.** The properties listed in Exhibit "B" will first be made available to adjacent property owners through the Lot Next Door II program. Adjacent property owners must come to the Department of Community Development within thirty (30) days of this Ordinance being introduced to initiate the Lot Next Door process. After thirty (30) days, all properties will be eligible for public auction.

**SECTION 4.** 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 5.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

Page -3-  
Extract #15, continued  
February 1, 2022

## 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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**Summary No. 3992  
Ordinance SBPC #XXXX-XX-XX**

**EXHIBIT "A"**

**\*\* Properties to remain in Public Use \*\***

| <b>ID</b> | <b>Property ID</b> | <b>Address</b>      | <b>District</b> |
|-----------|--------------------|---------------------|-----------------|
| 1         | BER-054080         | 3821 KINGS DR       | A               |
| 2         | BER-061661         | 3813 KINGS DR       | A               |
| 3         | BER-066661         | 8301 HERMITAGE      | A               |
| 4         | BER-067871         | 3800 KINGS DR       | A               |
| 5         | BER-071426         | 3729 KINGS DR       | A               |
| 6         | BER-072880         | 3817 KINGS DR       | A               |
| 7         | BER-090152         | 8537 PRINCE DR      | A               |
| 8         | BER-112544         | 3801 KINGS DR       | A               |
| 9         | BER-155081         | 3809 KINGS DR       | A               |
| 10        | BER-180991         | 3733 KINGS DR       | A               |
| 11        | BER-186509         | 8529 PRINCE DR      | A               |
| 12        | BER-218675         | 3829 KINGS DR       | A               |
| 13        | BER-610392         | 3820 NORWOOD DR     | A               |
| 14        | BER-610410         | 8267 BENJAMIN ST    | A               |
| 15        | BER-620392         | 3828 NORWOOD DR     | A               |
| 16        | BER-006714         | 3900 NORWOOD DR     | A               |
| 17        | BER-049861         | 6900 PATRICIA       | A               |
| 18        | BER-069731         | 1914 ALEXANDER AVE  | A               |
| 19        | BER-070713         | 1049 COUGAR DR      | A               |
| 20        | BER-075271         | 1918 ALEXANDER AVE  | A               |
| 21        | BER-085163         | 7304 PATRICIA ST    | A               |
| 22        | BER-400332         | 913 COUGAR DR       | A               |
| 23        | BER-610333         | 921 COUGAR DR       | A               |
| 24        | BER-620333         | 1001 COUGAR DR      | A               |
| 25        | BER-029586         | 1920 ALEXANDER AVE  | A               |
| 26        | BER-025448         | 3825 KINGS DR       | A               |
| 27        | BER-040047         | 3809 EVANGELINE     | A               |
| 28        | BER-186431         | 7305 PATRICIA       | A               |
| 29        | BER-020623         | 8541 PRINCE         | A               |
| 30        | BER-026976         | 8533 PRINCE         | A               |
| 31        | BER-177829         | 1916 ALEXANDER      | A               |
| 32        | BER-400358         | 305 NORTON          | A               |
| 33        | BER-066758         | 1736 SCHNELL        | A               |
| 34        | BER-013699         | 508 E. JOSEPHINE ST | B               |
| 35        | BER-060758         | 3105 ROSETTA        | B               |
| 36        | BER-046452         | 3008 GALLO DR       | C               |
| 37        | BER-620530         | 3912 GALLO DR       | C               |

**Summary No. 3992**  
**Ordinance SBPC #XXXX-XX-XX**

|    |            |                  |   |
|----|------------|------------------|---|
| 38 | BER-027095 | 3412 BARTOLO DR  | C |
| 39 | BER-054913 | 2912 GALLO DR    | C |
| 40 | BER-056143 | 3100 GALLO DR    | C |
| 41 | BER-058726 | 3736 GALLO DR    | C |
| 42 | BER-058996 | 3413 BARTOLO DR  | C |
| 43 | BER-066428 | 3908 VOLPE DR    | C |
| 44 | BER-089811 | 3016 GALLO DR    | C |
| 45 | BER-091956 | 3108 VOLPE DR    | C |
| 46 | BER-092735 | 3924 VOLPE DR    | C |
| 47 | BER-128641 | 3116 CHALONA DR  | C |
| 48 | BER-400093 | 3412 CAMPAGNA    | C |
| 49 | BER-129094 | 3724 MUMPHREY RD | C |
| 50 | BER-131743 | 3916 VOLPE DR    | C |
| 51 | BER-139299 | 3000 GALLO DR    | C |
| 52 | BER-019305 | 2205 LENA        | C |
| 53 | BER-400090 | 3108 MUMPHREY RD | C |
| 54 | BER-005319 | 3212 GALLO DR    | C |
| 55 | BER-400524 | 3304 GALLO DR    | C |
| 56 | BER-027095 | 3412 GALLO DR    | C |
| 57 | BER-206065 | 3729 GALLO DR    | C |
| 58 | BER-400528 | 3804 GALLO DR    | C |
| 59 | BER-610530 | 3904 GALLO DR    | C |
| 60 | BER-620530 | 3912 GALLO DR    | C |
| 61 | BER-400531 | 3920 GALLO DR    | C |
| 62 | BER-006997 | 3109 VOLPE DR    | C |
| 63 | BER-400606 | 3500 JUDY DR     | C |
| 64 | BER-400605 | 3504 JUDY DR     | C |
| 65 | BER-020623 | 8541 PRINCE      | C |
| 66 | BER-026976 | 8533 PRINCE      | C |
| 67 | BER-030963 | 3920 VOLPE       | C |
| 68 | BER-400495 | 3113 PLAZA DR    | C |
| 69 | BER-060758 | 3105 ROSETTA     | C |
| 70 | BER-400091 | 3213 MUMPHREY RD | C |
| 71 | BER-047372 | 3912 VOLPE DR    | C |
| 72 | BER-400084 | 3608 GALLO       | C |
| 73 | BER-153017 | 3408 MUMPHREY    | C |
| 74 | BER-073442 | 3600 BARTOLO DR  | D |
| 75 | BER-078467 | 3325 BARTOLO DR  | D |
| 76 | BER-085132 | 3518 BARTOLO ST  | D |
| 77 | BER-089685 | 3401 BARTOLO DR  | D |
| 78 | BER-091073 | 3409 MUMPHREY RD | D |



**Summary No. 3992**  
**Ordinance SBPC #XXXX-XX-XX**

|           |                   |                                   |                     |
|-----------|-------------------|-----------------------------------|---------------------|
| 79        | BER-095605        | 3419 BARTOLO DR                   | D                   |
| 80        | BER-109817        | 3500 BARTOLO DR                   | D                   |
| 81        | BER-137463        | 3324 BARTOLO DR                   | D                   |
| 82        | BER-143220        | 3318 BARTOLO DR                   | D                   |
| 83        | BER-174652        | 3306 BARTOLO DR                   | D                   |
| 84        | BER-204519        | 3407 BARTOLO DR                   | D                   |
| 85        | BER-039708        | 2824 MUNSTER                      | D                   |
| 86        | BER-039105        | 3301 BARTOLO DR                   | D                   |
| 87        | BER-008652        | 3313 BARTOLO DR                   | D                   |
| 88        | BER-033664        | 3501 BARTOLO DR                   | D                   |
| 89        | BER-032094        | 3525 BARTOLO DR                   | D                   |
| <b>90</b> | <b>BER-015485</b> | <b><del>3613 BARTOLO DR</del></b> | <b><del>D</del></b> |
| 91        | BER-011985        | 3512 BARTOLO DR                   | D                   |
| 92        | BER-007034        | 3418 BARTOLO DR                   | D                   |
| 93        | BER-015124        | 3312 BARTOLO DR                   | D                   |
| 94        | BER-036517        | 3300 BARTOLO DR                   | D                   |
| 95        | BER-004749        | 3307 BARTOLO DR                   | D                   |
| 96        | BER-003577        | 3319 BARTOLO DR                   | D                   |
| 97        | BER-025401        | 3400 BARTOLO DR                   | D                   |
| 98        | BER-013756        | 3406 BARTOLO DR                   | D                   |
| 99        | BER-004643        | 3413 OAK                          | E                   |
| 100       | BER-088838        | 3420 MOSS                         | E                   |

**Summary No. 3992**  
**Ordinance SBPC #XXXX-XX-XX**  
**EXHIBIT "B"**

**\*\* these are properties to be removed from Public Use\*\***

| <b>ID</b> | <b>Property ID</b>       | <b>Address</b>             | <b>District</b> |
|-----------|--------------------------|----------------------------|-----------------|
| 1         | BER-049064               | 3812 NORWOOD DR            | A               |
| 2         | BER-056859               | 4000 JEAN LAFITTE PKWY     | A               |
| 3         | BER-088451               | 4025 EVANGELINE            | A               |
| 4         | BER-125196               | 3801 EVANGELINE            | A               |
| 5         | BER-400391               | 3804 NORWOOD               | A               |
| 6         | BER-400432               | 4024 EVANGELINE            | A               |
| 7         | BER-400435               | 4020 HAMLET PL             | A               |
| 8         | BER-012199               | 4021 EVANGELINE DR         | A               |
| 9         | BER-054182               | 1970 BENJAMIN ST           | A               |
| 10        | BER-085792               | 2100 CENTER ST             | A               |
| 11        | BER-100888               | 2001 BENJAMIN ST           | A               |
| 12        | BER-185614               | 7401 PATRICIA ST           | A               |
| 13        | BER-400344               | 444 COUGAR DR              | A               |
| 14        | BER-400345               | 436 COUGAR DR              | A               |
| 15        | BER-022227               | 2102 CENTER ST             | A               |
| 16        | BER-027059               | 2104 CENTER ST             | A               |
| 17        | BER-040519               | 3736 NORWOOD               | A               |
| 18        | BER-027805               | 4029 EVANGELINE            | A               |
| 19        | BER-009040               | 8283 BENJAMIN ST           | A               |
| 20        | BER-400411               | 8291 BENJAMIN ST           | A               |
| 21        | BER-061726               | 3813-3815 TOURNEFORT ST    | B               |
| 22        | BER-060192               | 804 MAGISTRATE             | C               |
| 23        | BER-012849               | 3845 PLAZA DR              | C               |
| 24        | BER-027500               | 3849 PLAZA DR              | C               |
| 25        | BER-610089               | 3201 VOLPE DR              | C               |
| 26        | BER-610097               | 3500 LENA                  | C               |
| 27        | BER-100720               | 4028 MISTROT DR            | D               |
| 28        | BER-122834               | 2900 BARTOLO               | D               |
| 29        | BER-129908               | 2901 BARTOLO               | D               |
| 30        | BER-039257               | 2901 MUNSTER               | D               |
| 31        | BER-013350               | 2701 ANGELIQUE DR          | D               |
| <b>32</b> | <b><u>BER-015485</u></b> | <b><u>3613 BARTOLO</u></b> | <b><u>D</u></b> |
| 33        | BER-086653               | 2400 RIVERBEND DR          | E               |
| 34        | BER-008696               | 2417 DANIEL DR             | E               |
| 35        | BER-013825               | 2421 DANIEL DR             | E               |

## #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, FEBRUARY 1, 2022 AT SEVEN O'CLOCK P.M.

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

### **Summary No. 3993**

Introduced by: Administration on 2/1/22

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2385-12-21**, AN ORDINANCE TO ADOPT THE 2022 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 2022 is hereby adopted as per attached in Exhibit "A".

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

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

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

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

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

Page -2-  
Extract #16, continued  
February 1, 2022

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

**YEAS:**

**NAYS:**

**ABSENT:**

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

And the motion was declared **adopted** on the 1<sup>st</sup> day of February, 2022.

## 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, February 1, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 1<sup>st</sup> day of February, 2022.

---

ROXANNE ADAMS  
CLERK OF COUNCIL

**St. Bernard Parish Government**  
**Proposed 2022 Budget Amendment 2-15-2022**  
**Summary No. 3993**  
**Ordinance SBPC #XXXX-XX-XX**

| <u>Org</u>                        | <u>Account Code</u><br><u>Object</u> | <u>Project</u> | <u>Account Title</u> | <u>Account Type</u> | <u>Entry Ar</u><br><u>Increase</u> |
|-----------------------------------|--------------------------------------|----------------|----------------------|---------------------|------------------------------------|
| 457 - Bike Paths                  | 420003                               | 8812           | Federal Grants       | Revenue             | \$ 1,062,095                       |
| 457 - Bike Paths                  | 571001                               | 8812           | CIP                  | Expenditure         | 1,062,095                          |
| 457 - Bike Paths                  | 420003                               | 8822           | Federal Grants       | Revenue             | 352,738                            |
| 457 - Bike Paths                  | 571001                               | 8822           | CIP                  | Expenditure         | 352,738                            |
| <i>Net Effect on Fund Balance</i> |                                      |                |                      |                     | <u>\$ -</u>                        |

*To budget for federal matches for the Bike Path projects, Phase 1&2 and Trailheads*