

PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Email: radams@sbpgg.net

(504) 278-4228

(504) 278-4209 (fax)

Posted: 10/12/23

Wednesday, October 18, 2023

3:00 p.m.

Council Chambers

Page 1 of 3

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 Callais
- E. Pledge of Allegiance by Councilmember Luna
- F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes from the September 18, 2023 Board of Review Meeting and the October 3, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, October 13, 2023. (Council Chair)

RECOGNITION

2. Motion to proclaim October 2023 as "Domestic Violence Awareness Month" in St. Bernard Parish. (Councilmember Alcon)
3. Motion to recognize Sam Stines with VDCI for a Mosquito Update. (Councilmember Everhardt)
4. Councilmember's for a District Update.
5. Guy McInnis, President's Report
6. Recognize the Public

PUBLIC HEARINGS

7. **Summary No. 4125**
Introduced by: Councilmember Everhardt on 10/3/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

8. **Summary No. 4126**
Introduced by: Councilmember Everhardt on 10/3/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

9. **Summary No. 4127**
Introduced by: Council on 10/3/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2382-11-21** AUTHORIZING THE ISSUANCE OF TAXABLE HURRICANE RECOVERY BONDS, SERIES 2021, TO PROVIDE FOR THE ADDITIONAL PURPOSE OF EXPENDITURES TO ADDRESS THE SALT WATER INTRUSION THREAT TO THE PARISH WATER SYSTEM; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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RESOLUTIONS

10. Adopt **Resolution SBPC #2333-10-23**, a resolution urging the United States Army Corps of Engineers to close, if possible, any and all crevasses up rivers from the Venice Jump; and otherwise to provide with respect thereto. (Councilmember Callais and Administration)

ADOPTIONS

11. **Summary No. 4106**

Introduced by: Councilmember Everhardt on 8/1/23

Planning Commission recommended **DENIAL** on 8/22/23

Public Hearing held on 9/5/23

Tabled on 9/5/23 until 10/3/23

Tabled on 10/3/23 until 10/18/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-012**, PETITION OF COUNCILMEMBER DISTRICT E FOR A ZONING CHANGE FROM A-1 (RURAL) TO R-1 (SINGLE-FAMILY RESIDENTIAL). PROPERTY LOCATION: LOTS: 1-50 WOODCHASE SUBDIVISION, LOTS 1-13 SQ. I, SIDELENIE PK., LOTS 2A, 3-11, 13-A, 14-20, SQ. F. SIDELENIE PK., LOT 2-E-1, 3E-18E, 19 & 20, SQ. E. SIDELENIE PK. SUB., LOTS: 1-5, 6A, 8A, 9-10, & 11A SQ. B. SIDLENIE PK. SUB., 8A1, 9-11A, 13-A-1, 14A, 16A1, & 17A, SQ. A, SIDLENIE SUB. ST. BERNARD, LA 70085.

12. **Summary No. 4125**

Introduced by: Councilmember Everhardt on 10/3/23

Public Hearing held on 10/18/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

13. **Summary No. 4126**

Introduced by: Councilmember Everhardt on 10/3/23

Public Hearing held on 10/18/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

14. **Summary No. 4127**

Introduced by: Council on 10/3/23

Public Hearing held on 10/18/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2382-11-21** AUTHORIZING THE ISSUANCE OF TAXABLE HURRICANE RECOVERY BONDS, SERIES 2021, TO PROVIDE FOR THE ADDITIONAL PURPOSE OF EXPENDITURES TO ADDRESS THE SALT WATER INTRUSION THREAT TO THE PARISH WATER SYSTEM; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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OTHER MATTERS

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

Next Regular scheduled Council Meeting will be held Tuesday, November 7, 2023 @ 7:00 p.m.

Approved by: *Richard "Richie" Lewis* Time: 12:52 p.m. Date: 10/12/23

#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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes from the September 18, 2023 Board of Review Meeting and the October 3, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, October 13, 2023.

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

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 Wednesday, October 18, 2023.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

OFFICIAL PROCEEDINGS OF THE ST. BERNARD PARISH COUNCIL, SITTING AS A **BOARD OF ASSESSMENT REVIEW** FOR THE PARISH OF ST. BERNARD, STATE OF LOUISIANA ON MONDAY, SEPTEMBER 18, 2023 AT THREE THIRTY P.M. IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA

The St. Bernard Parish Council met as a Board of Assessment Review in the Council Chambers, of the St. Bernard Parish Government Complex, 8201 West Judge Perez Drive, Chalmette, Louisiana on Monday, September 18, 2023 at three thirty p.m. pursuant to notice given to each member and posted in the manner required by law.

The Council Chair convened the Board of Assessment Review Meeting at 3:32 p.m. and directed the Clerk of Council to call the roll.

There were present: Council Chair Richard "Richie" Lewis and Councilmembers Joshua "Josh" Moran, Howard Luna, Wanda Alcon, Fred Everhardt and Kerri Callais.

Members absent: Gillis McCloskey.

Also present was Roxanne Adams who serves as the Official Secretary to the Council and President McInnis was present representing Administration.

Council Chair Mr. Lewis delivered the invocation and led the Pledge of Allegiance.

#1 On motion of Mr. Everhardt, seconded by Ms. Callais, it was moved recognize Jaylynn Bergeron Turner, Assessor, regarding tax assessments.

Ms. Turner stated that the Total Assessed value for 2023 is \$530,838,526 and that her office did not receive any protests. Mrs. Turner also stated that Taxable Assessed value for 2023 is \$456,430,476 as of the date of the Board of Review, Monday, September 18, 2023.

Discussion ensued;

#1a On motion of Ms. Callais, seconded by Mrs. Alcon, it was moved to accept the assessment of \$530,838,526 for the 2023 property assessment valuation as presented by Assessor Jaylynn Bergeron Turner.

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

YEAS: Moran, Luna, Alcon, Everhardt, Callais

NAYS: None

ABSENT: McCloskey

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

And the motion was declared adopted on the 18th day of September, 2023.

There being no further business for discussion, the Chair declared the meeting adjourned at 3:42 p.m. on the 18th day of September, 2023.

Roxanne Adams

ROXANNE ADAMS
CLERK OF COUNCIL

Richard "Richie" Lewis

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING HELD ON TUESDAY, OCTOBER 3, 2023 AT 7:00 P.M.** IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA.

The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, October 3, 2023 at seven o'clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:01 p.m. Members present: Council Chair Richard "Richie" Lewis, Gillis McCloskey, Joshua "Josh" Moran, Howard Luna, Wanda Alcon, Fred Everhardt, Jr., and Kerri Callais.

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

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

Elected Officials present was Jeff Southerland, Justice of the Peace Ward "H".

#1 On motion of Ms. Callais, seconded by Mr. McCloskey, it was moved to approve the minutes from the August 29, 2023 Emergency Council Meeting, August 30, 2023 Special Council Meeting, and September 19, 2023 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, September 29, 2023.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to proclaim October 16-October 20, 2023 as "BPW Week" 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, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#3 Councilmember's District Update

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

#4 President's Report

Discussion ensued.

#5 Recognize the Public

- Alexia Floyd – Chalmette, LA
- Joseph Rexford – Arabi, LA

Council Chair took a Chairman's Privilege to recognize President Guy McInnis.

#6 Summary No. 4121

Introduced by Administration on 9/19/23

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2469-12-22**, AN ORDINANCE TO ADOPT THE 2023 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM

Minutes of the St. Bernard Parish Council Meeting of October 3, 2023

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

RESOLUTION SBPC #2328-10-23

A RESOLUTION OBLIGATING FUNDS TO LAND AND WATER CONSERVATION FUND PROJECT.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

RESOLUTION SBPC #2329-10-23

A RESOLUTION APPROVING THE PLACEMENT OF A THREE WAY STOP SIGN AT THE CORNER OF GOLDEN DRIVE AND EAST JOSEPHINE STREET, CHALMETTE, LA.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

RESOLUTION SBPC #2330-10-23

A RESOLUTION RESPECTFULLY REQUESTING THAT ADMINISTRATION ISSUE A REQUEST FOR INFORMATION (RFI) FROM AN ARCHITECTURAL LANDSCAPING FIRM FOR SCHEMATIC DESIGN AND PLANNING FOR THE VILLAGE SQUARE REVITALIZATION DEVELOPMENT.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

RESOLUTION SBPC #2331-10-23

A RESOLUTION AUTHORIZING PARISH PRESIDENT GUY MCINNIS TO SIGN THE CAFA (CAPITAL AREA FINANCE AUTHORITY) RESOLUTION EVIDENCING PUBLIC APPROVAL OF BONDS PURSUANT TO SECTION 147(F) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

RESOLUTION SBPC #2332-10-23

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE AN AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE ST. BERNARD PARISH MISSISSIPPI RIVER TRAIL – PHASE III (STATE PROJECT NUMBER H.011800).

Discussion ensued;

Deborah Fagan was recognized to speak on this item.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

Council Chair took a Chairman's Privilege to recognize Councilmember McCloskey.

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

Summary No. 4106

Introduced by: Councilmember Everhardt on 8/1/23

Planning Commission recommended **DENIAL** on 8/22/23

Public Hearing held on 9/5/23

Tabled on 9/5/23 until 10/3/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-012**, PETITION OF COUNCILMEMBER DISTRICT E FOR A ZONING CHANGE FROM A-1 (RURAL) TO R-1 (SINGLE-FAMILY RESIDENTIAL). PROPERTY LOCATION: LOTS: 1-50 WOODCHASE SUBDIVISION, LOTS 1-13 SQ. I, SIDELENIE PK., LOTS 2A, 3-11, 13-A, 14-20, SQ. F. SIDELENIE PK., LOT 2-E-1, 3E-18E, 19 & 20, SQ. E. SIDELENIE PK. SUB., LOTS: 1-5, 6A, 8A, 9-10, & 11A SQ. B. SIDLENIE PK. SUB., 8A1, 9-11A, 13-A-1, 14A, 16A1, & 17A, SQ. A, SIDLENIE SUB. ST. BERNARD, LA 70085.

Mike Fernandez Jr., Mike Fernandez Sr., and Wendy West spoke on this item.

On the motion of Mr. Everhardt, seconded by Mr. Luna, it was moved to **amend** Summary No. 4106 to remove 2 lots that Mr. Fernandez owns out of the petition.

Discussion on the proposed amendment;

On motion of Mr. Everhardt, seconded by Ms. Callais, it was moved to withdraw Councilmember Everhardt's amendment.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

On motion of Mr. Moran, seconded by Mr. Everhardt, it was moved to **table** Summary No. 4106 until the October 18, 2023 Council Meeting.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

ORDINANCE SBPC #2529-10-23

Summary No. 4121

Introduced by Administration on 9/19/23

Public Hearing held on 10/3/23

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2469-12-22**, AN ORDINANCE TO ADOPT THE 2023 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, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#14 On motion of Mr. Everhardt, seconded by Mr. McCloskey, it was moved to **adopt** the following **Emergency Ordinance**:

EMERGENCY ORDINANCE SBPC #2527-10-23

Summary No. 4123

Councilmember Everhardt

AN **EMERGENCY ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#15 On motion of Mr. McCloskey, seconded by Mr. Moran, it was moved to **adopt** the following **Emergency Ordinance**:

EMERGENCY ORDINANCE SBPC #2528-10-23

Summary No. 4124

Councilmember Everhardt

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AN **EMERGENCY ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#16 On motion of Mr. Everhardt, seconded by Mr. McCloskey, it was moved to **introduce** the following Ordinance:

Summary No. 4125

Introduced by Councilmember Everhardt on 10/3/23

AN **ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

Summary No. 4126

Introduced by: Councilmember Everhardt on 10/3/23

AN **ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

Summary No. 4127

Introduced by: Council on 10/3/23

AN **ORDINANCE** TO **AMEND ORDINANCE SBPC #2382-11-21** AUTHORIZING THE ISSUANCE OF TAXABLE HURRICANE RECOVERY BONDS, SERIES 2021, TO PROVIDE FOR THE ADDITIONAL PURPOSE OF EXPENDITURES TO ADDRESS THE SALT WATER INTRUSION THREAT TO THE PARISH WATER SYSTEM; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

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Discussion ensued;

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

Summary No. 4128

Planning Commission recommended **DENIAL** on 9/26/23

Introduced by: Administration on 10/3/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-008**, PETITION OF SHELL BEACH PARTNERS LLC FOR A ZONING CHANGE/CONDITIONAL USE FROM A-1 (RURAL DISTRICT) TO I-2 (HEAVY INDUSTRIAL) FOR A PROPOSED NATURAL GAS COMPRESSOR STATION. SITE LOCATION: 1651 FLORISSANT HWY, ST. BERNARD LA 70085.

Discussion ensued;

On motion of the Council Chair, without objection and by unanimous consent, it was moved to **remove** Summary No. 4128 from the agenda.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

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

Summary No. 4129

Introduced by Administration on 10/3/23

AN ORDINANCE TO ADOPT THE 2024 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

The public hearing for Summary No. 4129 will be held on December 5, 2023 at the 7 pm Council Meeting.

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

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

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#21 On motion of the Council Chair, without objection and by unanimous consent, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for August, 2023.

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

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

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NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 3rd day of October, 2023.

#22 Coastal Zone Advisory Committee

No action taken on this item.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 9:29 p.m. on the 3rd day of October, 2023.

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

Richard "Richie" Lewis

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **WEDNESDAY, OCTOBER 18, 2023 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 OCTOBER 3, 2023 COUNCIL MEETING:

Summary No. 4125

Introduced by Councilmember Everhardt on 10/3/23

AN **ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. This ordinance will ensure that administration will dedicate funds in the amount up to \$60,000.00 that is currently in the Fire Capital Fund to Fire Station 11 for repairs to become operational.

WHEREAS, St. Bernard Parish Council is desirous to return Fire Station 11 to a complete and functioning status; and,

WHEREAS, the dedicated funds in the amount up to \$60,000.00 will allow Fire Station 11 to become a habitable, operational, and a functioning station once again.

SECTION 2. This ordinance will dedicate the funds specifically to return Fire Station 11 to a complete and functional status to protect the lives and property of the people of District E.

SECTION 3. 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 4. 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 Lewis

RICHARD LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **WEDNESDAY, OCTOBER 18, 2023 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 OCTOBER 3, 2023 COUNCIL MEETING:

Summary No. 4126

Introduced by: Councilmember Everhardt on 10/3/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. This ordinance will ensure that administration will immediately dedicate \$200,000.00 that is currently in the Fire Capital Fund to Fire Station 12 to allow for immediate renovations; and,

WHEREAS, St. Bernard Parish Council is desirous to return Fire Station 12 to a physical building ready for operations; and,

WHEREAS, the dedicated funds in the amount of \$200,000.00 will allow Fire Station 12 to become a habitable, operational, and a functioning station once again.

SECTION 2. This ordinance will dedicate the funds specifically to renovate and return Fire Station 12 to a physical building ready for immediate operations to protect the lives and property of the people of District E.

SECTION 3. 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 4. 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 Lewis

RICHARD LEWIS
COUNCIL CHAIR

PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON **WEDNESDAY, OCTOBER 18, 2023 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 OCTOBER 3, 2023 COUNCIL MEETING:

Summary No. 4127

Introduced by: Council on 10/3/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2382-11-21** AUTHORIZING THE ISSUANCE OF TAXABLE HURRICANE RECOVERY BONDS, SERIES 2021, TO PROVIDE FOR THE ADDITIONAL PURPOSE OF EXPENDITURES TO ADDRESS THE SALT WATER INTRUSION THREAT TO THE PARISH WATER SYSTEM; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer") has heretofore issued its Taxable Hurricane Recovery Bonds, Series 2021 (the "Bonds") pursuant to Ordinance SBPC #2382-11-21 adopted on November 16, 2021 (the "Bond Ordinance"); and

WHEREAS, the Issuer desires to amend the Bond Ordinance to provide an additional purpose, given emergency circumstances, namely the salt water intrusion threat to the Parish's water system.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish of St. Bernard, State of Louisiana, that:

SECTION 1. Amendment. Subject to State Bond Commission approval, Ordinance SBPC# 2382-11-21 is hereby amended to provide that proceeds of the Bonds may be used for the additional purpose of expenditures to address the salt water intrusion threat to the Parish's water system.

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

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

BY DIRECTION OF

Richard Lewis

RICHARD LEWIS
COUNCIL CHAIR

#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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #2333-10-23

A RESOLUTION URGING THE UNITED STATES ARMY CORPS OF ENGINEERS TO CLOSE, IF POSSIBLE, ANY AND ALL CREVASSES UP RIVERS FROM THE VENICE JUMP; AND OTHERWISE TO PROVIDE WITH RESPECT THERETO.

WHEREAS, low levels in the Mississippi River, due to drought conditions, have allowed saltwater levels to intrude upriver creating a devastating impact on drinking water to communities, public health and the economy along the lower end of the Mississippi River; and

WHEREAS, weather and drought conditions in the future are predicted to continue; and

WHEREAS, over a third of the Mississippi River is being diverted through open crevasses along the Mississippi River above the saltwater wedge. Mardi Gras Pass alone has increased in width from an average of 78.8 feet to 263 feet over the last ten years. Mardi Gras pass and similar breaches are causing a net loss of Mississippi River flow, thus decreasing the river's ability to prevent saltwater intrusion upstream; and

WHEREAS, the parish respectfully requests that the USACE, under the presidential emergency order issued, immediately provide funding and other assistance for the purpose of closing Mardi Gras Pass in accordance with Coastal Use Permit #P20170-122 submitted by Plaquemines Parish Government. Additionally, the parish requests that CPRA suspend all Caernarvon Freshwater Diversion operations for the duration of the saltwater intrusion event.

NOW THEREFORE BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby urge the United States Army Corps of Engineers to close, if possible, any and all crevasses up rivers from the Venice Jump.

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Extract #10 continued
October 18, 2023

BE IT FURTHER RESOLVED, that the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that the Parish employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the St. Bernard Parish Council.

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

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 Wednesday, October 18, 2023.

Witness my hand and the seal
of the Parish of St. Bernard on
this 18th day of October, 2023.

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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4106

Introduced by: Councilmember Everhardt on 8/1/23

Planning Commission recommended **DENIAL** on 8/22/23

Public Hearing held on 9/5/23

Tabled on 9/5/23 until 10/3/23

Tabled on 10/3/23 until 10/18/23

AN ORDINANCE TO APPROVE **DOCKET Z-2023-012**, PETITION OF COUNCILMEMBER DISTRICT E FOR A ZONING CHANGE FROM A-1 (RURAL) TO R-1 (SINGLE-FAMILY RESIDENTIAL). PROPERTY LOCATION: LOTS: 1-50 WOODCHASE SUBDIVISION, LOTS 1-13 SQ. I, SIDELENIE PK., LOTS 2A, 3-11, 13-A, 14-20, SQ. F. SIDELENIE PK., LOT 2-E-1, 3E-18E, 19 & 20, SQ. E. SIDELENIE PK. SUB., LOTS: 1-5, 6A, 8A, 9-10, & 11A SQ. B. SIDLENIE PK. SUB., 8A1, 9-11A, 13-A-1, 14A, 16A1, & 17A, SQ. A, SIDLENIE SUB. ST. BERNARD, LA 70085.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve **Docket Z-2023-012**, petition of Councilmember District E for a zoning change from A-1 (Rural) to R-1 (Single-Family Residential).

PROPERTY LOCATION: LOTS: 1-50 WOODCHASE SUBDIVISION, LOTS 1-13 SQ. I, SIDELENIE PK., LOTS 2A, 3-11, 13-A, 14-20, SQ. F. SIDELENIE PK., LOT 2-E-1, 3E-18E, 19 & 20, SQ. E. SIDELENIE PK. SUB., LOTS: 1-5, 6A, 8A, 9-10, & 11A SQ. B. SIDLENIE PK. SUB., 8A1, 9-11A, 13-A-1, 14A, 16A1, & 17A, SQ. A, SIDLENIE SUB. ST. BERNARD, LA 70085.

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.

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Extract #11, continued
October 18, 2023

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

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Page -3-
Extract #11, continued
October 18, 2023

Returned to Clerk of the Council

Date and Time

Received by

#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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4125

Introduced by Councilmember Everhardt on 10/3/23

Public Hearing held on 10/18/23

AN **ORDINANCE** DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO FIRE STATION 11 FOR REPAIRS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. This ordinance will ensure that administration will dedicate funds in the amount up to \$60,000.00 that is currently in the Fire Capital Fund to Fire Station 11 for repairs to become operational.

WHEREAS, St. Bernard Parish Council is desirous to return Fire Station 11 to a complete and functioning status; and,

WHEREAS, the dedicated funds in the amount up to \$60,000.00 will allow Fire Station 11 to become a habitable, operational, and a functioning station once again.

SECTION 2. This ordinance will dedicate the funds specifically to return Fire Station 11 to a complete and functional status to protect the lives and property of the people of District E.

SECTION 3. 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 4. 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 #12, continued
October 18, 2023

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
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 _____

#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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4126

Introduced by: Councilmember Everhardt on 10/3/23

Public Hearing held on 10/18/23

AN ORDINANCE DIRECTING THE PARISH PRESIDENT TO DEDICATE FUNDS THAT ARE CURRENTLY IN THE FIRE CAPITAL FUND TO RENOVATE AND BRING FIRE STATION 12 TO AN OPERATIONAL AND FUNCTIONAL STATUS IMMEDIATELY.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. This ordinance will ensure that administration will immediately dedicate \$200,000.00 that is currently in the Fire Capital Fund to Fire Station 12 to allow for immediate renovations; and,

WHEREAS, St. Bernard Parish Council is desirous to return Fire Station 12 to a physical building ready for operations; and,

WHEREAS, the dedicated funds in the amount of \$200,000.00 will allow Fire Station 12 to become a habitable, operational, and a functioning station once again.

SECTION 2. This ordinance will dedicate the funds specifically to renovate and return Fire Station 12 to a physical building ready for immediate operations to protect the lives and property of the people of District E.

SECTION 3. 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 4. 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
October 18, 2023

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
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 _____

#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 WEDNESDAY, OCTOBER 18, 2023 AT THREE O'CLOCK P.M.

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

Summary No. 4127

Introduced by: Council on 10/3/23

Public Hearing held on 10/18/23

AN ORDINANCE TO **AMEND ORDINANCE SBPC #2382-11-21** AUTHORIZING THE ISSUANCE OF TAXABLE HURRICANE RECOVERY BONDS, SERIES 2021, TO PROVIDE FOR THE ADDITIONAL PURPOSE OF EXPENDITURES TO ADDRESS THE SALT WATER INTRUSION THREAT TO THE PARISH WATER SYSTEM; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer") has heretofore issued its Taxable Hurricane Recovery Bonds, Series 2021 (the "Bonds") pursuant to Ordinance SBPC #2382-11-21 adopted on November 16, 2021 (the "Bond Ordinance"); and

WHEREAS, the Issuer desires to amend the Bond Ordinance to provide an additional purpose, given emergency circumstances, namely the salt water intrusion threat to the Parish's water system.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish of St. Bernard, State of Louisiana, that:

SECTION 1. Amendment. Subject to State Bond Commission approval, Ordinance SBPC# 2382-11-21 is hereby amended to provide that proceeds of the Bonds may be used for the additional purpose of expenditures to address the salt water intrusion threat to the Parish's water system.

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

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

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

YEAS:

NAYS:

ABSENT:

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

And the motion was declared **adopted** on the 18th day of October, 2023.

ROXANNE ADAMS
CLERK OF COUNCIL

RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President _____
Date and Time

Received by _____

Approved _____ Vetoed _____

Parish President _____
Guy McInnis

Page -3-
Extract #14, continued
October 18, 2023

Returned to Clerk of the Council

Date and Time

Received by
