

OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A **REGULAR MEETING** HELD ON **TUESDAY, FEBRUARY 1, 2022 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, February 1, 2022 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 7:00 p.m. Members present: Council Chair Kerri Callais, Joshua "Josh" Moran, Howard Luna, Fred Everhardt, Jr., and Richard "Richie" Lewis.

Members absent: Councilmember Gillis McCloskey and Wanda Alcon.

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

#1 On motion of Mr. Lewis, seconded by Mr. Moran, it was moved 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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#2 On joint motion of the Council Chair, without objection and by unanimous consent, it was moved to recognize Michael Williamson, Chief Executive Officer of United Way of Southeast Louisiana, to discuss United Way's St. Bernard Parish Campaign.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

Council Chair took a Chairman's Privilege to recognize Steve Price with PD Consultants and Adora Company.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022

Page -2-

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

#3 Councilmember's District Update

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

#4 President's Report

No action taken on this item.

#5 Recognize the Public

- Ken Dufour - Violet, LA

#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.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THIS ITEM

#7 On motion of Mr. Moran, seconded by Mr. Everhardt, 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)**
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)**

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022
Page - 3 -

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

YEAS: Moran, Luna, Everhardt

NAYS: None

ABSENT: McCloskey, Alcon

ABSTAINED: Lewis

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

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

#8 On motion of Mr. Lewis, seconded by Mr. Moran, 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.

Discussion ensued;

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

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

ORDINANCE SBPC #2409-02-22

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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022

Page -4-

#10 On motion of the Mr. Moran, seconded by Mr. Lewis, 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.

On motion of Mr. Luna, seconded by Mr. Lewis, it was moved to amend Summary No. 3985 to change (i) from "~~is authorized to~~" to "shall".

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

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

ORDINANCE SBPC #2410-02-22

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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

And the motion was declared **adopted** on the 1st day of February, 2022

#11 On motion of the Mr. Moran, seconded by Mr. Lewis, 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.

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022
Page -5-

BERNARD PARISH CODE OF ORDINANCES.

On motion of Mr. Luna, seconded by Mr. Lewis, it was moved to amend Summary No. 3986 to change:

Section 11-20. - Littering generally.

(j)(4) Additional remedies. Upon failure of the offending party to pay any of the charges or fines provided for herein, the parish **is authorized shall** 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 shall** 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.

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

(4)Additional remedies. Upon failure of the offending party to pay any of the charges or fines provided for herein, the parish **is authorized shall** 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 shall** 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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

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

ORDINANCE SBPC #2411-02-22

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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022

Page -6-

#12 On motion of the Council Chair, without objection and by unanimous consent, it was moved to **table** the following ordinance until the February 15, 2022 Council Meeting:

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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#13 On motion of the Mr. Lewis, seconded by Mr. Moran, 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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#14 On motion of the Mr. Lewis, seconded by Mr. Everhardt, 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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022
Page -7-

ABSENT: McCloskey, Alcon

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

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

#15 On motion of the Mr. Moran, seconded by Mr. Lewis, 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.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#16 On motion of Mr. Lewis, seconded by Mr. Moran, 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.

Discussion ensued;

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#17 On joint 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 December, 2021.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

Minutes of the St. Bernard Parish Council Meeting of February 1, 2022

Page -8-

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

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

#18 Coastal Zone Advisory Committee

No official action taken.

#19 On motion of the Chair, without objection and by unanimous consent, it was moved enter into Executive Session to discuss claims asserted against St. Bernard Parish Government by Francine Smythe in Civil No. 20-0158. Div. "D", 34th Judicial District Court for the Parish of St. Bernard.
(Administration)

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

On motion of the Chair, without objection and by unanimous consent, it was moved to return to Regular Session.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

#19 On motion of Mr. Lewis, seconded by Mr. Everhardt, it was moved to accept the advice of legal counsel in the matter of the claims asserted against St. Bernard Parish Government by Francine Smythe in Civil No. 20-0158. Div. "D", 34th Judicial District Court for the Parish of St. Bernard.

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

YEAS: Moran, Luna, Everhardt, Lewis

NAYS: None

ABSENT: McCloskey, Alcon

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

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

There being no further business for discussion, the Council Chair declared the meeting adjourned at 8:41 p.m. on the 1st day of February, 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

Callais

ROXANNE ADAMS
CLERK OF COUNCIL

CHAIR

Kerri

KERRI CALLAIS
COUNCIL