

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 3<sup>rd</sup> 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 3<sup>rd</sup> 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.

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## #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**

#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 3<sup>rd</sup> 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 3<sup>rd</sup> 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**.

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And the motion was declared **adopted** on the 3<sup>rd</sup> 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:

**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 3<sup>rd</sup> 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 3<sup>rd</sup> 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

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& 20, SQ. E. SIDLENIE 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

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

And the motion was declared **adopted** on the 3<sup>rd</sup> 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 3<sup>rd</sup> 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 3<sup>rd</sup> 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**

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**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 3<sup>rd</sup> 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

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 3<sup>rd</sup> 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 3<sup>rd</sup> day of October, 2023.

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

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## 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 3<sup>rd</sup> 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.

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 3<sup>rd</sup> 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:

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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 3<sup>rd</sup> 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 3<sup>rd</sup> 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

**NAYS:** None

**ABSENT:** None

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

And the motion was declared **adopted** on the 3<sup>rd</sup> 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 3<sup>rd</sup> 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  
Lewis

ROXANNE ADAMS  
CLERK OF COUNCIL

Richard "Richie"  
Lewis

RICHARD "RICHIE" LEWIS  
COUNCIL CHAIR