

MINUTES OF THE TANGIPAHOA PARISH COUNCIL
September 13, 2021

PUBLIC NOTICE - Notice Is Hereby Given That the Tangipahoa Parish Council Will Meet in **Regular Session** on Monday, September 13, 2021 Immediately Following the Public Hearing Held at 5:30 PM At Tangipahoa Parish Government Building, 206 East Mulberry Street, Amite, Louisiana, contact number (985) 748-3211

PUBLIC HEARING - Notice Is Hereby Given That a Public Hearing Will Be Held by The Tangipahoa Parish Council on Monday, September 13, 2021 at 5:30 PM At Tangipahoa Parish Government Building, 206 East Mulberry Street, Amite, Louisiana, contact number (985) 748-3211, on the following:

T.P. Ordinance No. 21-65- An ordinance to amend and revise Tangipahoa Parish Code of Ordinances Chapter 17- Section 4.3 F (2)- Major residential subdivisions exceeding 20 acres or 50 lots- Incentivization of wetlands preservation

T.P. Ordinance No. 21-66- An ordinance to grant a variance to Tangipahoa Parish Code of Ordinances- Chapter 17- Section 17-5.8 A-Other Improvement Standards for Commercial Property Development, to Tangi East, LLC No. 1 (assessment no. 6231942) and DSLD Homes, LLC (assessment no. 6551084) in Tangipahoa Parish Council District No. 8

of T.P. Ordinance No. 21-67- An ordinance to grant a variance to Tangipahoa Parish Code of Ordinances Chapter 17- Section 17-5.8 (A)- "Other Improvement Standards for Commercial Property Development" and Section 17-5.7 (D) and (E)- "General Commercial Property Development Setbacks and Buffer Areas" for Albany Boat and RV Storage (assessment number 3667502) in Tangipahoa Parish Council District No. 6

No one from the public wished to address any of the foregoing items.

Tangipahoa Parish Council
Tangipahoa Parish Government Building
206 E. Mulberry Street, Amite, LA 70422
Regular Meeting Immediately Following Public Hearing
September 13, 2021

CALL TO ORDER- Meeting was called to order by Mrs. Brigitte Hyde, Chairwoman

INVOCATION- Councilman Lionell Wells

PLEDGE OF ALLEGIANCE (*All Veterans and active military, please render the proper salute*)- Councilman John Ingraffia

ROLL CALL

PRESENT

Councilman Trent Forrest

Councilman John Ingraffia

Councilman Louis Joseph

Councilman Carlo Bruno

Councilman Buddy Ridgel

Councilman Joey Mayeaux

Councilman Lionell Wells

Councilman David Vial

Councilwoman Brigitte Hyde

Councilwoman Kim Coates

CELL PHONES - *Please Mute or Turn Off*

ADOPTION OF MINUTES- Motion made by Councilman Wells, seconded by Councilman Vial adopt the minutes of the regular meeting dated August 23, 2021. Motion passed unanimously.

PUBLIC INPUT - *Anyone Wishing to Address Agenda Items Which Were Not on Public Hearing*- None

PARISH PRESIDENT'S REPORT

1. Approve to Surplus and Sell for Scrap - Asset 2798 Lektriever with Trays Metal Unit- Motion made by Councilman Mayeaux, seconded by Councilman Joseph to surplus the foregoing asset and giving approval for it to be sold for scrap. Roll call vote was as follows:

Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates

Nays: None

Abstain: None

Absent: None

2. Proclamation - National Rail Safety Week- Motion made by Councilman Joseph, seconded by Councilman Vial to proclaim National Rail Safety Week. Roll call vote was as follows:

Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates

Nays: None

Abstain: None

Absent: None

President Miller gave an update on Hurricane Ida recovery efforts. He then had representatives from FEMA, Demco, Entergy Louisiana, and AmWaste present reports with regards to recovery status.

REGULAR BUSINESS

3. Approval for Tax Renewal Election- Tangipahoa Parish Rural Fire Protection District No. 2- Motion made by Councilman Bruno, seconded by Councilman Joseph to give approval for the TPRFPD No. 2 tax renewal election resolution to be placed on the agenda in 30 days. Roll call vote was as follows: Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates

Nays: None

Abstain: None

Absent: None

4. Adoption of T.P. Ordinance No. 21-65- An ordinance to amend and revise Tangipahoa Parish Code of Ordinances Chapter 17- Section 4.3 F (2)- Major residential subdivisions exceeding 20 acres or 50 lots- Incentivization of wetlands preservation- Motion made by Councilman Mayeaux, seconded by Councilman Vial to adopt T.P. Ordinance No. 21-65. Roll call vote was as follows:

Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates

Nays: None

Abstain: None

Absent: None

T.P. Ordinance No. 21-65

An ordinance to revise and amend Tangipahoa Parish Code of Ordinances Chapter 17- Section 4.3 F (2)- Major residential subdivisions exceeding 20 acres or 50 lots- Incentivization of wetlands preservation

BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana that the Tangipahoa Parish Code of Ordinances Chapter 17- Section 17-4.3 F (2) be hereby amended as follows:

Section 17-4.3 Major Subdivision Standards

F. Major Residential Subdivisions Exceeding 20 acres or 50 lots – Incentivization of Wetlands Preservation

2) Lot sizes or density bonus for wetland and floodplain preservation allows for use of minimum and mixed lot sizes or conservation developments per 17.4.3, E. in approved lot density bonus areas in which wetlands have been preserved and traded for smaller lot sizes are allowed for each acre preserved in an acre of acre trade off. "add" These tradeoffs are to apply to "X" and "X-500" areas only. For areas that are considered "density bonus sites", the parish must verify an acre for are trade for preserved wetlands for the density bonus site and that is indicated on the official preliminary and final plat.

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President and all previous ordinances in conflict with said ordinance are hereby repealed.

The above and foregoing ordinance having been duly submitted to the Tangipahoa Parish Council in writing; introduced at a public meeting of the Tangipahoa Parish Council; discussed at the said public hearing; after motion and second was submitted to the official vote of the Tangipahoa Parish Council.

S/Kristen Pecararo, Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council

S/Robby Miller, President
Tangipahoa Parish

5. Adoption of T.P. Ordinance No. 21-66- An ordinance to grant a variance to Tangipahoa Parish Code of Ordinances- Chapter 17- Section 17-5.8 A-Other Improvement Standards for Commercial Property Development, to Tangi East, LLC No. 1 (assessment no. 6231942) and DSLD Homes, LLC (assessment no. 6551084) in Tangipahoa Parish Council District No. 8- Motion made by Councilman Vial, seconded by Councilman Wells to adopt T.P. Ordinance No. 21-66. Roll call vote was as follows: Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates

Nays: None

Abstain: None

Absent: None

T.P. Ordinance No. 21-66

AN ORDINANCE TO GRANT A VARIANCE TO TANGIPAHOA PARISH CODE OF ORDINANCES CHAPTER 17-SECTION 17-5.8 A- "OTHER IMPROVEMENT STANDARDS FOR COMMERCIAL PROPERTY

DEVELOPMENT" FOR TANGI EAST, LLC NO. 1 (ASSESSMENT NO. 6231942) AND DSLD HOMES, LLC (ASSESSMENT NO. 6551084) IN TANGIPAHOA PARISH COUNCIL DISTRICT NO. 8

WHEREAS, Tangipahoa Parish Code of Ordinances Chapter 17-5.8 (A) states that if a commercial development is located on a corner lot where one side fronts onto a parish road and another side front onto a state highway, the entrance and exits must be located onto the state highway; and

WHEREAS, the property owner is requesting a variance to allow the commercial property located at the corner of Highway 445 to access Haven Blvd for safe circulation and access in lieu of direct access off of Highway 445; and

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to Tangi East, LLC No. 1 (assessment no. 6231942) and DSLD Homes, LLC (assessment no. 6551084) to allow the development at the corner of Highway 445 and Haven Blvd to access Haven Blvd for entrance and exit instead of Highway 445;

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

S/Kristen Pecararo, Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council

S/Robby Miller, President
Tangipahoa Parish

6. Adoption of T.P. Ordinance No. 21-67- An ordinance to grant a variance to Tangipahoa Parish Code of Ordinances Chapter 17- Section 17-5.8 (A)- "Other Improvement Standards for Commercial Property Development" and Section 17-5.7 (D) and (E)- "General Commercial Property Development Setbacks and Buffer Areas" for Albany Boat and RV Storage (assessment number 3667502) in Tangipahoa Parish Council District No. 6- Motion made by Councilman Mayeaux, seconded by Councilman Wells to adopt T.P. Ordinance No. 21-67. Roll call vote was as follows:
Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates
Nays: None
Abstain: None
Absent: None

T.P. Ordinance No. 21-67

AN ORDINANCE TO GRANT A VARIANCE TO TANGIPAHOA PARISH CODE OF ORDINANCES CHAPTER 17-SECTION 17-5.8 A- "OTHER IMPROVEMENT STANDARDS FOR COMMERCIAL PROPERTY DEVELOPMENT" AND SECTION 17-5.7 D & E "GENERAL COMMERCIAL PROPERTY DEVELOPMENT SETBACKS AND BUFFER AREAS" FOR ALBANY BOAT AND RV STORAGE (ASSESSMENT NUMBER 3667502) IN TANGIPAHOA PARISH COUNCIL DISTRICT NO. 6

WHEREAS, Tangipahoa Parish Code of Ordinances Chapter 17-5.8 (A) states that if a commercial development is located on a corner lot where one side fronts onto a parish road and another side front onto a state highway, the entrance and exits must be located onto the state highway; and

WHEREAS, Tangipahoa Parish Code of Ordinances Chapter 17-5.7 (D) states that the twenty-five-foot buffer area and eight-foot fence or other approved barrier requirements shall be waived if all adjacent landowners to the required buffer area submit a notarized letter of no objection and (E) states that property frontage shall have a minimum setback of 50 foot from public right-of-way lines. In cases when the right-of-way lines cannot be determined setback line will begin 18 inches behind the backslope of the drainage ditches; and

WHEREAS, the property owner is requesting a variance to allow the commercial property located at the corner of Highway 190 and George Stewart Road to access George Stewart Road in lieu of Highway 190 for exiting only, that a privacy fence only be required around the pond and George Stewart Road exit, and allowing for an exit-only onto George Stewart Road; and

THEREFORE BE IT ORDAINED by the Tangipahoa Parish Council-President Government, governing authority of Tangipahoa Parish, State of Louisiana, that a variance to the Tangipahoa Parish Code of Ordinances, Parish of Tangipahoa, State of Louisiana, be granted to Albany Boat and RV Storage at assessment number 3667502 to allow 10' setbacks from all property lines, only requiring a privacy fence around the pond and the exit on George Stewart Road, and allowing for an exit-only connection to George Stewart Road;

BE IT FURTHER ORDAINED that this ordinance shall become effective immediately upon signature of the Parish President.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Tangipahoa Parish Council, discussed at a public hearing of said Council and was submitted to an official vote of the TPC.

S/Kristen Pecararo, Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council

S/Robby Miller, President
Tangipahoa Parish

7. Introduction of T.P. Ordinance No. 21-68- An ordinance to grant a variance to Tangipahoa Parish Code of Ordinances- Chapter 5- Section 5-28- Location of establishments restricted for Wiseguys Daquiris, LLC at assessment no. 2092506 in Tangipahoa Parish Council District No. 7- Motion made by Councilman Wells, seconded by Councilman Vial to introduce T.P. Ordinance No. 21-68 and set public hearing for Monday, September 27, 2021 at 5:30PM for the purpose of receiving public input on the adoption thereof. Roll call vote was as follows:
Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates
Nays: None
Abstain: None
Absent: None

8. Adoption of T.P. Resolution No. R21-18 -Resolution authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under any of the following FTA programs managed through Louisiana Department of Transportation and Development- Motion made by Councilman Bruno, seconded by Councilman Wells to adopt T.P. Resolution No. R21-18. Roll call vote was as follows:
Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman Hyde, Councilwoman Coates
Nays: None
Abstain: None
Absent: None

T.P. Resolution No. R21-18

Resolution authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under any of the following FTA programs managed through Louisiana Department of Transportation and Development.

- 49 CFR 5311, Formula Grant for Rural Areas
- 49 CFR 5339, Grants for Bus and Bus Facility Program

WHEREAS, the Secretary of Transportation and Development is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provisions by it of the local share of project costs;

WHEREAS, it is required by the Louisiana Department of Transportation and Development in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment, or consultant and other services:

NOW, THEREFORE, BE IT RESOLVED by the Tangipahoa Parish Council-President Government:

1. That the Parish President is authorized to execute and file an application on behalf of the Tangipahoa Parish Council-President Government with the Louisiana Department of Transportation and Development, to aid in the financing of operating and/or capital assistance projects pursuant to FTA transit programs.

2. That the Parish President is authorized to execute and file with such applications an assurance or any other document required by the Louisiana Department of Transportation and Development effectuating the purposes of Title VI of the Civil Rights Act of 1964, as amended.

3. That the Parish President is authorized to furnish such additional information as the Louisiana Department of Transportation and Development may require in connection with the application or financial reimbursement of the project.

4. That the Parish President is authorized to set and execute affirmative minority business policies in connection with the project's procurement needs.

5. That the Parish President is authorized to execute grant contract agreements on behalf of the Tangipahoa Parish Council-President Government with the Louisiana Department of Transportation and Development for aid in the financing of the operating or capital assistance projects.

6. This resolution is applicable for a period of one year unless revoked by the governing body and copy of such revocation shall be furnished to the DOTD.

S/Kristen Pecararo, Clerk
Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman
Tangipahoa Parish Council

S/Robby Miller, President
Tangipahoa Parish

9. Adoption of T.P. Resolution No. R21-19- A Resolution authorizing Tangipahoa Water District, Tangipahoa Parish, Louisiana to proceed with the issuance, sale and delivery of its not to exceed \$11,550,000 Water Revenue Bonds, in one or more series- Motion made by Councilman Bruno, seconded by Councilman Wells to adopt T.P. Resolution No. R21-19. Roll call vote was as follows:
Voting Yea: Councilman Forrest, Councilman Ingraffia, Councilman Joseph, Councilman Bruno, Councilman Ridgel, Councilman Mayeaux, Councilman Wells, Councilman Vial, Councilwoman

Hyde, Councilwoman Coates
Nays: None
Abstain: None
Absent: None

T.P. RESOLUTION NO. R21-19

A Resolution authorizing Tangipahoa Water District, Tangipahoa Parish, Louisiana to proceed with the issuance, sale and delivery of its not to exceed \$11,550,000 Water Revenue Bonds, in one or more series.

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, it is now the desire of the Parish Council, as the governing authority of the Parish of Tangipahoa, State of Louisiana (the "*Parish*") to approve the issuance and delivery of not to exceed \$11,550,000 Water Revenue Bonds, in one or more series (the "*Bonds*"), by Tangipahoa Water District, Tangipahoa Parish, Louisiana (the "*District*"), the proceeds of which will be used by the District to (i) provide funds to construct and acquire improvements and extensions to the waterworks system; (ii) fund a Reserve Fund or purchasing a reserve fund surety, if necessary; and (iii) pay costs of issuance of the Bonds, including the cost of a municipal bond insurance policy, if required.

NOW THEREFORE, BE IT RESOLVED by the Parish Council, as the governing authority of the Parish: SECTION 1. That, in compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, as amended, and La. R.S. 33:1415, and in accordance with the request of the Board of Waterworks Commissioners of the District, the Parish Council approves the issuance and delivery of not to exceed \$11,550,000 Water Revenue Bonds of Tangipahoa Water District, Tangipahoa Parish, Louisiana, in one or more series. The Bonds shall bear interest at a fixed rate or rates not exceeding five percent (5.00%) per annum, shall mature no later than thirty (30) years from the date of issuance thereof, and shall be issued under the authority of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, or such other authority as may be determined by resolution of the District at the time of the issuance of the Bonds.

SECTION 2. The Parish President, the Council Chairman and the Council Clerk are hereby authorized and directed to do any and all things necessary and incidental to carry out the provisions of this Resolution and to assist the District in carrying out its functions in connection with the financing.

S/Kristen Pecararo, Clerk

Tangipahoa Parish Council

S/Brigitte Hyde, Chairwoman

Tangipahoa Parish Council

S/Robby Miller, President

Tangipahoa Parish

BEER, WINE, AND LIQUOR PERMITS- None

LEGAL MATTERS- None

COUNCILMEN'S PRIVILEGES – Councilman Bruno asked for prayers for Natalbany Fire Department Chief Donald Scafidel as he battles with COVID.

Councilman Joseph asked for prayers for the families of former state Representative Steve Pugh as well as former Ponchatoula Fire Chief, Sonny Joiner.

ADJOURN- With no further business appearing, on motion by Councilman Wells, seconded by Councilman Vial, the Tangipahoa Parish Council adjourned.

S/Kristen Pecararo

Clerk

Tangipahoa Parish Council

S/Brigitte Hyde

Chairwoman

Tangipahoa Parish Council