

MINUTES
CITY COUNCIL MEETING
May 12th, 1981
6:30 P.M.

The meeting was called to order by President of the Council, Salvatore A. Caruso. All members were present with the exception of Councilman Martin. Mayor Hart was present.

It was moved by Councilman Hinton, seconded by Councilman Washington, that the Council's Rules of Procedure be suspended for a presentation from the Clean City Committee.

ROLL CALL	7 Years	0 Days	1 Absent	1 Not Voting (Wood)	CARRIED
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Mayor Hart was presented a plaque honoring Slidell as District VI Winner, Category "D", in the Clean City Contest, and a plaque in memory of Joyce Lebo.

It was moved by Councilman Singletary, seconded by Councilwoman Wood, that the following Consent Calendar be adopted. Councilman Barthelemy, seconded by Councilwoman Gallinghouse, offered a substitute motion and moved the adoption of the following Consent Calendar, moved the 201 Sewerage Progress Report to Agenda Item No. 3, Tabled Items, and moved Tabled Items after Agenda Item No. 4, Public Hearings:

CONSENT CALENDAR

1. Approval of April 28th and 30th, 1981 Minutes (Caruso)
2. Proposed Ordinances: (Public Hearing June 9th, 1981)
 - a. Item No. 81-5-316 (Code of Ordinances Amendment--Records and Reports)
 - b. Item No. 81-5-317 (Annual Salary Increase-Mayor)
 - c. Item No. 81-5-318 (Annual Salary Increase-Chief of Police)
 - d. Item No. 81-5-319 (Municipal Police Employees Pay Plan Amendment)
 - e. Item No. 81-5-320 (Declaring Surplus Property)

3. Proposed Resolutions:
 - a. Declaring Historic Places
 - b. Zoning Ordinance Update
 - c. Updated Water Plan

ROLL CALL	8 Years	0 Days	1 Absent	CARRIED
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It was moved by Councilwoman Gallinghouse, seconded by Councilman Hinton, that the Council's Rules of Procedure be suspended in order to discuss Agenda Item No. 9, Mr. Bill Cloud.

ROLL CALL	8 Years	0 Days	1 Absent	CARRIED
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Councilman Martinez expressed concern about the Council participating in a discussion regarding unclassified personnel during a public meeting and questioned how an unclassified employee was pertinent to the Council and if the correct procedure had been used in order to address unclassified personnel matters at this Council meeting (i.e. was a notice required; should the employee discussed be required, requested, or informed to attend). Councilman Caruso asked the City Attorney's opinion on the Council participating in such a discussion to which Mr. Walters stated the Council's purpose was to pass legislation and he did not think the Council should hear anything concerning an unclassified employee's conduct as the Council had no authority in the matter. Councilman Martinez raised a point of order objecting to a public hearing on this matter for reasons he pointed out above in addition to the fact that Mr. Terry Parta, Assistant Chief of Police, had not been notified. Several members felt Mr. Cloud should be allowed to address the Council. Councilman Martinez, seconded by Councilman Washington, called for a vote to override his point of order objecting to a public hearing on an unclassified employee.

ROLL CALL	6 Years	3 Days (Hinton/Wood/Martinez)	CARRIED
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Mr. Bill Cloud, detective with the Sidel Police Department, addressed the Council concerning Mr. Terry Parta, Assistant Chief of Police. Mr. Cloud requested the Council, under Section 2-06 of the Home Rule Charter, to investigate Mr. Parta. Councilman Barthelmy, at this point, interrupted Mr. Cloud's presentation stating this public meeting was not the time to present allegations against Mr. Parta, in addition to the fact that Mr. Parta was not present. It was moved by Councilman Barthelmy, seconded by Councilman Martinez, that Mr. Cloud present to the Chief of Police any allegations that he might have with regard to Mr. Parta and have the Chief of Police forward copies of that document to the Council, and that discussion on the matter be concluded at this time.

ROLL CALL 7 Years 2 Days CARRIED
(Gallinghouse/Singletary)

It was moved by Councilman Singletary, seconded by Councilwoman Wood, that the Council's Rules of Procedure be suspended to consider Agenda Item No. 4b, Item No. 81-4-302, at this time.

ROLL CALL 9 Years 0 Days CARRIED

As advertised, a public hearing was opened in connection with Item No. 81-4-302, a proposed ordinance annexing and zoning 3.64 acres-Broadmoor. Councilwoman Wood explained the proposed ordinance. Mr. Ted Studley, owner of the property, addressed the Council and referred to a package of information he had sent to each Council member on the history of the property since his acquisition. That history is summarized as follows: Mr. Studley states the property was purchased as rural-unrestricted land and no city taxes have ever been levied against it. He states it is the opinion of his counsel that the land is not and has never been included within the city limits of Sidel. Mr. Studley further states that in the autumn of 1979, Mr. Steve Buser, then Building Official, made it known that the city was taking the position that the property might be within the city limits based on Ordinance No. 730, dated February 2, 1965. Mr. Studley states in order to settle the question of whether the property is or is not in the city limits, he decided to ask for his portion of the property to be annexed, and submitted his request for such on Monday, February 16th, 1981, to the Planning and Zoning Commission contingent upon the land being zoned A-9-C Apartment Commercial District. Later the application was changed to a request for A-7 Multi-Family Urban Zoning. On April 1st, 1981, the public hearing was held by the Sidel Planning and Zoning Commission at which time the Planning Commission recommended denial of the request. Mr. Dan Stanley, 105 Hidden Oaks Lane, spoke in favor of the annexation/zoning and several citizens spoke in opposition. As no one else indicated a desire to be heard, the public hearing was closed. It was moved by Councilman Singletary, seconded by Councilwoman Gallinghouse, that the matter be referred to the City Attorney for a definitive opinion on whether the property is or is not inside the city limits and to report to the council at the May 26th, 1981 council meeting.

ROLL CALL 9 Years 0 Days CARRIED

It was moved by Councilman Hinton, seconded by Councilwoman Gallinghouse, that action on bids for light/sound system, sirens, and cages for police cars, and police automobiles for the Police Department be tabled until the end of the meeting.

ROLL CALL 9 Years 0 Days CARRIED

Mayor Hart advised that on Monday, May 4, 1981, at 10:00 P.M., sealed bids were received and opened in his office in the presence of Mrs. Billie Spiers, Mrs. Virginia Roe, Stan Weidman, and himself and the following bids were received for the repair and resurfacing of tennis courts at Salmen Park:

Surfmark, Inc.	\$14,999.00
Jackson, Mississippi	
American Tennis Courts, Inc.	
Metairie, LA	\$12,899.00

Meador Tennis Court Co.
Union, MS

\$17,340.00

Steger Tennis Court Construction
Harahan, LA

\$18,000.00

Mayor Hart explained that prior to bid opening, a telephone telegram was received from Surfmak, Inc. stating "Order to proceed within 45 days - deduct \$3,000 from our bid", and an official mailgram was delivered May 5, 1981. Mayor Hart requested the Council accept the low bid of Surfmak, Inc. (\$14,999.00 less \$3,000, for a total of \$11,999.00), subject to receiving an opinion from the City Attorney stating this procedure was legally permissible. It was moved by Councilman Singletary, seconded by Councilwoman Gallinghouse, acting upon the recommendation of Mayor Hart, that the low bid of Surfmak, Inc. in the amount of \$11,999.00 be accepted for the repair and resurfacing of Salmen Park tennis courts contingent upon a favorable opinion from the City Attorney regarding the legality of the bid in reference to the \$3,000 reduction of the original bid price.

ROLL CALL 8 Years 1 Nays
(Martinez) CARRIED

Mayor Hart advised that on May 8th, 1981, at 10:00 A.M., sealed bids were received and opened in his office in the presence of Mrs. Virginia Roe, Mrs. Billie Spiers, and himself for the sale of surplus property (garbage trucks) and the following bids were received:

Dependable Trash Service	Unit #7	\$2,800.00
Slide11, LA	Unit #95	\$4,075.00
W. G. Blackwell	Unit #7	\$1,755.00
Sun, LA	Unit #7	\$1,730.00

Acting upon the recommendation of Mayor Hart, it was moved by Councilman Singletary, seconded by Councilman Barthelmy, that the bid of Dependable Trash Service for Unit #7 in the amount of \$2,800.00 and Unit #95 in the amount of \$4,075.00, be accepted for the surplus garbage trucks.

ROLL CALL 9 Years 0 Nays CARRIED

Mayor Hart stated he had received a letter from the St. Tammany Parish School Board requesting the Council authorize the Mayor, the City Engineer, the School Board Engineer, and Superintendent Schoen, to accept the low bid meeting specifications on the new water line leading to the new public high school from the water line at Pope John Paul Catholic High School, as bids would be received on May 18th, and the City Council would not meet again until May 26th. It was moved by Councilman Hinton, seconded by Councilman Martinez, to allow Mayor Hart, Carlos Cordon, City Engineer, the School Board Engineer, and Superintendent Schoen, to accept the low bid meeting specifications on the water line to the new public high school as the project was being funded by the School Board.

ROLL CALL 9 Years 0 Nays CARRIED

As advertised, a public hearing was opened in connection with Item No. 81-4-301, a proposed Code of Ordinances amendment regarding social security. Councilman Singletary explained the section was obsolete as the city no longer participated in the social security system. As no one indicated their desire to be heard, the public hearing was closed and Councilman Singletary, seconded by Councilman Hinton, moved the adoption of Ordinance No. 1383.

ROLL CALL 9 Years 0 Nays CARRIED

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As advertised, a public hearing was opened in connection with Item No. 81-4-303, a proposed annexation/zoning of Lots 9-11 and 19-21, Square 3, North End. Councilman Barthelémy explained the proposed ordinance and as no one indicated a desire to be heard, the public hearing was closed and Councilman Barthelémy, seconded by Councilwoman Gallinhouse, moved the adoption of Ordinance No. 1384.

ROLL CALL	9 Years	0 Days	CARRIED
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As advertised, a public hearing was opened in connection with Item No. 81-4-304, a proposed ordinance annexing and zoning 3.80 acres - Christian Lane. As no one indicated a desire to be heard, the public hearing was closed and Councilwoman Gallinghouse, seconded by Councilman Singletary, moved the adoption of Ordinance No. 1385.

ROLL CALL	8 Years	0 Days	1 Not Voting (Barthelemy)	CARRIED
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As advertised, a public hearing was opened in connection with Item No. 81-4-305, a proposed ordinance annexing and zoning Lot 6, Square 1, West Hall Park. Councilman Barthelémy explained the proposed ordinance and as no one indicated a desire to be heard, the public hearing was closed and Councilman Barthelémy, seconded by Councilwoman Wood, moved the adoption of Ordinance No. 1386.

ROLL CALL	9 Years	0 Days	CARRIED
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As advertised, a public hearing was opened in connection with Item No. 81-4-306, a proposed ordinance rezoning Lots 1, 18, and 19, Forest Pines. Councilman Barthelmy explained the proposed ordinance pointing out the Planning Commission's recommendation for denial as it would result in spot zoning and would be an intrusion into a residential area. Citizens spoke for and against the proposed ordinance and as no one else indicated a desire to be heard, the public hearing was closed. Councilman Barthelmy, seconded by Councilman Washington, moved to accept the recommendation of the Planning Commission and deny this rezoning request.

ROLL CALL	9 Years	0 Nays	CARRIED

As advertised, a public hearing was opened in connection with Item No. 81-4-307, a proposed 1980-81 Budget Appropriations Ordinance Amendment. Mrs. Virginia Roe, Director of Finance, explained the proposed ordinance and as no one else indicated a desire to be heard, the public hearing was closed. Councilwoman Wood, seconded by Councilman Barthelmy, introduced and moved the adoption of an amendment to the proposed ordinance as a result in CETA fund elimination and failure of City Court to pay utilities.

ROLL CALL	9 Years	0 Days	CARRIED
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Councilwoman Wood, seconded by Councilman Singletary, moved the adoption of Ordinance No. 1387, as amended (Item No. 81-4-307).

ROLL CALL	9 Years	0 Days	CARRIED

Mr. Dick Murley, Consulting Engineers for the 201 Sewerage Project, addressed the Council reporting on events that took place from March 20th, 1981 to the present time relative to the opposition of the sewage effluent discharge line being routed down Indian Village Road. He cited various charges the River Oaks Homeowners Association had used to try to have the discharge location changed. Mr. Murley stated he would like to know why the Department of Natural Resources had not set final discharge limits. It was moved by Councilman Singletary, seconded by Councilman Hinton, that Mayor Hart be requested to arrange a meeting with Governor Treen, Senator Rayburn, and Representative Scogin at the earliest convenience to try to pinpoint and solve the problem regarding the discharge line and setting final limits for the 201 Sewerage Project, with all interested persons invited to attend, and that the delegation carry a letter to the Governor from the Mayor and the Council relative to this problem.

ROLL CALL	9 Years	0 Days	CARRIED

Several department heads spoke in favor of the additional two percent raise for the employees and in opposition to proposed budget cuts in their department. Councilman Martinez, seconded by Councilman Hinton, introduced a resolution requesting \$3,000 be allocated to the Council on Aging to be taken from funds allocated to the school utilization program. Councilman Martinez offered a substitute motion, seconded by Councilman Barthelmy, that an amendment be prepared to the 1981-82 budget to increase allocation for the Council on Aging by \$3,000 to be taken from contingency.

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Councilwoman Wood, seconded by Councilman Washington, introduced and moved the adoption of Amendment A (the Mayor's recommended budget amendment) to increase the 1981-82 Operating Budget by \$366,000.

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Councilman Martinez, co-sponsored by Councilman Caruso, seconded by Councilwoman Gallinghouse, introduced and moved the adoption of Amendment B to Item No. 81-3-297, increasing the Legislative Budget line item to provide a salary increase for the Council Administrator.

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Councilwoman Wood, seconded by Councilman Singletary, moved the adoption of Ordinance No. 1389, as amended (Item No. 81-3-297).

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Max Rodriguez, Chief of Police, advised that bids were received and opened on April 13th, 1981, in the Mayor's office in the presence of Mayor Hart, Mrs. Virginia Roe, Mrs. Billie Spiers, and Mrs. Emily Mills, for light/sound systems, sirens, and cages for police cars and the following bids were received:

Val Vanney

Martial Arms

Light Bar \$874.50 per unit \$522.50 per unit

Siren \$498.50 per unit \$425.00 per unit

Cage \$325.00 per unit \$253.79 per unit

Acting upon the recommendation of the Chief of Police, it was moved by Councilman Singletary, seconded by Councilman Hinton, that the low bid of Martial Arms, Inc. in the amount of \$522.20 per unit for light bar, \$425.00 per unit for siren, and \$253.79 per unit for cage, be accepted.

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Max Rodriguez, Chief of Police, advised that bids were received and opened on April 8th, 1981, in the Mayor's office in the presence of Mrs. Virginia Roe, Mrs. Emily Mills, and Mayor Hart, and the following bids were received for police automobiles:

Gentilly Dodge (1981 Diplomat Police Package)	\$7,120.50
Norton Ford (1981 LTD Police Package)	\$7,917.03
Bill Garrett Chevrolet (1981 Impala Police Package)	\$7,933.50
Del Williams Motors (1981 Buick Police Package)	\$7,957.74
Dan Quirk Ford (1981 LTD Police Package)	\$7,961.13

Acting upon the recommendation of the Chief of Police, it was moved by Councilman Singletary, seconded by Councilwoman Gallinghouse, that the low bid of Norton Ford in the amount of \$7,917.03 per unit, which met all mandatory specifications, be accepted for eight (8) units.

ROLL CALL 8 Years 0 Nays 1 Absent CARRIED

Councilman Singletary, seconded by Councilman Barthelemy, moved the adoption of Ordinance No. 1390, an ordinance adopting the 1981-82 Operating Budget Appropriations Ordinance (Item No. 81-3-299).

ROLL CALL 8 Years 0 Days 1 Absent CARRIED

Councilman Singletary, seconded by Councilman Hinton, moved the adoption of Ordinance No. 1391, an ordinance adopting the 1981-82 Capital Improvement Budget (Item No. 81-3-300).

ROLL CALL 8 Years 0 Days 1 Absent CARRIED

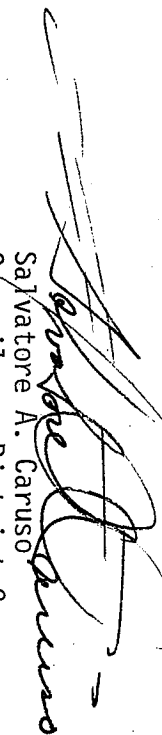
Councilman Caruso withdrew his resolution requesting funding of an additional two percent increase in the city employee's retirement contribution.

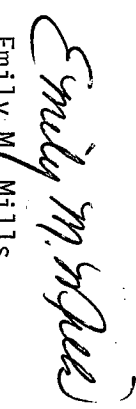
It was moved by Councilman Washington, seconded by Councilman Singletary, that the Council's Rules of Procedure be suspended in order to hear from Mr. Leroy Peters.

ROLL CALL 8 Years 0 Days 1 Absent CARRIED

Mr. Peters addressed the Council stating he had been promised sewerage facilities many years ago and had not yet received them. Mayor Hart agreed to look into the situation.

As there was no further business, the meeting was adjourned at 1:15 A.M., May 13th, 1981.


Salvatore A. Caruso
Councilman, District C
President of the Council


Emily M. Mills
Clerk of the Council