

MINUTES

SLIDELL CITY COUNCIL

JUNE 13, 1989

6:30 P.M.

The meeting was called to order at the Slidell City Council Chambers by the Acting President, Councilman-at-Large Singletary. All members were present with the exception of Councilman Salvaggio and Councilman-at-Large Martinez.

Councilman Berault removed items C.4., F.2., and J.1. from the Consent Calendar.

Councilwoman Williams removed items C.1., C.2, C.3., G.1., and I.1. from the Consent Calendar.

Councilman Van Sandt, seconded by Council Berault moved to accept the Consent Calendar as amended.

ROLL CALL	7 Yeas	0 Nays	2 Absent (Salvaggio) (Martinez)	CARRIED
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A. Approval of the Minutes of the May 23, 1989 Meeting.

B. Proposed Ordinance:

1. Item No. 89-06-1363: An ordinance establishing a Farmer's Market within the City Limits of the City of Slidell.

NOTE: A Public Hearing will be held on the above listed ordinance on Tuesday, July 11, 1989, at 6:30 P.M. in the Council Chambers.

C. Approval of License:

1. ACHMRV - Michael William Coyne

D. Approval of Special Function Liquor License:

1. United States Slo-Pitch Softball Association (USSSA), Softball Tournament, John Slidell Park, June 17-18, 1989.

E. Appointments:

1. Tax Incremental Financing Board (T.I.F.)
 - a. Mr. Eric Dubuisson
 - b. Ms. Darlene Horvath
 - c. Ms. Marybeth Kissling
 - d. Mr. Ron Martinez
 - e. Mr. Tom Schedler
 - f. Mr. Lloyd Walters
 - g. Ms. Carol Faciane
 - h. Ms. Marie Lasaeki
 - i. Mr. Robert Brennan

F. Bids and Request to Purchase:

1. Pennsylvania Avenue Drainage Improvement (Pipe Bid)
2. Pennsylvania Avenue Drainage Improvement (Construction Bid)

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G. Change Orders:

- 1. WWTP Expansion Project Change Order No. 4
- 2. Slidell Retail Outlet Center Change Order No. 3

Councilman-at-Large Martinez enters the meeting at 6:35 p.m.

REGULAR AGENDA
ITEMS REMOVED FROM CONSENT CALENDAR

Councilman Callahan reviewed R89-32, a resolution requesting that the State Attorney General issue a final opinion relative to the City of Slidell's garbage contract.

There was a discussion.

Councilman Callahan, seconded by Councilman Berault introduced Amendment A to R89-32, an amendment deleting the provisions whereby the City Council would abide by the State Attorney General's Opinion on the legality of the City's sanitation contract with American Waste.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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The Council continued their discussion on this matter with various Council Members expressing their support for the present contract.

Councilman Callahan, seconded by Councilman Berault moved for the adoption of R89-32 as amended.

ROLL CALL	4 Yeas (Berault) (Callahan) (Singletary) (Washington)	4 Nays (Van Sandt) (Barthelemy) (Williams) (Martinez)	1 Absent (Salvaggio)	FAILED
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Resolution R89-33, a resolution establishing a budget for the expenditure of proceeds derived from the sale of \$1,100,000 of General Obligation Bonds for Water Improvements was brought before the Council.

There was a brief discussion.

Councilwoman Williams, seconded by Councilman Callahan introduced Amendment A to R89-33.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilwoman Williams, seconded by Councilman Callahan moved for the adoption of Resolution R89-33 as amended.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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SUSPENSION OF RULES

At this point Councilman Berault moved for a suspension of the rules to move Item J.1. the presentation of Certificate of Appreciation forward on the agenda.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilman Berault presented a Certificate of Appreciation to Mr. Richard Kolb for five years of service on the Board of Zoning Adjustments for the City of Slidell.

REGULAR AGENDA (Cont.)

Resolution R89-34, a resolution establishing a budget for the expenditures of proceeds from the sale of \$1,900,000 of General Obligation Bonds for Sewer Improvements was brought before the Council.

There was a brief discussion.

Councilwoman Williams, seconded by Councilman Barthelemy moved to adopt Amendment A to R89-34.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilwoman Williams, seconded by Councilman Barthelemy moved to adopt Resolution R89-34 as amended.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilman Berault reviewed R89-35, a resolution requesting a right turn lane on Gause Boulevard at its intersection with Midtown Square Shopping Center.

There was a brief discussion.

Councilman Berault, seconded by Councilman-at-Large Singletary moved for the adoption of R89-35.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilman Berault reviewed the qualifications of Robert Whelan as an appointment to the Planning and Zoning Commission. He stated that Mr. Whelan has been a member of the Board and has requested to continue to serve.

Councilman Berault, seconded by Councilman Washington moved for the re-appointment of Robert Whelan to the Planning and Zoning Commission of the City of Slidell.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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The bids for an auxiliary generator for Kostmayer Water Well were brought before the Council.

There was a brief discussion.

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Councilwoman Williams indicated that the Council was not accepting the low bid, and asked if proper notification had been given to the low bidder. The City Engineer, Stan Polivick, advised the Council that the low bidder was not notified.

Councilwoman Williams, seconded by Council Berault moved to table the bid acceptance for the auxiliary generator for the Kostmayer Water Well until the next Council meeting, and requested that the City Engineer notify the firm of Reagan Equipment Company and advise them that their bid did not meet specifications.

The Culvert Line Rehabilitation Project Acceptance was brought before the Council. The City Engineer asked that the Council add the acceptance of Phase B of this project to the Council's agenda.

Upon the recommendation of the City Engineer, Councilwoman Williams, seconded by Council Barthelemy moved for the acceptance of the Culvert Line Rehabilitation Phase A and B.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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TABLED ITEMS

Councilman-at-Large Martinez reviewed Resolution R89-26 which addressed uses of proceeds from any lottery the State may sponsor. The resolution requested proceeds be dedicated to education, environmental cleanup, and law enforcement.

Councilman Barthelemy, seconded by Councilman-at-Large Martinez introduced Amendment A to R89-26. This amendment adds the use of lottery proceeds for Police and Firemen's supplemental pay.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Council Berault, seconded by Councilman-at-Large Martinez introduced Amendment B to R89-26. This amendment restates the official Slidell City Council's position as being opposed to any lottery for the funding of governmental services.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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Councilman-at-Large Martinez, seconded by Councilman Callahan moved for the adoption of Resolution R89-26 as amended.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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PUBLIC HEARINGS

As advertised, a public hearing was held on Item No. 89-05-1353, an ordinance amending Chapter 2 Administration of the Code of Ordinances of the City of Slidell to require a public hearing prior to major public works projects.

No one from the public appeared to speak.

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There was a brief Council discussion.

Councilman Callahan, seconded by Councilwoman Williams introduced Amendment A to Item No. 89-05-1353.

ROLL CALL	8 Yeas	0 Nays	1 Absent	CARRIED
			(Salvaggio)	

Councilman Callahan, seconded by Councilman Van Sandt moved for the adoption of Item No. 89-05-1353 as amended.

ROLL CALL	8 Yeas	0 Nays	1 Absent	CARRIED
			(Salvaggio)	

As advertised a public hearing was held on Item No. 89-05-1354, an ordinance revoking any formal or tacit dedication of a drainage servitude between lots 35 and 36 in the Palm Lake Subdivision.

Ms. Lisa Simms appeared before the Council expressing her support for this item.

Councilman Van Sandt, seconded by Councilman Callahan introduced Amendment A to Item No. 89-05-1354 and moved for its adoption.

ROLL CALL	8 Yeas	0 Nays	1 Absent	CARRIED
			(Salvaggio)	

Councilman Van Sandt, seconded by Councilman Callahan moved for the adoption of Item No. 89-05-1354 as amended.

ROLL CALL	8 Yeas	0 Nays	1 Absent	CARRIED
			(Salvaggio)	

As advertised, a public hearing was held on Item No. 89-05-1355, an ordinance authorizing the Mayor to receive a grant of easement for certain utilities constructed at the Village at Northshore Shopping Center from Maurin-Ogden Developers.

No one from the public appeared to speak.

On the advice of the City Engineer, Councilwoman Williams, seconded by Councilman Barthelemy moved for the adoption of Item No. 89-05-1355.

ROLL CALL	8 Yeas	0 Nays	1 Absent	CARRIED
			(Salvaggio)	

The Devolutive Appeal for a bar card permit for Mr. Bryant Arena was brought before the Council. This matter comes before the Council as a result of the Slidell Chief of Police's denial of a request for a bar card permit.

There was a general Council discussion.

Mr. David Carollo, Attorney, represented Mr. Bryant Arena. He indicated that Mr. Arena had been convicted of a misdemeanor charge for contributing to the delinquency of a minor. He advised the Council that that conviction was seven years ago and remains on Mr. Arena's record today. He also advised the Council that an individual can not receive a pardon for misdemeanor offenses.

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Mr. Larry Spiers from the Slidell Police Department appeared before the Council. He stated that Mr. Arena had pled guilty to the charge of contributing to the delinquency of a juvenile and also had falsified his request for a bar card permit by answering "no" to a question asking if the applicant had ever been convicted of contributing to the delinquency of a juvenile.

A discussion followed with Council Members expressing their concerns. It was pointed out by Mr. Carollo that Mr. Arena was eligible to receive a liquor permit for the sale of alcoholic beverages.

Councilman Van Sandt indicted that if Mr. Arena had proof that the State of Louisiana would issue him a liquor license, he would move to table the hearing for further discussions. Mr. Arena could not present any evidence to substantiate that fact.

Councilman Berault, seconded by Councilman Callahan moved for the denial of a bar card permit for Mr. Bryant Arena.

ROLL CALL	7 Yeas	1 Nays (Van Sandt)	1 Absent (Salvaggio)	CARRIED
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COMMENTS AND REPORTS

LEGISLATIVE COMMENTS AND REPORTS

Council Administrator, Davis Dautreuil, advised the Council that the Louisiana Open House Workshop would be conducted at the Holiday Inn on June 14, 1989, from 10:00 a.m. to 4:00 p.m. conducted by the Lieutenant Governor Paul Hardy's office. Mr. Hardy invited all Council Members to attend the workshop.

The Council Administrator reminded all Council Members that the LMA Convention in Alexandria would be held on August 10-12. He stated that he would be contacting each Council Person to determine if they were planning to attend.

ADMINISTRATIVE COMMENTS AND REPORTS

The acquisition of two city vehicles was brought before the Council. The Chief of Staff, Reinhard Dearing, indicated the need for their replacement.

There was a general Council discussion. Several Council Members acknowledged the fact that the vehicles should be replaced.

Councilman Washington reviewed a list of repairs which would be necessary to continue to maintain the Council Administrator's car.

After a discussion, Councilwoman Williams moved to purchase one vehicle for the Chief of Staff. There was a brief discussion.

The motion failed for lack of a second.

Councilman Washington, seconded by Councilman Callahan moved to lease two vehicles, one for the Council Administrator and one for the Chief of Staff.

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The discussion continued. Councilman Van Sandt indicated that the Council Administrator is on call 24 hours 7 days a week, and needs a vehicle to perform his duties.

Councilman Barthelemy, seconded by Councilman Berault offered a substitute motion to lease one car for the Chief of Staff, and lease either a van or an automobile for the Council Administrator. There was a discussion regarding the use of a van for Council and City business.

There was a discussion regarding the dealer from whom the vehicles would be leased.

Councilman Van Sandt, seconded by Councilman-at-Large Martinez moved to lease the vehicles from Dan Quirk Ford.

ROLL CALL	7 Yeas	1 Nays (Williams)	1 Absent (Salvaggio)	CARRIED
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Councilman Barthelemy's substitute motion to lease one automobile for the Chief of Staff and to lease either a van or an automobile for the Council Administrator was brought before the Council. There was a brief discussion.

ROLL CALL	5 Yeas	3 Nays (Williams) (Callahan) (Washington)	1 Absent (Salvaggio)	CARRIED
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Councilman Van Sandt, seconded by Councilman Washington moved to reconsider the substitute motion of Councilman Barthelemy. Council Acting President Singletary stated that a two-thirds vote would be necessary to reconsider the vote.

Councilman Van Sandt, seconded by Councilman Washington moved to reconsider the previous vote.

ROLL CALL	7 Yeas	1 Nays (Berault)	1 Absent (Salvaggio)	CARRIED
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There was a brief discussion.

Councilman Van Sandt, seconded by Councilman Washington moved to reconsider the vote on Councilman Barthelemy's substitute motion.

ROLL CALL	4 Yeas (Singletary) (Barthelemy) (Berault) (Martinez)	4 Nays (Callahan) (Van Sandt) (Washington) (Williams)	1 Absent (Salvaggio)	FAILED
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Councilman Washington called for the question on his motion to lease two vehicles from Dan Quirk Ford, one for the Council Administrator and another for the Chief of Staff

ROLL CALL	6 Yeas	2 Nays (Barthelemy) (Williams)	1 Absent (Salvaggio)	CARRIED
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MAYOR

The Mayor informed the Council of his selection of C. E. Meyer and Associates as inspector for the Sanitation Sewer System Rehabilitation Project, Phase A.

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The Mayor informed the Council that J. B. Burke and Associates would do the survey work to clean the W-14 Canal from Cousin Street to I-10.

ENGINEER

City Engineer, Stan Polivick, brought the Waste Water Treatment Plant Expansion Project before the Council. He notified the Council that Tudor Construction Company's contract required completion of the project by May 31, 1989.

There was a Council discussion.

Upon the recommendation of the City Engineer and City Attorney, Councilman Washington, seconded by Councilman Van Sandt declared the contract in default since May 31, 1989, and the assessment of liquidated damages according to the terms of the contract.

ROLL CALL	8 Yeas	0 Nays	1 Absent (Salvaggio)	CARRIED
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DISCUSSION ITEMS

Councilman-at-Large Martinez brought the issue of the Slidell Museum before the Council. The Administration gave a brief report to the Council regarding visitors, staffing, and the Museum's overall policy.

Councilman-at-Large Martinez led a discussion relative to the tipping fees at the parish landfill.

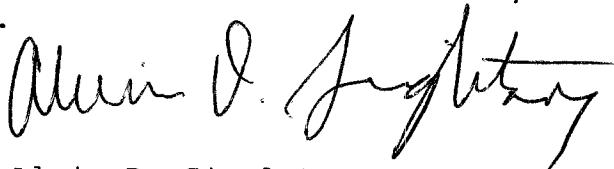
There was a Council discussion.

Councilman-at-Large Martinez requested that he be designated to attend meetings and audit/monitor the tipping fee situation. Mayor Caruso informed the Council that the Chief of Staff, Reinhard Dearing, was the designated employee. Councilman-at-Large Martinez requested the Chief of Staff immediately inform the Council when he receives information pertaining to increased tipping fees.

The Public Forum for the purpose of explaining State and City Ordinances on June 28, 1989, was brought before the Council. There was a lengthy Council discussion. Mayor Caruso stated that the forum was to explain to the people the base line by which we operate. The Council recommended that the various departments recommend changes to ordinances as they deem necessary.

Councilwoman Williams suggested that the Fire Department be invited to the forum.

Since there was no further business to discuss, the Council adjourned at 8:25 p.m.



Alvin D. Singletary
Councilman-at-Large
Acting President of the Council



Davis Dautreuil
Council Administrator/Clerk of the Council