

Introduced June 12th, 1979 by  
Councilman Barthelemy, seconded  
by Councilman Hinton

Item Number 79-6-61 - Amended  
July 24th, 1979 - Amendment A

ORDINANCE NUMBER 1197

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8 WHEREAS, Section 3-05 of the Slidell City Charter requires  
9 that the Council shall provide by Ordinance for the designation of  
10 a qualified city officer or employee to serve as acting Mayor during  
11 the temporary absence or disability of the Mayor.  
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15 BE IT ORDAINED by the City Council of the City of Slidell:

16 Section 1: Notification of Mayor's Temporary Absence: The  
17 Mayor will notify, in advance and in writing, the Clerk of the City  
18 Council when he will be temporarily absent.  
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23 Section 2: Temporary Absence: The term "temporary absence"  
24 shall be defined to mean those occasions when the Mayor will be out  
25 of the City of Slidell for more than three days.  
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29 Section 3: Appointment of an Acting Mayor: Upon the temp-  
30 orary absence of the Mayor, the Councilmember-at-large receiving the  
31 greatest number of votes will serve as the acting Mayor. Should the  
32 Councilmember-at-large receiving the greatest number of votes be  
33 unwilling or unable to serve as acting Mayor, the Councilmember-at-  
34 large receiving the next greatest number of votes shall serve. If  
35 neither are willing or able to serve the following will serve as  
36 acting Mayor in the order designated. (1) President of the Council,  
37 (2) Vice President of the Council, (3) Councilmember of District A,  
38 (4) Councilmember of District B, (5) Councilmember of District C,  
39 (6) Councilmember of District D, (7) Councilmember of District E,  
40 (8) Councilmember of District F, (9) Councilmember of District G.  
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53 Section 4: Mayor's Discretion. When the Mayor is absent  
54 from the City of Slidell, and his absence does not qualify as a  
55 "temporary absence", the Mayor may, at his sole discretion, appoint  
56 his executive assistant as acting Mayor in his absence.  
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61 Section 5: Termination of Absence: The temporary absence  
62 shall terminate upon the Mayor's return to the City of Slidell.  
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Section 6: Mayor's Inability to Serve: When the Mayor is unable to perform the duties of his office because of his "inability to serve", the Councilmember-at-large receiving the greatest number of votes will serve as the acting Mayor. Should the Councilmember-at-large receiving the greatest number of votes be unwilling or unable to serve as acting Mayor the Councilmember-at-large receiving the next greatest number of votes shall serve. If neither are willing or able to serve the following will serve as acting Mayor in the order designated. (1) President of the Council, (2) Vice President of the Council, (3) Councilmember of District A, (4) Councilmember of District B, (5) Councilmember of District C, (6) Councilmember of District D, (7) Councilmember of District E, (8) Councilmember of District F, (9) Councilmember of District G.

Section 7: Inability to Serve: The term "inability to serve" shall be defined to mean those occasions when, because of physical or mental disability, the Mayor is unable to serve the City as Mayor and where the Mayor's attending physician is of the written opinion that the Mayor is unable to serve the City as Mayor due to his physical or mental disability. In the case of mental disability the required physician's statement shall be a statement by a psychiatrist or the Mayor's attending physician's statement shall be accompanied by a supporting statement of a psychiatrist.

Section 8: Mayor's Discretion: Where the Mayor is disabled and his disability does not qualify as "inability to serve", the Mayor may, at his sole discretion, appoint the executive assistant to Mayor as the acting Mayor. However, after three days the provisions for an acting Mayor contained in Section 6 of this Ordinance shall apply.

Section 9: Termination of Disability: The disability or inability to serve shall be terminated when, by written opinion, the Mayor's attending physician feels that the Mayor is no longer suffering from the previous physical or mental disability and is able to perform the duties of his office. In the case of mental disability the required physician's statement shall be a statement by a

M I N U T E S

CITY COUNCIL  
MEETING

July 24th, 1979  
6:30 p.m.

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6 President of the Council, Joe Martinez, called the meeting  
7 to order on the above date and all Councilmen were present.  
8

9 It was moved by Councilman Wood and seconded by Councilman  
10 Throop that the Council's rules of procedure be suspended in order  
11 to introduce a Resolution commending the Slidell Vocational Technical  
12 School.

13  
14 ROLL CALL 8 Yeas 0 Nays 1 Not Answering CARRIED  
15 (Hinton)

16  
17 Councilman Throop introduced and moved the adoption of a  
18 Resolution, seconded by Councilman Wood, commending the Slidell  
19 Vocational Technical School on the design, construction and installa-  
20 tion of the electrical voting device in the Council chambers.

21  
22 ROLL CALL 9 Yeas 0 Nays CARRIED

23  
24 It was moved by Councilman Throop and seconded by  
25 Councilman Singletary that the Resolution implementing the 1978-79  
26 audit suggestions be removed from the consent calendar portion of  
27 the agenda and considered after agenda item number 4, the presenta-  
28 tion of the 1978-79 audit recommendations.

29  
30 ROLL CALL 9 Yeas 0 Nays CARRIED

31  
32 It was moved by Councilman Throop and seconded by  
33 Councilman Caruso that the consent calendar, with the exception  
34 of item number 3, be adopted as follows:

- 35  
36 1. Approval of July 10th, 1979 Minutes (Martinez)  
37  
38 2. Proposed Ordinances (Public Hearing August 14th, 1979)  
39 a. Item Number 79-7-81 Clarifying status of certain property  
40 on Gause Boulevard ) (Martin)  
41 b. Item Number 79-7-82 Zoning change of 27.874 acres for C. S.  
42 Bern (Throop/Singletary)  
43 Proposed Ordinances (Public Hearing August 28th, 1979)  
44 c. Item Number 79-7-83 Annexation 9.4 acres of Canulette  
45 property (Martin/Throop)  
46 c. Item Number 79-7-84 Annexation 11 acres of Canulette  
47 property (Martin/Throop)  
48

49 It was moved by Councilman Barthelemy and seconded by  
50 Councilman Caruso that the Council's rules be suspended so that  
51 agenda item number 4, the presentation of the 1978-79 audit recommend-  
52 ation, be considered at this time.

53  
54 ROLL CALL 9 Yeas 0 Nays CARRIED

55  
56 Mr. Tucei, of Arthur Andersen and Company (City Auditors),  
57 distributed copies of their recommendation on improvements to the  
58 City's accounting procedures and internal accounting control. After  
59 the presentation Councilman Wood introduced and moved the adoption  
60 of a Resolution, seconded by Councilman Caruso, implementing the  
61 recommendations made by Mr. Tucei. During discussion some members  
62 of the Council felt that this Resolution was premature since the  
63 Council did not have time for a detailed study of the recommendations.  
64 Councilmen Wood and Caruso withdrew their Resolution and it was moved  
65 by Councilmen Hinton and Martin that the Resolution be tabled until  
66 the next meeting of the Council.

67  
68 ROLL CALL 9 Yeas 0 Nays CARRIED

1  
2 As advertised, a public hearing was opened in connection  
3 with item number 79-6-74, a proposed Ordinance changing the Police  
4 Civil Service Pay Plan. As no one indicated their desire to be  
5 heard, the public hearing was closed. It was moved by Councilman  
6 Singletary and seconded by Councilman Caruso that Council action be  
7 taken later in the meeting so that an Amendment may be prepared for  
8 introduction later in the meeting.

9  
10 ROLL CALL 9 Yeas 0 Nays CARRIED

11  
12 As advertised, a public hearing was opened in connection  
13 with item number 79-6-75, a proposed Ordinance closing Roosevelt  
14 Street. Mr. Mike Breeding, representing the adjoining property  
15 owners, spoke in favor of the Ordinance and since no one else  
16 indicated their desire to be heard, the public hearing was closed  
17 and Councilman Washington introduced an Amendment and moved the  
18 adoption of Ordinance 1190, seconded by Councilman Wood.

19  
20 ROLL CALL  
21 (on Amendment) 9 Yeas 0 Nays CARRIED

22  
23 ROLL CALL  
24 (on Ordinance) 9 Yeas 0 Nays CARRIED

25  
26 As advertised, a public hearing was opened in connection  
27 with item number 79-6-76, a proposed Ordinance annexing 4.577 acres.  
28 As no one indicated their desire to be heard, the public hearing  
29 was closed and it was moved by Councilman Throop and seconded by  
30 Councilman Caruso that Council action be tabled until such time that  
31 an Amendment is prepared, correcting the ownership of said acres and  
32 request from the petitioner for Council action.

33  
34 ROLL CALL 8 Yeas 0 Nays 1 Not Answering CARRIED  
35 (Washington)

36  
37 As advertised, a public hearing was opened in connection  
38 with item number 79-6-77, a proposed Fire Prevention Code Ordinance.  
39 Mr. Malcolm Gomez, of the St. Tammany Parish Fire District No. 1,  
40 gave his presentation speaking in favor of the Ordinance and since  
41 no one else indicated their desire to be heard, the public hearing  
42 was closed. Councilman Singletary moved the adoption of Ordinance  
43 1191, seconded by Councilman Martinez.

44  
45 ROLL CALL 9 Yeas 0 Nays CARRIED

46  
47 As advertised, a public hearing was opened in connection  
48 with item number 79-6-78, a proposed Ordinance amending the 1979-80  
49 Budget. As no one indicated their desire to be heard, the public  
50 hearing was closed and Councilman Throop moved the adoption of  
51 Ordinance 1192, seconded by Councilman Washington.

52  
53 ROLL CALL 9 Yeas 0 Nays CARRIED

54  
55 As advertised, a public hearing was opened in connection  
56 with item number 79-6-79, a proposed Ordinance authorizing the lease  
57 of police units. Mr. George Philips, speaking for the Chief of  
58 Police, spoke in favor of the Ordinance and since no one else indi-  
59 cated their desire to be heard, the public hearing was closed and  
60 Councilman Singletary moved the adoption of Ordinance 1193, seconded  
61 by Councilman Caruso.

62  
63 ROLL CALL 9 Yeas 0 Nays CARRIED

64  
65 As advertised, a public hearing was opened in connection  
66 with item number 79-6-80, a proposed Ordinance authorizing the  
67 purchase of SYFA property. As no one indicated their desire to be  
68 heard, the public hearing was closed and Councilman Singletary moved

1  
2 the adoption of Ordinance 1194, seconded by Councilman Caruso.

3  
4 ROLL CALL 9 Yeas 0 Nays CARRIED

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6 Councilman Washington introduced an Amendment to item  
7 number 79-6-69, a proposed Ordinance closing part of Fourth Street,  
8 and moved the adoption of Ordinance 1195, seconded by Councilman  
9 Hinton.

10  
11 ROLL CALL  
12 (on Amendment) 9 Yeas 0 Nays CARRIED

13  
14 ROLL CALL  
15 (on Ordinance) 9 Yeas 0 Nays CARRIED

16  
17 (At 8:30 p.m. the meeting was recessed and reconvened at 8:40 p.m.  
18 and all Councilmen were present).

19  
20 Councilman Martin introduced an Amendment to item number  
21 79-6-74, a proposed Ordinance amending the Police Civil Service  
22 Pay Plan, seconded by Councilman Hinton, after which Councilman  
23 Singletary moved the adoption of Ordinance 1196, seconded by  
24 Councilman Hinton.

25  
26 ROLL CALL  
27 (on Amendment) 7 Yeas 0 Nays 2 Not Answering CARRIED  
28 (Caruso)  
29 (Martin)

30  
31 ROLL CALL  
32 (on Ordinance) 7 Yeas 0 Nays 2 Not Answering CARRIED  
33 (Caruso)  
34 (Martin)

35  
36 Acting upon the recommendation of the Chief of Police, it  
37 was moved by Councilman Hinton and seconded by Councilman Singletary  
38 that the bid from Hertz Car Rental for \$199.00 per car per month  
39 and Dan Quirk Ford in the amount of \$199.91 per car per month be  
40 rejected and that the police department be authorized to re-bid for  
41 the lease of police vehicles.

42  
43 ROLL CALL 7 Yeas 0 Nays 2 Not Answering CARRIED  
44 (Caruso)  
45 (Martin)

46  
47 Councilmen Caruso and Martin withdrew item number 79-6-66,  
48 a proposed Ordinance providing for the appointment of an acting  
49 Mayor, and Councilman Singletary withdrew all proposed Amendments  
50 to item number 79-6-61.

51  
52 Councilmen Barthelemy, Caruso and Singletary introduced  
53 an Amendment A to item number 79-6-61, a providing for the appoint-  
54 ment of an acting Mayor, which was seconded by Councilman Washington.

55  
56 ROLL CALL 9 Yeas 0 Nays CARRIED

57  
58 Councilman Martin introduced an Amendment B to item number  
59 79-6-61, a proposed Ordinance appointing an acting Mayor, seconded  
60 by Councilman Wood.

61  
62 ROLL CALL 4 Yeas 5 Nays FAILED  
63 (Martinez)  
64 (Hinton)  
65 (Wood)  
66 (Martin)

1 Councilman Throop moved the adoption of Ordinance 1197,  
 2 seconded by Councilman Singletary, an Ordinance providing for the  
 3 appointment of an acting Mayor.  
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5 ROLL CALL 7 Yeas 2 Nays CARRIED  
 6 (Martinez)  
 7 (Hinton)  
 8  
 9

10 Councilman Martin reintroduced for re-adoption Ordinance  
 11 1174, vetoed by Mayor Hart on June 22nd, 1979, seconded by  
 12 Councilman Washington.  
 13

14 ROLL CALL 8 Yeas 1 Nay CARRIED  
 15 (Throop)  
 16

17 Acting upon the recommendation of the administration, it  
 18 was moved by Councilman Hinton and seconded by Councilman Barthelemy  
 19 that acceptance for maintenance of the Streets, Drainage, Water,  
 20 Sewerage and Fire Hydrants in the Interstate Industrial Park  
 21 Development be approved.  
 22

23 ROLL CALL 9 Yeas 0 Nays CARRIED  
 24

25 After much discussion, it was moved by Councilman Hinton  
 26 and seconded by Councilman Wood that the Mayor be authorized to  
 27 sign the Fleming Asphalt Company Change Order #4, increasing the  
 28 contract time from 180 calendar days to 345 calendar days.  
 29

30 ROLL CALL 9 Yeas 0 Nays CARRIED  
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32 It was moved by Councilman Hinton and seconded by Councilman  
 33 Caruso that the Mayor be authorized to sign the Fleming Asphalt  
 34 Company Change Order #5, adjusting the bid quantities to agree with  
 35 the as-built quantities, an increase of \$16,246.47.  
 36

37 ROLL CALL 7 Yeas 2 Nays CARRIED  
 38 (Wood)  
 39 (Singletary)  
 40

41 It was moved by Councilman Hinton that the project engineer  
 42 be instructed to close down any contract job needing a Change Order  
 43 until such time as that Change Order is approved by the Council.  
 44 The motion died for the lack of a second.  
 45

46 It was moved by Councilman Caruso and seconded by Councilman  
 47 Barthelemy that Councilman Singletary be requested by the Council to  
 48 form a task force of 4 other Council members to meet with the Mayor  
 49 and Mr. Cartier, project engineer, to discuss changing the Change  
 50 Order procedure in the future to handle contract Change Orders  
 51 recommended by the project engineer.  
 52

53 ROLL CALL 7 Yeas 0 Nays 2 Abstained CARRIED  
 54 (Hinton)  
 55 (Washington)  
 56

57 As there was no further business, the meeting was adjourned  
 58 at 10:25 p.m.  
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John Swenson  
 John Swenson CMC  
 Clerk of Council

Joe Martinez  
 Councilman-at-Large  
 President of the Council

A F F I D A V I T

State of Louisiana  
Parish of St. Tammany

Before me personally came and appeared Davis Dautreuil, who being before me personally duly sworn, deposed and said that:


1. He is the Council Administrator for the City of Slidell and has held this position since 1987 until the present;
2. As Council Administrator he is the Clerk of the Council and proper custodian of all the records and minutes of the City Council;
3. He has personally reviewed the minutes of the meetings of June and July of 1979 and found that Ordinance No. 1197 was finally adopted by the City Council on July 24, 1979, and a copy of that Ordinance is attached;
4. He has further personally reviewed the minutes of the Council meetings of June and July 1979 and found no mention in the minutes of any of the meetings that this ordinance was recorded as being introduced, according to the minutes;
5. According to the records pertaining to the Council meetings and the Council minutes, there was official Public Notice given that the item was going to be introduced and that it was going to be published on June 21, 1979, June 28, 1979, and July 5, 1979. A further review of the records does not reveal a copy of the newspaper indicating any publication, but this is normally not kept by the Council Administrator.
6. He has no independent knowledge of any events which occurred prior to his employment by the City of Slidell in 1987.



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Davis Dautreuil  
Council Administrator/Clerk of the Council

Sworn to and subscribed before me this 7th day of August 1991:



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Floyd Walters  
Notary Public