



St. Charles Parish

Meeting Agenda

Parish Council

***Council Chairman Billy Raymond, Sr.
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Shelley M. Tastet, Wendy Benedetto, Paul J. Hogan,
Larry Cochran, Marcus M. Lambert, Dennis Nuss***

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5125
www.stcharlesparish.gov

Monday, January 11, 2010

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2010-0002](#) In Recognition: Sean D. Moore, Zoning Board of Adjustment
Sponsors: Mr. Lambert
- 2 [2010-0018](#) In Recognition: Keith M. Adams, Zoning Board of Adjustments
Sponsors: Mr. Cochran
- 3 [2010-0001](#) Proclamation: Martin Luther King, Jr. Day
Sponsors: Mr. Raymond
- 4 [2010-0003](#) In Recognition: Councilman Terry Authement, 2009 Council Chairman
Sponsors: Mr. Raymond
- 5 [2010-0004](#) In Recognition: Councilman Marcus M. Lambert, 2009 Council
 Vice-Chairman
Sponsors: Mr. Cochran

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2010-0011](#) Department of Parks & Recreation

[2010-0012](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2010-0005](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Billy Butler - "Olympus Con" - a general contractor - at 200 North Bend, Montz.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Billy Butler Recommendations.doc](#)

[Billy Butler LUR.doc](#)

[Billy Butler AERIAL.pdf](#)

[Billy Butler Minutes.doc](#)

[2010-0005 Final Ord 10-1-8](#)

Legislative History

10/21/09	Department of Planning & Zoning	Received/Assigned PH
12/3/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/3/09	Planning Commission	Recommended Approval to the Parish Council

[2010-0006](#) An ordinance to amend the Zoning Ordinance to change the zoning classification from R-1AM to R-2 at 464 and 470 Killona Drive, Killona, as requested by Frank & Shirline Johnson.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Johnson LUR.doc](#)

[Johnson Minutes.doc](#)

[Johnson Recommendations.doc](#)

[Johnson Aerial.pdf](#)

[2010-0006 Final Ord 10-1-9](#)

Legislative History

10/5/09	Department of Planning & Zoning	Received/Assigned PH
12/3/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/3/09	Planning Commission	Recommended Approval to the Parish Council

[2010-0007](#) An ordinance to revoke and abandon a 464.35-foot portion of an undeveloped right-of-way of Parsons Avenue in St. Rose extending north from Airline Drive in favor of the abutting property owner.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Parsons Ave Aerial.pdf](#)
[Parsons Ave LUR.doc](#)
[Parsons Ave MEMO ContMonitor.doc](#)
[Parsons Ave MEMO_PWW.doc](#)
[Parsons Ave MEMO Water Works.doc](#)
[Parsons Ave PW-WW letter.pdf](#)
[Parsons Ave Minutes.doc](#)
[Parsons Ave Recommendations.doc](#)
[Parsons Ave Revocation.doc](#)
[2010-0007 Act of Revocation-F](#)
[2010-0007 Final Ord 10-1-11 with Revocation](#)

Legislative History

10/5/09	Department of Planning & Zoning	Received/Assigned PH
12/3/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/3/09	Planning Commission	Recommended Approval to the Parish Council

[2010-0008](#) An ordinance adopting the St. Charles Parish Council Road and Bridges Capital Program Budget for fiscal year 2010 through 2012 in accordance with the Parish Transportation Act.

Sponsors: Mr. St. Pierre Jr. and Department of Finance

Attachments: [2010-0008 2010 Road Maintenance Budget](#)
[2010-0008 Final Ord 10-1-12 with Exhibit](#)

[2010-0009](#) An ordinance to amend the Code of Ordinances by adding Section 2-24. Department of Planning and Zoning Commission Agenda (a) to Chapter 2 Administration, Article II. Departments.

Sponsors: Mr. Hogan and Ms. Schexnaydre

Attachments: [2010-0009 1-26-10 PH ltr P&Z Comm](#)
[2010-0009 Failed Proposed Ordinance](#)

[2010-0010](#) An ordinance to amend the Code of Ordinances by adding Section 2-73. Consolidated Operating and Capital Budget to Chapter 2 Administration, Article IV. Finance, Div. 1. Generally.

Sponsors: Ms. Schexnaydre, Mr. Hogan and Mr. Nuss

[2010-0022](#) An ordinance to approve and authorize the execution of a Contract with Zimmer - Eschette Service II, LLC for the 3rd Floor Prison Demolition at the St. Charles Parish Courthouse in Hahnville.

Sponsors: Mr. St. Pierre Jr. and General Government Buildings

Attachments: [21095.00 - St. Charles Demolition - Agreement.pdf](#)
[2010-0022 Contract-F](#)
[2010-0022 Final Ord 10-1-13 with Contract](#)
[2010-0022 Completion-F](#)

[2010-0023](#) An ordinance to amend Ordinance No. 09-12-6 which named an unnamed private road Ruby Lane to correct the address from 16271 Old Spanish Trail in Des Allemands to 16721 Old Spanish Trail in Des Allemands.

Sponsors: Mr. Hogan

Attachments: [2010-0023 Final Ord 10-1-14](#)

[2010-0024](#) An ordinance to approve and authorize the execution of an Act of Donation by Landcraft, Inc. to St. Charles Parish for a certain parcel of property, identified as Lot 1AA, Highland Oaks Subdivision, Phase 3, in St. Rose.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Act of Donation of Lot 1AA to St. Charles Parish.doc](#)
[2010-0024 Act of Donation-F](#)
[2010-0024 Final Ord 10-1-15 with Donation](#)

[2010-0025](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Michael McClain - "T&M Installation, LLC" - a heating and air conditioning contractor - at 303 Ormond Village Drive, Destrehan.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Recommendation at a Glance.doc](#)
[AERIAL.pdf](#)
[LUR.doc](#)
[Site Photo.pdf](#)
[2010-0025 Final Ord 10-1-10](#)

Legislative History

12/9/09	Department of Planning & Zoning	Received/Assigned PH
1/7/10	Department of Planning & Zoning	Recommended Approval to the Planning Commission
1/7/10	Planning Commission	Recommended Approval to the Parish Council

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 7 [2009-0421](#) An ordinance to amend the Code of Ordinances Chapter 7, Drainage and Flood Control, Article I., In General, Section 7-1. Permitting sand, dirt, concrete, lumber, etc., to fall into drainage ditches and canals.

Sponsors: Mr. Hogan

Attachments: [2009-0421 9-14-09 PH memo Sam S](#)

[2009-0421 9-15-09 PH memo VJ](#)

[2009-0421 Failed Proposed Ordinance](#)

[2009-0421 Final Ord 10-1-1](#)

Legislative History

9/14/09	Council Member(s)	Correspondence Sent to Mr. Sam Scholle, Public Works/Wastewater Director, from District IV, Councilman Paul J. Hogan, PE, to review the proposed ordinance and provide comments no later than September 21, 2009 in regards to making it illegal to block any public drainage infrastructure in the Parish, not just drainage ditches and canals as currently written.
9/15/09	Council Member(s)	Correspondence Sent to Parish President V.J. St. Pierre, Jr., from District IV, Councilman Paul J. Hogan, PE, to review the proposed ordinance and provide comments no later than September 21, 2009 in regards to making it illegal to block any public drainage infrastructure in the Parish, not just drainage ditches and canals as currently written.
10/19/09	Council Member(s)	Introduced
10/19/09	Parish Council	Publish/Scheduled for Public Hearing
11/2/09	Parish Council	Tabled.
	<i>Reported:</i>	<i>Councilman Hogan Recommended: Approval</i>
	<i>Discussion:</i>	<i>to table File No. 2009-0421</i>
11/2/09	Parish Council	Public Hearing Requirements Satisfied
11/2/09	Parish Council	Approved 1
		<i>Proposed ordinance failed for lack of a majority by the following vote</i>
12/7/09	Legislative Committee	Discussed.
	<i>Speakers:</i>	<i>Ms. Kim Marousek, Planning & Zoning Director</i>
		<i>Mr. Leon C. Vial, III, Legal Director</i>
12/21/09	Council Member(s)	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 8 [2009-0490](#) An ordinance approving and authorizing the execution of Change Order No. 1 and Final for Parish Project No S080201, Beaupre & Lakewood Pump Station and Force Mains, to decrease the contract time by 61 days and to decrease the contract amount by \$17,027.34.

Sponsors: Mr. St. Pierre Jr. and Department of Public Works

Attachments: [2009-0490 Change Order-F](#)
 [2009-0490 Final Ord 10-1-2 with Change Order](#)

Legislative History

12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 13 [2009-0491](#) An ordinance approving and authorizing the execution of a Professional Services Agreement with Permit Application Services on a Parishwide basis to provide Right of Way and Servitude acquisition services for new construction and existing facility/maintenance requirements.

Sponsors: Mr. St. Pierre Jr. and Department of Public Works

Attachments: [Permit Application Services Agreement](#)
 [2009-0491 Agreement-F](#)
 [2009-0491 Final Ord 10-1-2 with Agreement](#)

Legislative History

12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 19 [2009-0492](#) An ordinance to amend Ordinance No. 07-1-11, Department of the Army License No. DACW29-2-07-01, Easement for Boat Ramp, Access Road and Parking Lot in the Bonnet Carre' Spillway at Interstate 10 in Norco to approve Amendment No. 1, to add conditions 25 & 26 as requested by the Dept. of Army .

Sponsors: Mr. St. Pierre Jr.

Attachments: [2009-0492 License-F](#)
 [2009-0492 Final Ord 10-1-4 with Amendment](#)

Legislative History

12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 24** [2009-0494](#) An ordinance to amend Ordinance No. 03-8-3, as amended, Engineering Services contract with Shread-Kuyrkendall & Associates, Inc. to delete any additional professional services for design and construction management of the West Bank Plant Filter Upgrade Parish Project No WWKS-44.

Sponsors: Mr. St. Pierre Jr. and Department of Waterworks

Attachments: [Amendment to Contract for Engineering Services Delete D-Plant 2009-0494 Contract-F](#)
[2009-0494 Final Ord 10-1-5 with Amendment](#)
[2009-0494 Completion-F](#)

Legislative History

12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 26** [2009-0495](#) An ordinance to revoke and abandon a portion of the right-of-way for an undeveloped, unnamed street located between Lots 28 and 34 in Almedia Plantation, St. Rose in favor of the abutting property owners.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Almedia 12 03 09 Minutes \(4\).doc](#)
[Almedia AERIAL.pdf](#)
[Almedia Directors - No Objection.pdf](#)
[Almedia Recommendations.doc](#)
[ActofRev_UnnanmedStreet_AlmediaPlntn_DuhonPortion.doc](#)
[Resub_Plat_Duhon.pdf](#)
[2009-0495 Final Ord 10-1-6 with Revocation](#)

Legislative History

12/3/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/3/09	Planning Commission	Recommended Approval to the Parish Council
12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

- 29** [2009-0496](#) An ordinance to revoke and abandon a portion of the right-of-way for an undeveloped, unnamed street located between Lots 29 & 29A and Lot 33 in Almedia Plantation, St. Rose in favor of the abutting property owner.

Sponsors: Mr. St. Pierre Jr. and Department of Planning & Zoning

Attachments: [Portera 12 03 09 Minutes \(5\).doc](#)
[Portera Directors - No Objection.pdf](#)
[Portera Recommendation at a Glance \(5\).doc](#)
[ActofRev_UnannmedStreet_AlmediaPlntn_PorteraPortion.doc](#)
[Resub Plat Portera.pdf](#)
[2009-0496 Act of Revocation-F](#)
[2009-0496 Final Ord 10-1-7 with Revocation](#)

Legislative History

12/3/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
12/3/09	Planning Commission	Recommended Approval to the Parish Council
12/21/09	Parish President	Introduced
12/21/09	Parish Council	Publish/Scheduled for Public Hearing

RESOLUTIONS**32** [2009-0493](#)

A resolution to approve and authorize the execution of an Agreement between the State of Louisiana Department of Transportation and Development and St. Charles Parish for funding of the Overlay of 1.38 miles of LA 3127 Eastbound Lanes (log mile 9.76 to I-310) and Guardrail Improvements, State Project No. 428-03-0013, Federal Aid Project No. ARR-4508(502).

Sponsors: Mr. St. Pierre Jr. and Grants Office

Attachments: [2009-0493 Agreement-F](#)
[2009-0493 Final Reso 5707 with Agreement](#)

APPOINTMENTS[2009-0415](#)

A resolution appointing a member to the Zoning Board of Adjustment as the District II Representative.

Attachments: [2009-0415 Final Reso 5715](#)

Council Chairman will accept nomination from the District II Councilmember to fill the vacancy created by the expiration of the term of Mr. Brian Noto. Four (4) year term to begin December 7, 2009 and expire December 7, 2013. [Deferred from the December 21, 2009 Parish Council Meeting]

Legislative History

1/23/06	Parish Council	Enacted Legislation <i>Mr. Brian Noto appointed to the Zoning Board of Adjustment on January 23, 2006, per Resolution No. 5320 Term: December 7, 2005 - December 7, 2009</i>
10/19/09	Parish Council	Vacancy Announced
11/2/09	Parish Council	Deferred 1
11/16/09	Parish Council	Deferred 1
12/7/09	Parish Council	Deferred 1
12/21/09	Parish Council	Deferred 1

[2009-0444](#) A resolution to appoint a member to the New Orleans Aviation Board - Noise Abatement Committee.

Attachments: [2009-0444 Final Reso 5731](#)

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Mr. James Cospolich. Two (2) year term to begin December 31, 2009 and expire December 31, 2011. [Deferred from the December 21, 2009 Parish Council Meeting]

Legislative History

12/17/07	Parish Council	Enacted Legislation <i>Mr. James Cospolich appointed to the New Orleans Board Noise Abatement Committee on December 17, 2007, per Resolution No. 5494 Term: December 31, 2007 - December 31, 2009</i>
11/16/09	Parish Council	Vacancy Announced
12/7/09	Parish Council	Deferred 1
12/21/09	Parish Council	Deferred 1

[2009-0445](#) A resolution to appoint a member to the New Orleans Aviation Board - Noise Abatement Committee.

Attachments: [2009-0445 Final Reso 5708](#)

Council will confirm nomination to fill the vacancy created by the expiration of the term of Mr. Edward Magri, Jr. Two (2) year term to begin December 31, 2009 and expire December 31, 2011.

Nominee: Mr. Edward Magri, Jr.

Legislative History

1/14/08	Parish Council	Enacted Legislation <i>Mr. Edward E. Magri, Jr. appointed to the New Orleans Aviation Board Noise Abatement Committee on January 14, 2008, per Resolution No. 5498 Term: December 31, 2007 - December 31, 2009</i>
11/16/09	Parish Council	Vacancy Announced
12/7/09	Parish Council	Deferred 1
12/21/09	Parish Council	Nomination(s) Accepted <i>Nominee: Councilman Cochran nominated Mr. Edward Magri, Jr.</i>
12/21/09	Parish Council	Close Nomination(s) for

[2009-0464](#) Council Appointment to the R.S.V.P. Advisory Council

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Mr. Terry Authement. Two (2) year term to begin January 9, 2010 and expire January 9, 2012. [Deferred from the December 21, 2009 Parish Council Meeting]

Legislative History

12/7/09	Parish Council	Vacancy Announced
12/21/09	Parish Council	Deferred 1

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

- [2010-0013](#) Appointment of Chairman to the Operations, Maintenance, and Construction Management Committee
Council Chairman shall name a Councilman to act as Chairman of the Operations, Maintenance, and Construction Management Committee [per Parish Council Rule 32]
- [2010-0014](#) Appointment of Chairman to the Legislative Committee
Council Chairman shall name a Councilman to act as Chairman of the Legislative Committee [per Parish Council Rule 32]
- [2010-0015](#) Appointment of Chairman to the Contract/Finance and Administrative Committee
Council Chairman shall name a Councilman to act as Chairman of the Contract/Finance and Administrative Committee [per Parish Council Rule 32]
- [2010-0016](#) Appointment of Chairman to the Special Projects/Public Safety, Health, and Environmental Committee
Council Chairman shall name a Councilman to act as Chairman of the Special Projects/Public Safety, Health, and Environmental Committee [per Parish Council Rule 32]
- [2010-0017](#) Appointment of Chairman to the Hurricane Protection Projects Committee
Council Chairman shall name a Councilman to act as Chairman of the Hurricane Protection Projects Committee [per Parish Council Rule 32]

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.**ADJOURNMENT**

CIVIL SERVICE BOARD: Tuesday, 1/12/10, 6:30PM, Council Chambers
COMMUNITY ACTION ADVISORY BOARD: Wednesday, 1/13/10, 7PM, Council Chambers
SUNSET DRAINAGE DISTRICT: Thursday, 1/14/10, 7PM, Council Chambers
LIBRARY BOARD: Tuesday, 1/19/10, 6PM, Council Chambers
ZONING BOARD OF ADJUSTMENT: Thursday, 1/21/10, 7PM, Council Chambers

S* MEETINGS

LEGISLATIVE COMMITTEE: Tuesday, 1/19/10, 5PM, Council Chambers
****LIBRARY BOARD: Tuesday, 1/19/10, 6:30PM, Council Chambers ***Time Changed*

ANNOUNCEMENTS

PARISH HOLIDAY: Monday, January 18, 2010 - Martin Luther King, Jr. Day

S* ANNOUNCEMENTS

ST. CHARLES PARISH RECYCLING DROP OFF EVENT: Saturday, January 16, 2010, 9AM - 12Noon; Locations: Westbank - St. Charles Plaza, Highway 90, Luling; Eastbank - New Sarpy Annex, Highway 48, New Sarpy

Accommodations for Disabled

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5125 to discuss the particular accommodations needed.