



# St. Charles Parish

## Meeting Agenda

### Parish Council

**Council Chairman Terry Authement**  
**Councilmembers 'Ram' Ramchandran, Barry Minnich,**  
**Ellis A. Alexander, Brian J. Champagne, Darnell "Dee" Abadie,**  
**Curtis T. Johnson, Sr., Richard "Dickie" Duhe, Bill Sirmon, Jr.**

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

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Monday, August 3, 2009

6:00 PM

Council Chambers, Courthouse

Final

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### Minutes

#### CALL TO ORDER

#### PRAYER

#### PLEDGE

Bishop Otis Kenner  
Faith, Praise & Deliverance Temple

#### APPROVAL OF MINUTES

#### SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2009-0304](#) Proclamation: German Coast Farmers' Market Week

**Sponsors:** Mr. St. Pierre Jr.

- 2 [2009-0289](#) Proclamation: "National Night Out"

**Sponsors:** Mr. Authement

#### REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2009-0290](#) Department of Finance

[2009-0291](#) Parish President Remarks/Report

**Sponsors:** Mr. St. Pierre Jr.

#### ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2009-0298](#)

An ordinance setting forth and designating the adjusted millage rates and levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Section 1701-1707 of Title 47 of the Louisiana Revised Statutes of 1950, as amended for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1; and for the purpose of paying the principle and interest on outstanding General Obligation Sewer Bonds for the year 2009.

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

**Attachments:** [2009-0298 Final Ord 09-8-6](#)

[2009-0299](#)

An ordinance setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, in excess of the rates established by Section 23(C) of Article VII of the Louisiana Constitution of 1974 and Revised Statute 47:1705(B), but not in excess of the prior year's maximum authorized millage rates for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Mosquito Control program, Parish Fire Protection, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1 for the year 2009.

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

**Attachments:** [2009-0299 Failed Proposed Ordinance](#)

[2009-0306](#)

An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No. S080501-1, Destrehan WWTP Rehabilitation Phase I Headworks to decrease the contract amount by \$19,402.00.

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

**Attachments:** [2009-0306 Change Order-F](#)  
[2009-0306 Final Ord 09-8-7 with Change Order](#)

[2009-0307](#) An ordinance to approve and authorize the execution of a Contract with Boh Bros. Construction Co., L.L.C. for the St. Charles Parish West Bank Multi-Use Path, State Project No. 744-45-0007, Federal Project No. ARR-4502(500) said Path to extend from Elm Street in Hahnville to Davis Drive in Luling.

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

**Attachments:** [2009-0307 Contract-F](#)  
[2009-0307 Final Ord 09-8-8 with Contract](#)

[2009-0308](#) An ordinance to roll back the Parish Government millage rate by 6.06 mills for tax payers in St. Charles Parish under the jurisdiction of the said governing authority. This reduction in ad valorem property tax rate is to keep total collection of taxes the same as in 2004, to reflect the increased tax collection due to higher assessed property values.

**Sponsors:** Mr. Nuss

### ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

3 [2009-0274](#) An ordinance to amend the St. Charles Parish, Zoning Ordinance, Appendix A Section XXII to reduce the fee for administrative Home Occupation permits.

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

**Attachments:** [Reduce PZO-2009-07 Reduce Home Occ Fee Minutes.doc](#)  
[Reduce Recommendation at a Glance.doc](#)  
[2009-0274 Final Ord 09-8-1](#)

#### **Legislative History**

7/2/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
7/2/09	Planning Commission	Recommended Approval to the Parish Council
7/2/09	Department of Planning & Zoning	Recommended Approval to the Planning Commission
7/2/09	Planning Commission	Recommended Approval to the Parish Council
7/20/09	Parish President	Introduced
7/20/09	Parish President	Introduced
7/20/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Publish/Scheduled for Public Hearing

- 4     [2009-0147](#)     An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement by and between the Parish of St. Charles and Lafourche Basin Levee District for the West Bank Hurricane Protection Levee.

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

**Attachments:**     [CEA Final Draft no edits shown 7-2-09.pdf](#)  
                               [2009-0147 Agreement-F](#)  
                               [2009-0147 Final Ord 09-8-2 with Agreement](#)

**Legislative History**

4/20/09	Hurricane Protection Projects Committee	Discussed.
	<i>Speakers:</i> <i>Ms. Mona Nosari, Consultant</i>	
4/20/09	Hurricane Protection Projects Committee	Discussed.
	<i>Speakers:</i> <i>Ms. Mona Nosari, Consultant</i>	
7/20/09	Parish President	Introduced
7/20/09	Parish President	Introduced
7/20/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Publish/Scheduled for Public Hearing

- 17     [2009-0285](#)     An ordinance placing a MORATORIUM on the issuance of permits for mobile homes along First Street, Second Street, Third Street, Fourth Street, Short Street, and Crespo Lane in St. Rose, until February 1, 2010.

**Sponsors:**     Mr. Cochran

**Attachments:**     [2009-0285 Final Ord 09-8-3](#)

**Legislative History**

7/20/09	Council Member(s)	Introduced
7/20/09	Council Member(s)	Introduced
7/20/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Publish/Scheduled for Public Hearing

- 18     [2009-0287](#)     An ordinance to approve and authorize the execution of a Contract for Engineering Services with Civil & Environmental Consulting Engineers for necessary professional engineering services associated with Parish Project No. P090701 Lakewood Pump Station Bar Screen Cleaner.

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

**Attachments:**     [2009-0287 Contract-F](#)  
                               [2009-0287 Final Ord 09-8-4 with Contract](#)

**Legislative History**

7/20/09	Parish President	Introduced
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7/20/09	Parish President	Introduced
7/20/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Publish/Scheduled for Public Hearing

- 41**    [2009-0288](#)    An ordinance to approve and authorize the execution of a Lease Agreement with the St. Charles Parish School Board for office space at the Eual J. Landry Alternative Center in Hahnville to house the Department of Parks & Recreation.

**Sponsors:**    Mr. St. Pierre Jr. and Department of Parks and Recreation

**Attachments:**    [2009-0288 Lease-F](#)  
[2009-0288 Final Ord 09-8-5 with Agreement](#)

**Legislative History**

7/20/09	Parish President	Introduced
7/20/09	Parish President	Introduced
7/20/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Publish/Scheduled for Public Hearing

## ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

- [2009-0261](#)    An ordinance to approve and authorize the execution of an Agreement with Echo Ventures, Inc. for the Wetland Watchers Park Improvements, Bonnet Carre Spillway at Lake Pontchartrain in Norco.

**Sponsors:**    Mr. St. Pierre Jr., Department of Planning & Zoning and Coastal Zone Management Section

**Attachments:**    [2009-0261 Agreement-F](#)  
[2009-0261 Final Ord 09-10-13 with Agreement](#)  
[2009-0261 Completion-F](#)

**Legislative History**

7/6/09	Parish President	Introduced
7/6/09	Parish President	Introduced
7/6/09	Parish Council	Publish/Scheduled for Public Hearing
7/6/09	Parish Council	Publish/Scheduled for Public Hearing
7/20/09	Parish Council	Public Hearing Requirements Satisfied

***Reported:***

*P & Z Department Recommended: Approval*

*C Z M Section Recommended: Approval*

7/20/09	Parish Council	Public Hearing Requirements Satisfied
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***Reported:***

*P & Z Department Recommended: Approval*

*C Z M Section Recommended: Approval*

7/20/09	Parish Council	Tabled.
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*Discussion: to table File No. 2009-0261*

7/20/09 Parish Council Tabled.  
*Discussion: to table File No. 2009-0261*

[2009-0215](#)

An ordinance to amend the Code of Ordinances Chapter 15, Motor Vehicles and Traffic, Section 15-17. Prohibitions during flooding conditions by adding under (a), (4) and by amending (b).

**Sponsors:** Ms. Schexnaydre

**Attachments:** [2009-0215 Final Ord 09-9-11](#)

**Legislative History**

6/1/09	Council Member(s)	Introduced
6/1/09	Council Member(s)	Introduced
6/1/09	Parish Council	Publish/Scheduled for Public Hearing
6/1/09	Parish Council	Publish/Scheduled for Public Hearing
6/15/09	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	<i>Councilwoman Schexnaydre Recommended: Approval</i>
6/15/09	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	<i>Councilwoman Schexnaydre Recommended: Approval</i>
6/15/09	Parish Council	Amended
	<i>Amendment: to amend the proposed ordinance in the "SUMMARY" and under "SECTION I." to change "... by adding under (a), (4) and by amending (b)." to read "... by amending (b)." and to remove under "SECTION I." the entire paragraph (4).</i>	
6/15/09	Parish Council	Amended
	<i>Amendment: to amend the proposed ordinance in the "SUMMARY" and under "SECTION I." to change "... by adding under (a), (4) and by amending (b)." to read "... by amending (b)." and to remove under "SECTION I." the entire paragraph (4).</i>	
6/15/09	Parish Council	Tabled.
	<i>Discussion: to table File No. 2009-0215</i>	
6/15/09	Parish Council	Tabled.
	<i>Discussion: to table File No. 2009-0215</i>	
7/6/09	Parish Council	Removed from the Table 1
7/6/09	Parish Council	Removed from the Table 1
7/6/09	Parish Council	Amended
	<i>Amendment: to accept the revised version of File No. 2009-0215</i>	
7/6/09	Parish Council	Amended
	<i>Amendment: to accept the revised version of File No. 2009-0215</i>	
7/6/09	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	<i>Councilwoman Schexnaydre Recommended: Approval</i>
	<i>Speakers:</i> <i>Honorable Greg Champagne, Sheriff</i>	

7/6/09	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilwoman Schexnaydre Recommended:</i>	<i>Approval</i>
	<i>Speakers:</i>	
	<i>Honorable Greg Champagne, Sheriff</i>	
7/6/09	Parish Council	Tabled.
7/6/09	Parish Council	Tabled.
7/20/09	Parish Council	Tabled.
7/20/09	Parish Council	Tabled.

## PERSONS TO ADDRESS THE COUNCIL

[2009-0292](#) Mr. Harold J. Mire, Sr.: Garbage that was before Council

**Attachments:** [2009-0292 Petition](#)

[2009-0300](#) Mr. Michael Kernan: Failure of Parish Leadership to Protect Public Safety after Dow Chemical's Harmful Chemical Release

**Attachments:** [2009-0300 Petition](#)

## RESOLUTIONS

- 44 [2009-0200](#) A resolution amending Resolution No. 4848 which officially established a confirmation questionnaire for nominees for all Boards or Commissions.

**Sponsors:** Mr. Hogan

**Attachments:** [Questionnaire-boards & commissions revised 7-09.doc](#)

[Questionnaire-boards & commissions revised 8-09.doc](#)

[2009-0200 6-8-09 PH memo PC](#)

[2009-0200 6-26-09 PH memo PC](#)

[2009-0200 Failed Proposed Resolution](#)

[2009-0200 Final Reso 5661 with Questionnaire](#)

**Legislative History**

6/1/09 Legislative Committee Discussed.

6/1/09 Legislative Committee Discussed.

6/8/09 Council Member(s) Correspondence Sent to the Parish Council, from District IV, Councilman Paul J. Hogan, PE, to provide comments and/or suggestions no later than Wednesday, June 24, 2009. Provided there are no comments or suggestions, the proposed resolution will be placed on the July 6, 2009 Parish Council Meeting for consideration and adoption.

6/8/09	Council Member(s)	Correspondence Sent
	to the Parish Council, from District IV, Councilman Paul J. Hogan, PE, to provide comments and/or suggestions no later than Wednesday, June 24, 2009. Provided there are no comments or suggestions, the proposed resolution will be placed on the July 6, 2009 Parish Council Meeting for consideration and adoption.	
6/26/09	Council Member(s)	Correspondence Sent
	to the Parish Council, from District IV, Councilman Paul J. Hogan, PE, to state that the proposed resolution will be placed on the July 6, 2009 Parish Council Agenda and the proposed changes to the questionnaire only applies to future appointees as was discussed at the July 1, 2009 Legislative Committee Meeting and will have no effect on anyone currently serving on a Board or Commission.	
6/26/09	Council Member(s)	Correspondence Sent
	to the Parish Council, from District IV, Councilman Paul J. Hogan, PE, to state that the proposed resolution will be placed on the July 6, 2009 Parish Council Agenda and the proposed changes to the questionnaire only applies to future appointees as was discussed at the July 1, 2009 Legislative Committee Meeting and will have no effect on anyone currently serving on a Board or Commission.	
7/6/09	Council Member(s)	Introduced
7/6/09	Council Member(s)	Introduced
7/6/09	Parish Council	Approved 1
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended:</i>	<i>Approval</i>
	<i>Proposed resolution failed for lack of a majority by the following vote</i>	
7/6/09	Parish Council	Approved 1
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended:</i>	<i>Approval</i>
	<i>Proposed resolution failed for lack of a majority by the following vote</i>	

**48**    [2009-0293](#)

A resolution to grant permission to the Jerusalem Shriners, 1940 Ormond Boulevard, Destrehan, LA 70047, to solicit contributions at the intersections of Ormond Boulevard and River Road (LA 48) and Ormond Boulevard and Airline Drive (US 61), on September 4th, 5th, 11th, and 12th, 2009, between the hours of 10:00 A.M. and 2:00 P.M.

**Sponsors:**

Ms. Benedetto

**Attachments:**[2009-0293 Final Reso 5662](#)

- 49    [2009-0294](#)    A resolution adopting the St. Charles Parish Citizen Participation Plan for implementation in the Community Development Block Grant (CDBG) - Disaster Recovery Program.

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

**Attachments:**    [Citizen Participation Plan.doc](#)  
[2009-0294 Final Reso 5663 with Plan](#)

- 57    [2009-0295](#)    A resolution certifying that the East Bank Water Treatment Plant Expansion, a project for which reimbursement funding is being requested under the Community Development Block Grant (CDBG) - Disaster Recovery Program, meets the "Urgent Need" National Policy Objective.

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

**Attachments:**    [2009-0295 Final Reso 5664](#)

- 58    [2009-0296](#)    A resolution to authorize certain actions and individuals to perform designated functions required by the State for St. Charles Parish to participate in the State of Louisiana Community Development Block Grant (CDBG) Disaster Recovery Program.

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

**Attachments:**    [COMMUNICATING INFORMATION TO PERSONS WITH SENSORY IMPAIRM](#)  
[Fair Housing Assessment.pdf](#)  
[RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN](#)  
[Section 504 Assurance.doc](#)  
[RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE CER](#)  
[2009-0296 Final Reso 5665 with Program](#)

- 73    [2009-0297](#)    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 St. Charles Parish Safe Routes to School Program, State Project No. 737-45-0001, Federal Aid Project No. SRS-4509(501).

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

**Attachments:**    [SRTS Agreement.pdf](#)  
[2009-0297 Agreement-F](#)  
[2009-0297 Final Reso 5666 with Agreement](#)

- [2009-0305](#)    A resolution of the St. Charles Parish Council to remove the present Council Chairman and appoint a new Council Chairman to complete the current term ending in December 2009.

**Sponsors:**    Mr. Nuss, Mr. Lambert, Ms. Benedetto, Mr. Tastet and Mr. Cochran

**APPOINTMENTS**[2009-0280](#)

A resolution to appoint a member to the Civil Service Board.

**Attachments:**[2009-0280 Final Reso 5667](#)

*Council will confirm nomination for appointment from a list of persons submitted by the President of Nicholls State University due to the expiration of the term of Mr. Brett Terrebonne (Home Rule Charter Article III, Section C.5.b.iii.(5):) Three (3) year term - August 1, 2009 expires August 1, 2012.*

Nominee: Mr. Brett Terrebonne

**Legislative History**

7/24/06	Parish Council	Enacted Legislation
	<i>Mr. Brett Terrebonne appointed to the Civil Service Board on July 24, 2006, per Resolution No. 5363</i>	
	<i>Term: August 1, 2006 - August 1, 2009</i>	
7/24/06	Parish Council	Enacted Legislation
	<i>Mr. Brett Terrebonne appointed to the Civil Service Board on July 24, 2006, per Resolution No. 5363</i>	
	<i>Term: August 1, 2006 - August 1, 2009</i>	
7/1/09	Parish Council	Correspondence Received
	<i>Dr. Hulbert, Nicholls State University, submitted a list of persons to fill the expired term of Mr. Brett Terrebonne to the Civil Service Board</i>	
7/1/09	Parish Council	Correspondence Received
	<i>Dr. Hulbert, Nicholls State University, submitted a list of persons to fill the expired term of Mr. Brett Terrebonne to the Civil Service Board</i>	
7/20/09	Parish Council	Nomination(s) Accepted
	Nominee:	
	<i>Councilwoman Schexnaydre nominated Mr. Brett Terrebonne</i>	
7/20/09	Parish Council	Nomination(s) Accepted
	Nominee:	
	<i>Councilwoman Schexnaydre nominated Mr. Brett Terrebonne</i>	
7/20/09	Parish Council	Close Nomination(s) for
7/20/09	Parish Council	Close Nomination(s) for

[2009-0281](#)

A resolution to appoint a member to the Civil Service Board.

**Attachments:**[2009-0281 Final Reso 5668](#)

*Council will confirm nomination for appointment submitted by the President of Tulane University due to the expiration of the term of Ms. Sara Champion. (Home Rule Charter Article III, Section C.5.b.iii.(5)) Three (3) year term - August 1, 2009 expires August 1, 2012.*

Nominee: Ms. Sara Champion

**Legislative History**

1/28/08	Parish Council	Enacted Legislation
	<i>Ms. Sara Champion appointed to the Civil Service Board on January 28, 2008, per Resolution No. 5502</i>	
	<i>Term: August 1, 2006 - August 1, 2009</i>	

1/28/08	Parish Council	Enacted Legislation <i>Ms. Sara Champion appointed to the Civil Service Board on January 28, 2008, per Resolution No. 5502 Term: August 1, 2006 - August 1, 2009</i>
7/9/09	Parish Council	Correspondence Received <i>Dr. Cowen, Tulane University, recommended Ms. Sara Champion for reappointment to the Civil Service Board</i>
7/9/09	Parish Council	Correspondence Received <i>Dr. Cowen, Tulane University, recommended Ms. Sara Champion for reappointment to the Civil Service Board</i>
7/20/09	Parish Council	Nomination(s) Accepted <i>Nominee: Councilman Cochran nominated Ms. Sara Champion</i>
7/20/09	Parish Council	Nomination(s) Accepted <i>Nominee: Councilman Cochran nominated Ms. Sara Champion</i>
7/20/09	Parish Council	Close Nomination(s) for
7/20/09	Parish Council	Close Nomination(s) for

2009-0301

A resolution to appoint a member to the St. Charles Parish Communications District representing the St. Charles Firemen's Association.

Attachments:

[2009-0301 Final Reso 5669](#)

*Council will confirm nomination of Mr. Reginald R. Gaubert by the St. Charles Firemen's Association. Four (4) year term to begin August 19, 2009 and expire August 19, 2013.*

Legislative History

8/15/05	Parish Council	Enacted Legislation <i>Mr. Reginald R. Gaubert appointed to the St. Charles Parish Communications District on August 15, 2005, per Resolution No. 5289 Term: August 19, 2005 - August 19, 2009</i>
8/15/05	Parish Council	Enacted Legislation <i>Mr. Reginald R. Gaubert appointed to the St. Charles Parish Communications District on August 15, 2005, per Resolution No. 5289 Term: August 19, 2005 - August 19, 2009</i>
6/22/09	Parish Council	Correspondence Received <i>from Chief Reginald Gaubert advising that Chief Reginald Gaubert will again be representing the Firemen's Association for a four year term</i>
6/22/09	Parish Council	Correspondence Received <i>from Chief Reginald Gaubert advising that Chief Reginald Gaubert will again be representing the Firemen's Association for a four year term</i>

- 90    [2009-0303](#)    A resolution to appoint Major Sam Zinna to the St. Charles Parish Communications District representing the St. Charles Parish Sheriff's Office.

Attachments:    [2009-0303 Final Reso 5670](#)

*Council will confirm nomination of Major Sam Zinna by the St. Charles Parish Sheriff's Office. Four year term to begin August 19, 2009, and expire August 19, 2013.*

Legislative History

8/15/05	Parish Council	Enacted Legislation
	<i>Major Sam Zinna appointed to the St. Charles Parish Communications District on August 15, 2005, per Resolution No. 5290</i>	
	<i>Term: August 19, 2005 - August 19, 2009</i>	
8/15/05	Parish Council	Enacted Legislation
	<i>Major Sam Zinna appointed to the St. Charles Parish Communications District on August 15, 2005, per Resolution No. 5290</i>	
	<i>Term: August 19, 2005 - August 19, 2009</i>	
7/28/09	Parish Council	Correspondence Received
	<i>from Sheriff Champagne advising that Major Sam Zinna will again be representing the Sheriff's Office for a four year term</i>	
7/28/09	Parish Council	Correspondence Received
	<i>from Sheriff Champagne advising that Major Sam Zinna will again be representing the Sheriff's Office for a four year term</i>	

## ADJOURNMENT

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.