



St. Charles Parish
Meeting Agenda
Parish Council
Agenda

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
scpcouncil@st-charles.la.us
<http://www.stcharlesparish-la.gov>

Council Chairman Larry Cochran
Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,
Terrell D. Wilson, Shelley M. Tastet, Wendy Benedetto,
Paul J. Hogan, Traci A. Fletcher, Dennis Nuss

Monday, December 3, 2012 **6:00 PM** **Council Chambers, Courthouse**
Final

CALL TO ORDER

PRAYER

Bishop Otis Kenner
Faith Praise & Deliverance Temple

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

Regular Meeting - November 19, 2012

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 2012-0423 (12/3/2012, Cochran)
Tribute: Honorable Dennis Nuss, Councilman, District VII
- 1 2012-0424 (12/3/2012, Benedetto)
In Recognition: Councilman Dennis Nuss, 2012 Council Vice-Chairman
- 2 2012-0425 (12/3/2012, Schexnaydre, Fauchaux, Wilson, Tastet, Benedetto, Hogan, Cochran, Fletcher, Nuss)
In Recognition: Monica Ann Williams
- 3 2012-0426 (12/3/2012, Nuss)
In Recognition: Robert Parker, Zoning Board of Adjustment

- 19 **2012-0415** (11/19/2012, St. Pierre, Jr., Coastal Zone Management Section)
 An ordinance to approve and authorize the execution of a contract with Bertucci Contracting Company, LLC, for PO-42 West LaBranche Shoreline Protection Project, Coastal Impact Assistance Program, in the amount of \$2,777,100.00.
- Legislative History
- | | | |
|----------|------------------|----------------------|
| 11/19/12 | Parish President | Introduced |
| 11/19/12 | Parish Council | Publish/Scheduled PH |
- 28 **2012-0416** (11/19/2012, St. Pierre, Jr., Cochran, Chief Administrative Officer)
 An ordinance to approve and authorize the execution of an Agreement with South Central Planning & Development Commission for the purpose of merging precincts in St. Charles Parish.
- Legislative History
- | | | |
|----------|------------------|----------------------|
| 11/19/12 | Parish President | Introduced |
| 11/19/12 | Parish Council | Publish/Scheduled PH |
- 46 **2012-0417** (11/19/2012, St. Pierre, Jr., Department of Finance)
 An ordinance adopting the St. Charles Parish Council Road and Bridges Capital Program Budget for fiscal year 2013 through 2015 in accordance with the Parish Transportation Act.
- Legislative History
- | | | |
|----------|------------------|----------------------|
| 11/19/12 | Parish President | Introduced |
| 11/19/12 | Parish Council | Publish/Scheduled PH |
- 48 **2012-0418** (11/19/2012, St. Pierre, Jr., Department of Public Works, Benedetto)
 An ordinance to approve and authorize the execution of a contract with Advanced Quality Construction, Inc. for project P081102-4 Dunleith Canal Stabilization Ph3 in the amount of \$1,018,626.82.
- Legislative History
- | | | |
|----------|------------------|----------------------|
| 11/19/12 | Parish President | Introduced |
| 11/19/12 | Parish Council | Publish/Scheduled PH |

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

ORDINANCES FOR RECONSIDERATION BY REASON OF THE PARISH PRESIDENT'S VETO

- 55 **2012-0206** (10/1/2012, St. Pierre, Jr., Department of Finance)
 An ordinance to approve and adopt the appropriation of Funds for the St. Charles Parish Consolidated Operating and Capital Budget for Fiscal Year 2013.
ORDINANCE NO. 12-11-1
- Legislative History
- | | | | |
|--------|----------------|---------|------|
| 6/4/12 | Parish Council | Amended | Pass |
|--------|----------------|---------|------|
- Reported:
 Finance Department Recommended: Approval
- Amendment: to amend the Calendar of Official Action for the 2013 Budget by deleting in line 11-05-12 "Adoption of Ordinance appropriating funds for the 2013 Parish Budget (This enacts the 2013 Budget)."
- | | | | |
|--------|----------------|----------|------|
| 6/4/12 | Parish Council | Accepted | Pass |
|--------|----------------|----------|------|
- VOTE TO ACCEPT THE CALENDAR OF OFFICIAL ACTION AS AMENDED

10/1/12	Parish President	Introduced
10/1/12	Parish Council	Publish/Scheduled PH
10/15/12	Parish Council	Publish/Scheduled PH
10/23/12	Parish Council	PH Requirements Satisfied
10/23/12	Parish Council	Publish/Scheduled PH
10/23/12	Parish Council	Amendments Recorded

AMENDMENT NO. 1 - General Fund - Council - Operating Services and Other Charges

Councilman Wilson motioned to amend the proposed budget - Account 001-400110 by decreasing Operating Services, Account 270 - Contractual Services by \$3,000.00 and by increasing Other Charges, Account 410 - Training & Travel by \$3,000.00. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 2 - General Fund - Council - District VII - Operating Services and Materials & Supplies

Councilman Nuss motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$3,300.00 and by increasing Account 001-400117 - Operating Services, Account 220 - Printing by \$500.00; and by increasing Account 241 - Postage by \$1,000.00; by increasing Materials & Supplies, Account 305 - Office & Communications Equipment by \$2,000.00; by decreasing Account 310 - Office Supplies by \$100.00; and by decreasing Account 325 - Food & Clothing by \$100.00. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 3 - Enterprise Funds - Wastewater

Councilman Faucheux motioned to amend the proposed budget to replace the current "Narrative Explanation of Capital Outlay" in Fund 401 - Wastewater with the corrected version of the "Narrative Explanation of Capital Outlay" in Fund 401 - Wastewater. Motion carried 5 years, Councilmen Tastet, Benedetto, Hogan, and Cochran absent.

AMENDMENT NO. 4 - Special Revenue Funds - Recreation - Capital Outlay

Councilwoman Schexnaydre motioned to amend the proposed budget to transfer \$20,000.00 from the unrestricted General Fund balance to Recreation for Capital Outlay - Improvements other than Buildings - New Sarpy Booster Club Storage Building by \$20,000.00. Motion carried 5 years, Councilman Nuss voting nay, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 5 - Special Revenue Funds - Recreation - Capital Outlay

Councilman Wilson motioned to amend the proposed budget to transfer \$15,000.00 from the unrestricted General Fund balance to Recreation for Capital Outlay - Improvements other than Buildings - Boutte Community Park - Basketball Court and Fence by \$15,000.00. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 6 - Special Revenue Funds - Recreation - Capital Outlay

Councilwoman Fletcher motioned to amend the proposed budget to transfer \$60,000.00 from the unrestricted General Fund balance to Recreation for Capital Outlay - Improvements other than Buildings - Upgrade/Rehabilitation of New Sarpy Park St. park improvements (at West Harding and Fourth Street) by \$60,000.00. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 7 - General Fund - General Government Buildings - Capital Outlay

Councilman Nuss motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$100,000.00 and by increasing Account 001-400640 - Capital Outlay, Account 656 - Office Equipment by \$100,000.00 for Community Center - Audio/Visual Equipment. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

AMENDMENT NO. 8 - General Fund - Council - Operating Services

Councilman Faucheux motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$50,000.00 and by increasing Account 001-400110 - Operating Services, Account 280 - Professional Services by \$50,000.00 for Attorney Fees. Motion carried 6 years, Councilmen Tastet, Benedetto, and Hogan absent.

10/25/12	Parish Council	PH Requirements Satisfied
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10/25/12	Parish Council	Amendments Recorded
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AMENDMENT NO. 9 - General Fund - District Court Division E - Personal Services

Councilman Tastet motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$11,000.00 and by increasing Account 001-400208 - Personal Services, Account 125 - Non-PR Salaries/Benefits by \$11,000.00 to upgrade a part-time Law Clerk to a full-time Law Clerk and to upgrade a Data Entry Clerk to a Paralegal. Motion carried 5 years, Councilmen Schexnaydre, Benedetto, Hogan, and Nuss absent.

AMENDMENT NO. 10 - General Fund - Coroner - Personal Services

Councilman Cochran motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$6,900.00 and by increasing Account 001-430160 - Personal Services, Account 153 - Life/Health Insurance by \$6,900.00 and by moving \$28,100.00 from Account 001-430160 - Operating Services, Account 270 - Contractual Services to Account 001-430160 - Personal Services, Account 153 - Life/Health Insurance. Motion carried 5 years, Councilmen Schexnaydre, Benedetto, Hogan, and Nuss absent.

10/25/12	Parish Council	Publish/Scheduled PH
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10/30/12	Parish Council	PH Requirements Satisfied
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10/30/12 Parish Council Amendments Recorded

AMENDMENT NO. 11 - Special Revenue Funds - Recreation - Capital Outlay

Councilwoman Benedetto motioned to amend the proposed budget to roll over \$431,000.00 from the 2012 Budget to the 2013 proposed budget to Recreation for Capital Outlay - Improvements other than Buildings - Ormond Park Improvements and by transferring \$400,000 from the unrestricted General Fund balance to Recreation for Capital Outlay - Improvements other than Buildings - Ormond Park Improvements. Motion carried 7 years, Councilwoman Schexnaydre voting nay, Councilman Cochran absent.

AMENDMENT NO. 12 - Special Revenue Funds - Recreation - Capital Outlay

Councilman Nuss motioned to amend the proposed budget by transferring \$50,000.00 from the unrestricted General Fund balance to Recreation, Capital Outlay - Improvements other than Buildings - Ashton Park Improvement. Motion carried 7 years, Councilwoman Schexnaydre voting nay, Councilman Cochran absent.

AMENDMENT NO. 13 - Special Revenue Funds - Road & Drainage - Paved Streets - Operating Services

Councilwoman Fletcher motioned to amend the proposed budget by adding \$15,000.00 to Road & Drainage, Paved Streets, Operating Services - Maintenance of Property & Equipment for striping in District VI. Motion carried 8 years, Councilman Cochran absent. (Note, Roads and Drainage has their own fund balance, thus no transfer from the General Fund)

AMENDMENT NO. 14 - General Fund - General Government Buildings - Capital Outlay

Councilman Nuss motioned to amend the proposed budget by adding \$75,000.00 from the unrestricted General Fund balance to Account 001-400640 - Capital Outlay, Improvements other than Buildings to upgrade the Council Chambers. Motion carried 5 years, Councilmen Schexnaydre, Hogan, and Fletcher voting nay, Councilman Cochran absent.

AMENDMENT NO. 15 - General Fund - Community Services - Capital Outlay

Councilman Wilson motioned to amend the proposed budget by adding \$120,000.00 from the unrestricted General Fund Balance to Account 001-430231 - Community Services, Capital Outlay - Building, Ground, and General Plant for the Killona Community Center. Motion carried 6 years, Councilmen Schexnaydre and Hogan voting nay, Councilman Cochran absent.

AMENDMENT NO. 16 - Special Revenue Funds - Road & Drainage - Paved Streets - Capital Outlay

Councilman Nuss motioned to amend the proposed budget to roll over \$80,000.00 from the 2012 Budget to the 2013 proposed budget to Road & Drainage - Paved Streets for Capital Outlay - Improvements other than Buildings for traffic calming solutions. Motion carried 6 years, Councilman Hogan voting nay, Councilmen Faucheux and Cochran absent.

11/5/12 Parish Council Amended Pass

AMENDMENT NO. 17 - General Fund - Council - Operating Services

Councilman Nuss motioned to amend the proposed budget by decreasing the unrestricted General Fund balance by \$50,000.00 and by increasing Account 001-400110 - Operating Services, Account 280 - Professional Services by an additional \$50,000.00 for Attorney Fees.

Council Discussion

11/5/12 Parish Council PH Requirements Satisfied

Reported:

Finance Department Recommended: Approval

11/5/12 Parish Council Approved as Amended Pass

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

11/8/12 Parish President Vetoed by the Par. Pres.

line item vetoed - Amendment No. 17

Council consideration November 19, 2012 or December 3, 2012

11/9/12 Parish Council Correspondence Received

from Parish President St. Pierre stating reasons for his veto; President St. Pierre request that the Parish Council sustain the line item veto

11/19/12 Parish Council Tabled. Pass

Council Discussion: to table the vote on the Veto of Ordinance No. 12-11-1 until the December 3rd Parish Council Meeting

APPOINTMENTS**2012-0332 (9/17/2012)**

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the criminal justice community.

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the criminal justice community to fill the vacancy created by the expiration of the term of Mr. Robert Mack. Two (2) year term to begin November 1, 2012 and expire November 1, 2014. [Deferred from the November 19, 2012 Parish Council Meeting.]

Legislative History

1/24/11 Parish Council Enacted Legislation

Mr. Robert Mack appointed to the St. Charles Parish Children and Youth Planning Board on January 24, 2011, per Resolution No. 5804

Term: November 1, 2010 - November 1, 2012

9/17/12 Parish Council Vacancy Announced

10/1/12 Parish Council Deferred

10/15/12 Parish Council Deferred

11/5/12 Parish Council Deferred

11/19/12 Parish Council Deferred

2012-0335 (9/17/2012)

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the faith-based community.

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the faith-based community to fill the vacancy created by the expiration of the term of Ms. Ingrid G. Adams. Two (2) year term to begin November 1, 2012 and expire November 1, 2014. [Deferred from the November 19, 2012 Parish Council Meeting.]

Legislative History

10/18/10 Parish Council Enacted Legislation

Ms. Ingrid Adams appointed to the St. Charles Parish Children and Youth Planning Board on October 18, 2010, per Resolution No. 5785

Term: November 1, 2010 - November 1, 2012

9/17/12 Parish Council Vacancy Announced

10/1/12 Parish Council Deferred

10/15/12 Parish Council Deferred

11/5/12 Parish Council Deferred

11/19/12 Parish Council Deferred

59 2012-0380 (11/5/2012)

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

Council will confirm nomination from the District I Councilmember to fill the vacancy created by the expiration of the term of LaSandra Gordon. Four (4) year term to begin December 7, 2012 and expire December 7, 2016.

Nominee: Ms. LaSandra Gordon

Legislative History

1/23/12	Parish Council	Enacted Legislation	
<i>LaSandra Gordon appointed to the Zoning Board of Adjustment on January 23, 2012, per Resolution No. 5874 Term: January 23, 2012 - December 7, 2012</i>			
11/5/12	Parish Council	Vacancy Announced	
11/19/12	Parish Council	Nomination(s) Accepted	
<i>Nominee: Councilman Wilson nominated Ms. LaSandra Gordon</i>			
11/19/12	Parish Council	Close Nomination(s) for	Pass

2012-0381 (11/5/2012)

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

Council Office did not receive Confirmation Questionnaire by November 27, 2012 deadline; Rule 17 - Confirmation Questionnaires must be completed and returned to the Office of the Council Secretary by 4:00 o'clock p.m. on the fourth business day preceding a Parish Council Meeting. Failure to complete or return the questionnaire prior to the deadline shall automatically disqualify the nomination.

Council Chairman will accept nomination from the District III Councilmember to fill the vacancy created by the expiration of the term of Mr. Timothy S. Blanchard. Four (4) year term to begin December 7, 2012 and expire December 7, 2016.

Legislative History

12/15/08	Parish Council	Enacted Legislation	
<i>Timothy S. Blanchard appointed to the Zoning Board of Adjustment on December 15, 2008, per Resolution No. 5604 Term: December 7, 2008 - December 7, 2012</i>			
11/5/12	Parish Council	Vacancy Announced	
11/19/12	Parish Council	Nomination(s) Accepted	
<i>Nominee: Councilwoman Benedetto nominated Mr. Timothy Benedetto</i>			
11/19/12	Parish Council	Close Nomination(s) for	Pass

2012-0382 (11/5/2012)

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

Council Office did not receive Confirmation Questionnaire by November 27, 2012 deadline; Rule 17 - Confirmation Questionnaires must be completed and returned to the Office of the Council Secretary by 4:00 o'clock p.m. on the fourth business day preceding a Parish Council Meeting. Failure to complete or return the questionnaire prior to the deadline shall automatically disqualify the nomination.

Council Chairman will accept nomination from the District VII Councilmember to fill the vacancy created by the expiration of the term of Mr. Robert Parker. Four (4) year term to begin December 7, 2012 and expire December 7, 2016.

Legislative History

12/15/08	Parish Council	Enacted Legislation	
<i>Robert Parker appointed to the Zoning Board of Adjustment on December 15, 2008, per Resolution No. 5605 Term: December 7, 2008 - December 7, 2012</i>			
11/5/12	Parish Council	Vacancy Announced	

11/19/12 Parish Council Nomination(s) Accepted

Nominee:

Chairman Cochran on behalf of Councilman Nuss nominated Mr. Dimitri Veltsos

11/19/12 Parish Council Discussed.

Councilman Wilson motioned to close nominations. Motion failed for the lack of a second.

2012-0407 (11/19/2012)

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

Council Chairman will accept nomination from the District IV Councilmember to fill the vacancy caused by the resignation of the term of Mr. Steven Hebert. Unexpired term to begin immediately and expire December 7, 2013.

Legislative History

12/21/09 Parish Council Enacted Legislation

Mr. Steven Hebert appointed to the Zoning Board of Adjustment as the District IV Representative on December 21, 2009, per Resolution No. 5705

Term: December 7, 2009 - December 7, 2013

11/19/12 Parish Council Vacancy Announced

2012-0411 (11/19/2012)

Council Ex-Officio Appointment to the Housing Authority.

Council Ex-Officio Appointment to the Housing Authority. Council will confirm nomination to fill the vacancy created by the expiration of the term of Councilman Clayton Faucheux, Jr. as the Council Ex-Officio Appointment to the Housing Authority. One (1) year term to begin January 14, 2013 and expire January 9, 2014.

Nominee: Councilman Clayton Faucheux, Jr.

Legislative History

11/19/12 Parish Council Nomination(s) Accepted

Nominee:

Chairman Cochran nominated Councilman Faucheux

11/19/12 Parish Council Close Nomination(s) for

Pass

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

64 **2012-0408** (11/19/2012)

Adopt 2013 Parish Council Meeting Schedule

Legislative History

11/19/12 Parish Council Review

2012-0409 (11/19/2012)

Accept Nominations and Confirm Nomination - Presiding Officer for 2013; Chairman, St. Charles Parish Council

Legislative History

11/19/12 Parish Council Deferred

2012-0410 (11/19/2012)

Accept Nominations and Confirm Nomination - Presiding Officer for 2013; Vice-Chairman, St. Charles Parish Council

Legislative History

11/19/12

Parish Council

Deferred

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.**MEETINGS***PLANNING & ZONING COMMISSION: Thursday, 12/6/12, 7PM, Council Chambers**911 COMMUNICATIONS DISTRICT: Monday, 12/10/12, 5PM, Council Chambers**COMMUNITY ACTION ADVISORY BOARD: Wednesday, 12/12/12 7PM, Council Chambers**SUNSET DRAINAGE DISTRICT: Thursday, 12/13/12, 7PM, Council Chambers***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) 783-5000 to discuss the particular accommodations needed.