



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, October 4, 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 [2010-0338](#) In Recognition: Isiah Franklin, Sr., 90th Birthday
Sponsors: Mr. Raymond
- 2 [2010-0340](#) Proclamation: "Musical Festival Weekend"
Sponsors: Mr. Lambert
- 3 [2010-0339](#) Proclamation: "National Breast Cancer Awareness Month in St. Charles Parish"
Sponsors: Mr. Raymond

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2010-0341](#) Department of Community Services

[2010-0342](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

(No items for the regular Agenda)

[2010-0346](#) An ordinance to amend the Code of Ordinances to modify permit fees, Chapter 6, Article 2, Section 6-15. Fees.

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

Attachments: [2010-0346 Final Ord 10-10-2](#)

[2010-0348](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with Environmental Engineering Services, Inc. for the design of Parish Project No. S100902, Upgrade to Ashton Sewer Pump Station and Force Main.

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

Attachments: [2010-0348 Contract-F](#)
[2010-0348 Final Ord 10-10-3 with Contract](#)

[2010-0349](#) An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No P090905, Rathborne Park Walking Trail, to decrease the contract amount by \$27,854.90 and to decrease the number of days by two (2).

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

Attachments: [2010-0349 Change Order-F](#)
[2010-0349 Final Ord 10-10-4 with Change Order](#)

[2010-0350](#) An ordinance to approve and authorize the execution of an Agreement with F. J. Arcement Construction, Inc. for the construction of the Records Storage Building at 15012 C River Road in Hahnville.

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

Attachments: [2010-0350 Agreement-F](#)
[2010-0350 Final Ord 10-10-5 with Agreement](#)
[2010-0350 Completion-F](#)

[2010-0351](#) An ordinance to approve and authorize the execution of an Agreement with F. J. Arcement Construction, Inc. for the construction of the DMV Building at 15012 B River Road in Hahnville.

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

Attachments: [2010-0351 Agreement-F](#)
[2010-0351 Final Ord 10-10-6 with Agreement](#)
[2010-0351 Completion-F](#)

[2010-0347](#) An ordinance to amend the Code of Ordinances Chapter 4, Article 1, and Section 4-10 (a) Keeping of Animals not considered Pets in other than OL Zoning Districts.

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

Attachments: [Animals other OL application.doc](#)
[2010-0347 Final Ord 10-10-7](#)
[2010-0347 10-19-10 PH memo Legal](#)
[2010-0347 11-3-10 2nd Request Legal](#)
[2010-0347 11-3-10 Legal memo PH](#)
[2010-0347 11-8-10 PH memo Legal](#)
[2010-0347 11-16-10 Legal memo PH](#)

[2010-0353](#) An ordinance to provide for the installation of a “**Stop**” sign on Boutte Estates Drive at its intersection with Turner Lane in Boutte.

Sponsors: Mr. Raymond

Attachments: [2010-0353 Final Ord 10-10-8](#)

[2010-0354](#) An ordinance to authorize full and final satisfaction of an arbitration award with Favalora Constructors, Inc. in the amount of \$120,000.00 in connection with the construction contract for the St. Rose Branch Library.

Sponsors: Mr. St. Pierre Jr. and Department of Legal Services

Attachments: [2010-0354 Final Ord 10-10-9](#)

ORDINANCE INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2010-0227](#) An ordinance to approve and adopt the appropriation of Funds for the St. Charles Parish Consolidated Operating and Capital Budget for Fiscal Year 2011.

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

Attachments: [Budget Message.pdf](#)
[Exhibits A & B.pdf](#)
[Exhibits A & B - 2nd revised](#)
[Exhibits A & B - amended](#)
[10-11-1 Veto Message](#)
[2010-0227 Final Ord 10-11-1 with Exhibits](#)

Legislative History

6/21/10 Parish Council Accepted 1

Reported:

Finance Department Recommended: Approval

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

[2010-0334](#) An ordinance to provide for the installation of a “STOP” sign at the end of Hale Street and Fonda Street in Paradis, La.

Sponsors: Mr. Hogan

Attachments: [2010-0334 Final Ord 10-10-1](#)

Legislative History

9/20/10 Council Member(s) Introduced

9/20/10 Parish Council Publish/Scheduled for Public Hearing

[2008-0276](#) An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Sec. 16-24 Classifications and definitions, and Sec. 16-25 Prohibited.

Sponsors: Mr. Hogan

Attachments: [2008-0276 Failed Proposed Ordinance](#)
[2008-0276 6-16-09 PC memo](#)
[2008-0276 7-15-09 PH memo KM](#)
[2008-0276 8-19-09 2nd Request memo KM](#)
[2008-0276 9-18-08 Memo PZ](#)
[2008-0276 10-30-08 2nd Request KM](#)
[2008-0276 11-18-08 PH memo ML](#)

Legislative History

6/16/08 Council Member(s) Introduced

6/16/08 Parish Council Publish/Scheduled for Public Hearing

7/7/08	Parish Council	Public Hearing Requirements Not Satisfied <i>Reported:</i> <i>Councilman Hogan Recommended: Approval</i>
7/7/08	Parish Council	Rmv'd from Consid. <i>Discussion: to remove File No. 2008-0276 from consideration</i>
9/18/08	Council Member(s)	Correspondence Sent to Planning & Zoning Director, Ms. Kimberly Marousek, from Councilman-At-Large, Division B, Paul J. Hogan, PE to review the proposed ordinance in detail with staff members who deal with grass violations, and to advise if there are any concerns that need to be addressed, which were not already addressed; to provide a draft Grass Cutting and Clean-Up Chart for review no later than October 17, 2008.
11/18/08	Council Member(s)	Correspondence Sent to Legislative Committee Chairman, Mr. Marcus M. Lambert, from Councilman-At-Large, Division B, Paul J. Hogan, PE to consider placing "amending Chapter 16, Article III, Weeds, Grass, Etc." on the Legislative Committee Meeting Agenda.
3/30/09	Legislative Committee	Discussed. <i>Speakers:</i> <i>Mr. Rhys Kinler, Planning & Zoning Department</i> <i>Mr. Timmy Vial, Chief Administrative Officer</i> <i>Mr. Leon C. Vial, III, Legal Director</i> <i>Ms. Kim Marousek, Planning & Zoning Director</i> <i>Mr. Ed Burks, New Sarpy</i>
6/1/09	Council Member(s)	Introduced
6/1/09	Parish Council	Publish/Scheduled for Public Hearing
6/15/09	Parish Council	Public Hearing Requirements Satisfied <i>Reported:</i> <i>Councilman Hogan Recommended: Approval</i>
6/15/09	Parish Council	Approved 1 <i>Proposed ordinance failed for lack of a majority by the following vote</i>
6/16/09	Council Member(s)	Correspondence Sent to Council Chairman, Mr. Terry Authement, District V Councilman Larry Cochran, District III Councilwoman Wendy Benedetto, District I Councilman Billy Raymond, Sr., District VI Councilman Marcus M. Lambert, and District II Councilman Shelley M. Tastet, from Councilman-At-Large, Division B, Paul J. Hogan, PE, to advise of what the issue(s) are with the proposed ordinance.
7/15/09	Council Member(s)	Correspondence Sent to Planning & Zoning Director, Ms. Kimberly Marousek, from Councilman-At-Large, Division B, Paul J. Hogan, PE, to provide an update on the Department's re-write of the grass ordinance.
9/20/10	Council Member(s)	Introduced
9/20/10	Parish Council	Publish/Scheduled for Public Hearing

RESOLUTIONS

- 5 [2010-0285](#) A resolution to amend the Parish Council Rules by adding Rule 40. Use of Electronic Equipment during Parish Council Meetings or Committee Meetings.

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

Attachments: [2010-0285 8-17-10 PH memo PC](#)
 [2010-0285 Failed Proposed Resolution \(09-07-10\)](#)
 [2010-0285 Failed Proposed Resolution \(10-04-10\)](#)
 [2010-0285 10-6-10 P ltr AG](#)
 [2010-0285 10-18-10 Att. Gen. ltr PH](#)
 [2010-0285 11-8-11 Att. Gen. ltr PH](#)

[Per Parish Council Rule 19. - amending the Council Rules must lie over. Final Action Monday, October 4, 2010.]

Legislative History

8/17/10	Council Member(s)	Correspondence Sent to the Parish Council, from District IV Councilman Paul J. Hogan, PE, to review the proposed resolution, adding Council Rule 40 to the Parish Council Rules booklet and to provide comments, concerns, or suggestions no later than August 25th.
8/23/10	Council Member(s)	Introduced
8/23/10	Parish Council	Held Over <i>Council Rule 19. The rules may be repealed, altered, or amended by concurrence of a majority of all Councilmen, but motion for this purpose must be in writing, and lie over for at least one week after introduction before final passage.</i>
9/7/10	Parish Council	Approved 1 <i>Reported: Councilman Hogan Recommended: Approval</i>
		<i>Proposed resolution failed for lack of a majority by the following vote</i>
9/20/10	Council Member(s)	Introduced
9/20/10	Parish Council	Held Over <i>Council Rule 19. The rules may be repealed, altered, or amended by concurrence of a majority of all Councilmen, but motion for this purpose must be in writing, and lie over for at least one week after introduction before final passage.</i>

- 6 [2010-0315](#) A resolution to amend the Parish Council Rules by adding Rule 40. Use of Electronic Equipment during Parish Council Meetings or Committee Meetings.

Sponsors: Mr. Hogan

Attachments: [2010-0315 8-17-10 PH memo PC](#)
 [2010-0315 10-6-10 PH ltr Att. Gen.](#)
 [2010-0315 AG Opinion 10-0233](#)
 [2010-0315 Failed Proposed Resolution](#)

[Per Parish Council Rule 19. - amending the Council Rules must lie over. Final Action Monday, October 4, 2010.]

Legislative History

8/17/10	Council Member(s)	Correspondence Sent to the Parish Council, from District IV, Councilman Paul J. Hogan, PE, to review the proposed resolution adding Council Rule 40 to the Parish Council Rules Booklet and to provide a response with any comments, concerns, or suggestions regarding this new proposed rule no later than August 25th.
9/20/10	Council Member(s)	Introduced
9/20/10	Parish Council	Held Over

Council Rule 19. The rules may be repealed, altered, or amended by concurrence of a majority of all Councilmen, but motion for this purpose must be in writing, and lie over for at least one week after introduction before final passage.

- [2010-0343](#) A resolution to amend the Parish Council Rules by adding Rule 40. Use of Common Sense during Parish Council Meetings or Committee Meetings.

Sponsors: Mr. Nuss

[Per Parish Council Rule 19. - amending the Council Rules must lie over. Final Action Monday, October 18, 2010.]

- 7 [2010-0345](#) A resolution requesting that the U. S. Army Corps of Engineers finalize its decision on the alignment of the Donaldsonville, Louisiana to the Gulf of Mexico Hurricane Protection Levee by January 2011 as pledged.

Sponsors: Mr. Nuss

Attachments: [2010-0345 Final Reso 5776](#)

APPOINTMENTS

[2010-0284](#) A resolution to appoint a member to the River Parishes Tourist Commission.

Attachments: [2010-0284 Final Reso 5777](#)

Council will confirm nomination to fill the vacancy created by the expiration of the term of Ms. Betty Haydel. Four (4) year term to begin October 3, 2010 and expire October 31, 2014.

Nominee: Ms. Betty Haydel

Legislative History

10/2/06	Parish Council	Enacted Legislation <i>Betty Haydel appointed to the River Parishes Tourist Commission on October 2, 2006, per Resolution No. 5375 Term: October 3, 2006 - October 3, 2010</i>
8/23/10	Parish Council	Vacancy Announced
9/7/10	Parish Council	Deferred 1
9/20/10	Parish Council	Nomination(s) Accepted <i>Nominee: Councilwoman Benedetto nominated Ms. Betty Haydel</i>
9/20/10	Parish Council	Close Nomination(s) for

[2010-0325](#) A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the education community.

Attachments: [2010-0325 Final Reso 5783](#)

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the education community to fill the vacancy created by the expiration of the term of Ms. Rebecca Henderson. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

10/20/08	Parish Council	Enacted Legislation <i>Ms. Rebecca Henderson appointed to the St. Charles Parish Children and Youth Planning Board on October 20, 2008, per Resolution No. 5582 Term: November 1, 2008 - November 1, 2010</i>
9/20/10	Parish Council	Vacancy Announced

[2010-0326](#) A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the criminal justice community.

Attachments: [2010-0326 Final Reso 5804](#)

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. Charles Wilson. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

1/5/09	Parish Council	Enacted Legislation <i>Mr. Charles Wilson appointed to the St. Charles Parish Children and Youth Planning Board on January 5, 2009, per Resolution No. 5609 Term: November 1, 2008 - November 1, 2010</i>
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9/20/10 Parish Council Vacancy Announced

[2010-0327](#)

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

Attachments:

[2010-0327 Final Reso 5788](#)

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the health care community to fill the vacancy created by the expiration of the term of Ms. Tina Chaisson. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

10/20/08 Parish Council Enacted Legislation
*Ms. Tina Chaisson appointed to the St. Charles Parish Children and Youth Planning Board on October 20, 2008, per Resolution No. 5583
 Term: November 1, 2008 - November 1, 2010*

9/20/10 Parish Council Vacancy Announced

[2010-0328](#)

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

Attachments:

[2010-0328 Final Reso 5784](#)

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the social services community to fill the vacancy created by the expiration of the term of Mr. John Dias. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

10/20/08 Parish Council Enacted Legislation
*Mr. John Dias appointed to the St. Charles Parish Children and Youth Planning Board on October 20, 2008, per Resolution No. 5584
 Term: November 1, 2008 - November 1, 2010*

9/20/10 Parish Council Vacancy Announced

[2010-0329](#)

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

Attachments:

[2010-0329 Final Reso 5785](#)

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, 2010 and expire November 1, 2012.

Legislative History

11/17/08 Parish Council Enacted Legislation
*Ms. Ingrid Adams appointed to the St. Charles Parish Children and Youth Planning Board on November 17, 2008, per Resolution No. 5595
 Term: November 1, 2008 - November 1, 2010*

9/20/10 Parish Council Vacancy Announced

[2010-0330](#)

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

Attachments: [2010-0330 Final Reso 5797](#)

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the business and labor community to fill the vacancy created by the expiration of the term of Ms. Kathleen McGraw. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

10/20/08	Parish Council	Enacted Legislation
	<i>Ms. Kathleen McGraw appointed to the St. Charles Parish Children and Youth Planning Board on October 20, 2008, per Resolution No. 5585</i>	
	<i>Term: November 1, 2008 - November 1, 2010</i>	
9/20/10	Parish Council	Vacancy Announced

[2010-0331](#)

A resolution to appoint a member to the St. Charles Parish Children and Youth Planning Board representing the parenting and youth organization community.

Attachments: [2010-0331 Final Reso 5786](#)

Council Chairman will accept nominations to the St. Charles Parish Children and Youth Planning Board representing the parenting and youth organizations to fill the vacancy created by the expiration of the term of Ms. Danielle Honor. Two (2) year term to begin November 1, 2010 and expire November 1, 2012.

Legislative History

10/20/08	Parish Council	Enacted Legislation
	<i>Ms. Danielle Honor appointed to the St. Charles Parish Children and Youth Planning Board on October 20, 2008, per Resolution No. 5586</i>	
	<i>Term: November 1, 2008 - November 1, 2010</i>	
9/20/10	Parish Council	Vacancy Announced

ADJOURNMENT**MEETINGS**

SPECIAL PROJECTS/PUBLIC SAFETY, HEALTH, AND ENVIRONMENTAL COMMITTEE: Wednesday, 10/6/10, 6PM, Council Chambers
PLANNING & ZONING COMMISSION: Thursday, 10/7/10, 7PM, Council Chambers
911 COMMUNICATIONS DISTRICT: Monday, 10/11/10, 5PM, Council Chambers
COMMUNITY ACTION ADVISORY BOARD: Wednesday, 10/13/10 7PM, Council Chambers
SUNSET DRAINAGE: Thursday, 10/14/10, 7PM, Council Chambers

ANNOUNCEMENTS

Public Hearings to consider the Proposed 2011 Capital and Consolidated Operating Budget:

Tuesday, October 26, 2010, 8AM
Thursday, October 28, 2010, 6PM
Tuesday, November 2, 2010, 6PM

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.