



St. Charles Parish

Meeting Minutes

Parish Council

St. Charles Parish
Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
www.stcharlesparish-la.gov

Final

Council Chairman Julia Fisher-Perrier
Councilmembers Wendy Benedetto, Paul J. Hogan,
Terrell D. Wilson, Mary K. Clulee, Dick Gibbs,
William Billy Woodruff, Marilyn B. Bellock, Traci A. Fletcher

Monday, December 16, 2019

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present 9 - Wendy Benedetto, Paul J. Hogan, Terrell D. Wilson, Mary K. Clulee, John R. 'Dick' Gibbs, William Woodruff, Marilyn B. Bellock, Traci A. Fletcher, and Julia Fisher-Perrier

Also Present

Parish President Larry Cochran, Executive Secretary Robin Delahoussaye, Legal Services Director Robert Raymond, Executive Director Darrin Duhe, Executive Director Dwayne LaGrange, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Fauchaux, Wastewater Assistant Director L.J. Brady, Planning & Zoning Director Michael Albert, Economic Development & Tourism Director Corey Fauchaux, WIOA Director Tommy Scott, Chandra Sampey, Contract Monitoring Specialist, Heather Keller, Public Information Office

CALL TO ORDER

Meeting called to order at 6:01 pm.

PRAYER / PLEDGE

Deacon Donnie Hills
First Baptist Church of Paradis

APPROVAL OF MINUTES

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to approve the minutes from the regular meeting of November 18, 2019 and the regular meeting of December 2, 2019. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

[2019-0384](#)

In Recognition: Councilwoman Julia Fisher-Perrier, 2019 Council Chairman

Sponsors: Ms. Benedetto

Read

[2019-0385](#)

In Recognition: Councilwoman Wendy Benedetto, 2019 Council Vice-Chairman

Sponsors: Ms. Fisher-Perrier

Read

[2019-0386](#)

Tribute: Honorable Larry Cochran, Parish President

Sponsors: Ms. Benedetto, Mr. Hogan, Mr. Wilson, Ms. Clulee, Mr. Gibbs, Mr. Woodruff, Ms. Bellock, Ms. Fletcher and Ms. Fisher-Perrier

Deferred

[2019-0387](#)

Tribute: Honorable Paul J. Hogan, PE, Councilman-At-Large, Division B

Sponsors: Ms. Benedetto

Read

[2019-0388](#)

Tribute: Honorable Terrell D. Wilson, Councilman, District I

Sponsors: Ms. Fisher-Perrier

Read

[2019-0389](#)

Tribute: Honorable William Billy Woodruff, Councilman, District IV

Sponsors: Ms. Clulee

Read

[2019-0390](#)

Tribute: Honorable Traci A. Fletcher, Councilwoman, District VI

Sponsors: Mr. Gibbs

Read

[2019-0391](#)

A resolution approving the issuance, sale and delivery of not exceeding \$3,500,000 Taxable General Obligation Refunding Bonds of Hospital Service District No. 1 of the Parish of St. Charles, State of Louisiana and other matters relating thereto.

Sponsors: Mr. Cochran and Bond Counsel

Councilman Gibbs spoke on the matter.

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Benedetto, to Table File No. 2019-0391. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 2 - Hogan and Clulee

Tabled.

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2019-0392](#)

Workforce Innovations and Opportunity Act (WIOA)

Tommy Scott, WIOA Director

Reported

[2019-0393](#)

Department of Economic Development & Tourism

Corey Fauchaux, Economic Development & Tourism Director

Reported

[2019-0394](#)

Department of Legal Services

Robert Raymond, Legal Services Director

Councilman Gibbs spoke on the matter.

Mr. Raymond spoke on the matter.

Councilman Hogan spoke on the matter.

Councilman Wilson spoke on the matter.

Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN FISHER-PERRIER AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON TUESDAY, JANUARY 14, 2020, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

[2019-0236](#)

An ordinance to amend the Code of Ordinances for the Parish of St. Charles, Appendix A, Zoning Ordinance of 1981, Section III. Definitions by adding Floats, and amending Section IV. General provisions, by adding restrictions for Floats.

Sponsors: Mr. Hogan

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

[2019-0406](#)

An ordinance to approve and authorize the execution of an Agreement for Adjudicated and/or Land Banked Property Sale Services with Archon Information Systems, L.L.C. d/b/a Civic Source to provide marketing services and to conduct multi-property real estate auctions of adjudicated properties.

Sponsors: Mr. Cochran and Department of Legal Services

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

[2019-0407](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from C-1 to R-1A on Lots 1AA & 5AA, Bailey Property Subdivision, as requested by Gregory & Elizabeth Fincher.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

[2019-0411](#)

An ordinance to amend the Code of Ordinances for the Parish of St. Charles, Appendix C, Subdivision Regulations of 1981, Section I. General. B. Definitions: Right-of-way, Section II. Subdivision procedure. E. Preliminary Plat Requirements. 2. Mandatory Plat Requirements t., F. Subdivision Construction. 2. Construction Plan Mandatory Submission Requirements b. Recreation Impact Acknowledgement., G. Final Plat Requirements. 2. Mandatory Submission Requirements. h. and o., 3. Final Plat/Additional Submission Requirements. c. Act of Dedication., H. Acceptance of Improvements. 1. Procedure., 2. Maintenance Agreement/Surety Bond., 4. b. Streets., Section III. Geometric standards. A. Streets. 3. Street Names: a. (6) Road, Street, Drive, or Avenue: and c. Extension of Existing Street., and Section IV. Design standards. E. Miscellaneous: 2. Traffic Control Signs, Signals, and Devices.

Sponsors: Mr. Hogan

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

[2019-0412](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from M-1 to C-3 on a 21.7 acre portion of land located at 13840 Old Spanish Trail, Boutte.

Sponsors: Mr. Hogan

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

[2019-0413](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from O-L to R-1A on approximately 38.4 acres in Fashion Plantation near 14855 River Road, Hahnville, as requested by JCJR St. Charles, LLC and Highway 18, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on January 14, 2020

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

[2019-0374](#)

An ordinance adopting the St. Charles Parish Council Road and Bridges Capital Program Budget for fiscal year 2020 through 2022 in accordance with the Parish Transportation Act.

Sponsors: Mr. Cochran and Department of Finance

Reported:

Finance Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 19-12-12

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-12

[2019-0375](#)

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with St. Charles CARE Center for the provision of services.

Sponsors: Mr. Cochran, Ms. Benedetto, Mr. Hogan, Mr. Wilson, Ms. Clulee, Mr. Gibbs, Mr. Woodruff, Ms. Bellock, Ms. Fletcher and Ms. Fisher-Perrier

Reported:

Parish President Recommended: Approval

Councilwoman Benedetto Recommended: Approval

Councilman Hogan Recommended: Approval

Councilman Wilson Recommended: Approval

Councilwoman Clulee Recommended: Approval

Councilman Gibbs Recommended: Approval

Councilman Woodruff Recommended: Approval

Councilwoman Bellock Recommended: Approval

Councilwoman Fletcher Recommended: Approval

Councilwoman Fisher-Perrier Recommended: Approval

Executive Director Dwayne LaGrange spoke on the matter.

Public Hearing Requirements Satisfied

Enactment No: 19-12-13

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-13

[2019-0376](#)

An ordinance to approve and authorize the execution of an Intergovernmental Agreement between St. Charles Parish and the River Parishes Transit Authority (RPTA) to provide supplemental funding for the operation of a public transit system.

Sponsors: Mr. Cochran and Chief Administrative Officer

Reported:

Chief Administrative Officer Recommended: Approval
Economic Development & Tourism Director Corey Faucheux spoke on the matter.

Public Hearing Requirements Satisfied

Enactment No: 19-12-14

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-14

[2019-0380](#)

An ordinance to amend Ordinance No. 13-5-14, as previously amended, to provide for the alphabetical split of Precinct 7-4 into Precinct 7-4 and 7-4A.

Sponsors: Ms. Fisher-Perrier

Reported:

Councilwoman Fisher-Perrier Recommended: Approval
Mr. Brian J. Champagne, Registrar of Voters, spoke on the matter.
Chairman Fisher-Perrier spoke on the matter.

Public Hearing Requirements Satisfied

Enactment No: 19-12-15

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-15

[2019-0381](#)

An ordinance to create prospective precincts by the split and/or merger of precinct geography in accordance with Louisiana Revised Statutes 18:532 and 18:532.1.

Sponsors: Ms. Fisher-Perrier

Reported:

Councilwoman Fisher-Perrier Recommended: Approval
Mr. Brian J. Champagne, Registrar of Voters, spoke on the matter.

Public Hearing Requirements Satisfied

Enactment No: 19-12-16

Council Discussion
Mr. Champagne spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-16

[2019-0205](#)

An ordinance to amend the Code of Ordinances for the Parish of St. Charles, Chapter 5 Boats, Docks and Waterways, Article I.-In General, Section 5-5 Abandoned vessels in parish waterways., and Chapter 16-Nuisances.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval
Speakers:
Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 19-12-17

Council Discussion

VOTE ON THE PROPOSED ORDINANCE

Yea: 5 - Hogan, Clulee, Woodruff, Bellock and Fletcher

Nay: 4 - Benedetto, Wilson, Gibbs and Fisher-Perrier

Enactment No: 19-12-17

[2019-0382](#)

An ordinance to approve and authorize the execution of an agreement between St. Charles Parish and Murray Architects, Inc. to provide design services for the West Bank Splash Park/Baseball Quad.

Sponsors: Mr. Cochran and Department of Parks and Recreation

Reported:

Parks & Recreation Department Recommended: Approval
Parish President Larry Cochran spoke on the matter.

Speakers:

Mr. Matt Jewell, Hahnville

President-Elect Jewell read the letter which was forwarded to the Parish Council on December 5, 2019 requesting a moratorium be placed on any new contracts.

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 19-12-18

Council Discussion

Councilman Hogan motioned to Table File No. 2019-0382. Motion failed for lack of a second.

Further Council Discussion

Legal Services Director Robert Raymond spoke on the matter.

President Cochran spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 1 - Hogan

Enactment No: 19-12-18

[2019-0383](#)

An ordinance to approve and authorize the execution of an agreement between St. Charles Parish and Murray Architects, Inc. to provide design services for the East Bank Bridge Park Expansion.

Sponsors: Mr. Cochran and Department of Parks and Recreation

Reported:

Parks & Recreation Department Recommended: Approval
Parish President Larry Cochran spoke on the matter.

Speakers:

Mr. Matt Jewell, Hahnville

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 19-12-20

Council Discussion

Finance Director Grant Dussom spoke on the matter.

Legal Services Director Robert Raymond spoke on the matter.

Councilman Hogan suggested the Council take a five minute recess.

Chairman Fisher-Perrier continued with Council Discussion.

President Cochran spoke on the matter.

Councilman Hogan motioned to take a five minute recess.

Chairman Fisher-Perrier spoke on the matter.

Councilman Hogan withdrew his motion.

Discussion: to Defer to the next item on the agenda and return to File No. 2019-0383 upon comments from Legal Services Department and Finance Department

Further Council Discussion

A motion was made by Councilmember Hogan, seconded by Councilmember Clulee, to Defer to the next item on the agenda. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 19-12-20

Deferred

Enactment No: 19-12-20

[2019-0367](#)

An ordinance to approve and authorize the rescission of Ordinance No. 88-8-12 in relation to a certain portion of property at 428 Wade Street in Luling, Louisiana.

Sponsors: Ms. Benedetto

Reported:

Councilwoman Benedetto Recommended: Approval

Speakers:

Mr. Jack Fisher, Luling

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 19-12-19

Council Discussion

Mr. Fisher spoke on the matter.

Planning & Zoning Director Michael Albert spoke on the matter.

Chairman Fisher-Perrier stated her reason for abstaining.

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Abstain: 1 - Fisher-Perrier

Enactment No: 19-12-19

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2019-0322](#)

A resolution of the St. Charles Parish Council requesting that Parish Legal Advisor Robert Raymond acknowledge receipt of and responds in writing within five (5) days of the effective date of this resolution to the request for a legal opinion that was requested in a letter dated August 2, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent thirty (30) times over the last three (3) months with no response or acknowledgement of receipt having ever being received, whether or not it is the duty and obligation of the Parish Legal Advisor to provide legal advice to Councilmembers when requested, relative to the wording of proposed ordinances so as to help produce draft ordinances, that if adopted, would be enforceable and able to withstand legal challenges if adopted.

Sponsors: Mr. Hogan

Remained Tabled

[2019-0068](#)

A resolution of the St. Charles Parish Council requesting that Parish Legal Advisor Robert Raymond acknowledge receipt of and responds in writing within five (5) days of the effective date of this resolution to the request for a legal opinion that was requested in a letter dated March 27, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent eighteen (18) times over the last eight (8) months with no response or acknowledgement of receipt having ever being received, relative to whether or not a public hearing must be held prior to tabling an agenda item, in light of R.S. 42:14.

Sponsors: Mr. Hogan

Remained Tabled

*Chairman Fisher-Perrier departed the meeting.
Vice-Chairman Benedetto assumed the meeting.*

PERSONS TO ADDRESS THE COUNCIL

[2019-0395](#)

Mr. Robert Taylor: Letter regarding additional fees for waste carts

Ms. Chandra Sampey, Contract Monitoring Specialist, spoke on the matter.

Ms. Sampey addressed Mr. Taylor.

Mr. Taylor spoke on the matter.

Councilman Hogan stated that Mr. Taylor should not be speaking from the audience.

Parish President Larry Cochran spoke on the matter.

Councilman Gibbs spoke on the matter.

Councilman Woodruff spoke on the matter.

District Municipal Marketing/Governmental Affairs Tommy Thibodeaux with Pelican Waste & Debris, LLC, spoke on the matter.

Councilman Wilson spoke on the matter.

Heard

[2019-0405](#)

Mr. Victor Buccola: Recap - Trees in Drainage Servitudes that belong to St. Charles Parish - Finale

A motion was made by Councilmember Clulee, seconded by Councilmember Hogan, to extend Mr. Buccola's time an additional three minutes. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Time Extended

Heard

RESOLUTIONS

2019-0408

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073539 AI39862 - Destrehan Wastewater Treatment Plant**, and set forth the required action.

Sponsors: Mr. Cochran and Department of Wastewater

A motion was made by Councilmember Clulee, seconded by Councilmember Wilson, to deviate from the regular order of the agenda to take up File No. 2019-0408; a matter not on the agenda.

Public comment opened on the deviation; no public comment

Councilman Hogan questioned if this is timely and has to happen tonight?
Wastewater Assistant Director L.J. Brady spoke on the matter.

The motion to deviate failed to receive the required unanimous votes for passage by the following vote:

YEAS: BENEDETTO, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER

NAYS: HOGAN

ABSENT: FISHER-PERRIER

Motion Failed (Vote was not unanimous)

2019-0409

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0073521 AI43357 - Hahnville Wastewater Treatment Plant**, and set forth the required action.

Sponsors: Mr. Cochran and Department of Wastewater

A motion was made by Councilmember Clulee, seconded by Councilmember Wilson, to deviate from the regular order of the agenda to take up File No. 2019-0409; a matter not on the agenda.

Public comment opened on the deviation; no public comment

Councilman Hogan questioned if this is timely and has to happen tonight?
Wastewater Assistant Director L.J. Brady spoke on the matter.

The motion to deviate failed to receive the required unanimous votes for passage by the following vote:

YEAS: BENEDETTO, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER

NAYS: HOGAN

ABSENT: FISHER-PERRIER

Motion Failed (Vote was not unanimous)

2019-0410

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0032131 AI43356 - Luling Oxidation Pond**, and set forth the required action.

Sponsors: Mr. Cochran and Department of Wastewater

A motion was made by Councilmember Clulee, seconded by Councilmember Wilson, to deviate from the regular order of the agenda to take up File No. 2019-0410; a matter not on the agenda.

Public comment opened on the deviation; no public comment

Councilman Hogan questioned if this is timely and has to happen tonight?
Wastewater Assistant Director L.J. Brady spoke on the matter.

The motion to deviate failed to receive the required unanimous votes for passage by the following vote:

YEAS: BENEDETTO, WILSON, CLULEE, GIBBS, WOODRUFF, BELLOCK, FLETCHER

NAYS: HOGAN

ABSENT: FISHER-PERRIER

Motion Failed (Vote was not unanimous)

2019-0383

An ordinance to approve and authorize the execution of an agreement between St. Charles Parish and Murray Architects, Inc. to provide design services for the East Bank Bridge Park Expansion.

Sponsors: Mr. Cochran and Department of Parks and Recreation

A motion was made by Councilmember Clulee, seconded by Councilmember Wilson, to deviate from the regular order of the agenda to take up File No. 2019-0383 a matter which was deferred earlier in the meeting, for council discussion only. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 19-12-20

Deviated

Enactment No: 19-12-20

Public Hearing Requirements were previously satisfied.

Further Council Discussion

Legal Services Director Robert Raymond stated that the Auditor for St. Charles Parish was contacted and in his opinion so long as the professional services which are the subject of the contract do not commence any sooner than January 1, 2020, then the council would be in good position to go forward tonight. Mr. Raymond suggested that a minor insignificant amendment be made to the Agreement.

Amendment: to amend the proposed Agreement under "Article 1 INITIAL INFORMATION 1.1.1 The Owner's program for the Project:" to change "Design and construction administration of new athletic and recreation facilities for the East Bank Bridge Park." to read "Design and construction administration of new athletic and recreation facilities for the East Bank Bridge Park, with the Professional Services to commence not sooner than January 1, 2020."

Councilman Hogan recommended that File No. 2019-0383 be Tabled.

A motion was made by Councilmember Bellock, seconded by Councilmember Gibbs, to Amend the proposed Agreement. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Enactment No: 19-12-20

Amended

Enactment No: 19-12-20

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Yea: 6 - Benedetto, Wilson, Gibbs, Woodruff, Bellock and Fletcher

Nay: 2 - Hogan and Clulee

Absent: 1 - Fisher-Perrier

Enactment No: 19-12-20

A motion was made by Councilmember Wilson, seconded by Councilmember Gibbs, to return to the regular order of the agenda. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 19-12-20

Returned

Enactment No: 19-12-20

Councilman Hogan questioned whether or not the same situation applies for File No. 2019-0382 which is funded for 2020.

Finance Director Grant Dussom stated that File No. 2019-0382 is funded in 2019.

2019-0396

A resolution endorsing a waiver from the Zoning Ordinance of 1981, Section VI. Zoning District Criteria and Regulations, B. Residential Districts, [I] R-1A, 2.a. minimum lot width as requested by Highway 18, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with waiver from the required width for proposed Lot 4-FP.

Planning Commission Recommended: Approval w/Stipulation Approval with waiver from the required width for proposed Lot 4-FP.

Public comment opened

Mr. Joel Chaisson, JCJR St. Charles, LLC

Mr. Milton Allemand, Hahnville

Mr. Brandt Dufrene, Manager, Highway 18, LLC

Council Discussion

Planning & Zoning Director Michael Albert spoke on the matter.

Acting Chairman Benedetto stated her reason for abstaining.

VOTE ON THE PROPOSED RESOLUTION

Yea: 7 - Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Abstain: 1 - Benedetto

Absent: 1 - Fisher-Perrier

Enactment No: 6461

[2019-0397](#)

A resolution endorsing a waiver from the Zoning Ordinance of 1981, Section VI. Zoning District Criteria and Regulations, B. Residential Districts, [I] R-1A, 2.a. minimum lot size as requested by Billie Ainsworth.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with waiver from the required area for proposed Lot 7A.

Planning Commission Recommended: Approval w/Stipulation Approval with waiver from the required area for proposed Lot 7A.

Public comment opened

Mr. Joel Chaisson, Destrehan

VOTE ON THE PROPOSED RESOLUTION

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 6462

[2019-0398](#)

A resolution providing supporting authorization to endorse a waiver from the Subdivision Regulations of 1981, Section III. Geometric Standards, B. Blocks, 1. Length to allow a 2,066.70 foot-long block as shown on the Preliminary Plat for River Place Estates and as requested by Highway 18, LLC & JCJR St. Charles, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval contingent upon approval of a waiver from the required maximum block length

Planning Commission Recommended: Approval w/Stipulation Approval contingent upon approval of a waiver from the required maximum block length

Public comment opened

Mr. Joel Chaisson, JCJR St. Charles, LLC

Mr. Milton Allemand, Hahnville

Planning & Zoning Director Michael Albert spoke on the matter.

Acting Chairman Benedetto stated her reason for abstaining.

VOTE ON THE PROPOSED RESOLUTION

Yea: 7 - Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Abstain: 1 - Benedetto

Absent: 1 - Fisher-Perrier

Enactment No: 6463

[2019-0399](#)

A resolution in support of the Planning and Zoning Commission’s approval of 2019-18-SPU for an accessory dwelling unit in an R-1A zoning district at 368 Davis Drive, Luling as requested by Timothy Kozel.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval, contingent upon resubdivision of lots into one to ensure the ADU design requirement criteria are met

Planning Commission Recommended: Approval w/Stipulation Approval, contingent upon resubdivision of lots into one to ensure the ADU design requirement criteria are met

Public comment opened; no public comment

Council Discussion

VOTE ON THE PROPOSED RESOLUTION

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 6464

[2019-0400](#)

A resolution in support of the Planning and Zoning Commission’s approval of 2019-19-SPU for an accessory dwelling unit in an O-L zoning district at 195 Nicole Lane, Hahnville as requested by Amber and Ezra Garza.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Ms. Amber Garza, Hahnville

Council Discussion:

Planning & Zoning Director Michael Albert spoke on the matter.

VOTE ON THE PROPOSED RESOLUTION

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 6465

2019-0208

A resolution of the St. Charles Parish Council in exercising its duty and obligation in performing checks and balances, requests that Parish President Larry Cochran acknowledge receipt of and responds in writing to what was requested in the letter dated January 24, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent twenty-three (23) times over the last eleven (11) months as part of a follow-up letter dated June 5, 2019 with no response or acknowledgement of receipt having ever being received, relative to the Administration allowing the misuse of public equipment on private property where a parish employee used a Parish manlift to cut down a tree in his nephews back yard in Paradis, Louisiana.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Woodruff, to Table File No. 2019-0208. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Tabled.

2019-0209

A resolution of the St. Charles Parish Council in exercising its duty and obligation in performing checks and balances, requests that Parish President Larry Cochran acknowledge receipt of and responds in writing to what was requested in the letter dated July 9, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent twenty-two (22) times over the last five (5) months with no response or acknowledgement of receipt having ever being received, relative to the Administration performing clearing and digging a ditch for a subdivision developer in Hahnville, Louisiana, under the false pretense that the Parish had an historical servitude in the location where the work was performed.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Benedetto, to Table File No. 2019-0209. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Tabled.

[2019-0401](#)

A resolution of the St. Charles Parish Council requesting that Parish Legal Advisor Robert Raymond advise the Council, immediately following the passing of this resolution, as to whether or not it is the duty and obligation of the Parish Legal Advisor to provide legal advice to Councilmembers when requested, relative to the wording of proposed ordinances so as to help produce draft ordinances, that if adopted, would be enforceable and able to withstand legal challenges if adopted, following his lack of providing a legal opinion on the matter that was requested in a letter dated August 2, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent thirty-three (33) times over the last four (4) months with no response or acknowledgement of receipt having ever being received.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval
Public comment opened; no public comment

Council Discussion

Acting Chairman Benedetto said Councilman Hogan is out of order.

Proposed resolution failed for lack of a majority by the following vote:

Yea: 2 - Hogan and Bellock

Nay: 6 - Benedetto, Wilson, Clulee, Gibbs, Woodruff and Fletcher

Absent: 1 - Fisher-Perrier

Failed

[2019-0402](#)

A resolution of the St. Charles Parish Council requesting that Parish Legal Advisor Robert Raymond advise the Council, immediately following the passing of this resolution, as to whether or not a public hearing must be held prior to tabling an agenda item, in light of R.S. 42:14 as was requested in a letter dated March 27, 2019, sent by Mr. Paul J. Hogan, Councilman-at-Large of Division B, having subsequently been resent twenty (20) times over the last nine (9) months with no response or acknowledgement of receipt having ever being received.

Sponsors: Mr. Hogan

Public comment not opened

Councilman Hogan called Point of Order and raised questions regarding the voting system.

Discussion

A motion was made by Councilmember Gibbs, seconded by Councilmember Woodruff, to Table File No. 2019-0402. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Tabled.

[2019-0403](#)

A resolution requesting that the Planning & Zoning Department draft an ordinance to provide an exception to the four (4) feet fence height requirement for the front yard setbacks in cases where a lot exists from street to street between two (2) streets and has two (2) fronts, but one (1) frontage setback area is requested to be fenced off with a fence in excess of four (4) feet and used as a rear yard.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Bellock, to Table File No. 2019-0403. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Tabled.

[2019-0404](#)

A resolution requesting that the Planning & Zoning and Public Works Departments develop a procedure, to be codified by ordinance, which allows property owners to pave the street right-of-way located in front of their lot in order to provide for additional paved parking for their personal use within Parish right-of-ways.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Clulee, to Table File No. 2019-0404. The motion carried by the following vote:

Yea: 7 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 1 - Hogan

Absent: 1 - Fisher-Perrier

Tabled.

APPOINTMENTS

[2019-0379](#)

A resolution appointing a member to the South Central Louisiana Human Services Authority Board.

Deferred

Councilman Hogan called Point of Order and raised questions again regarding the voting system.

Acting Chairman Benedetto spoke on the matter.

Further Council Discussion

Councilman Hogan withdrew his Point of Order.

ADJOURNMENT

A motion was made by Councilmember Fletcher, seconded by Councilmember Woodruff, to adjourn the meeting at approximately 8:53 pm. The motion carried by the following vote:

Yea: 8 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock and Fletcher

Nay: 0

Absent: 1 - Fisher-Perrier

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Michelle Impastato
Council Secretary