



# St. Charles Parish

## Meeting Agenda

### Parish Council

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

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

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**Monday, March 21, 2016**

**6:00 PM**

**Council Chambers, Courthouse**

**Final**

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### CALL TO ORDER

### PRAYER / PLEDGE

*Deacon Billy Raymond, Sr.*  
*Mt. Airy Baptist Church, Boutte*

### APPROVAL OF MINUTES

*Regular Meeting – March 7, 2016*

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

- 1     [2016-0124](#)     Proclamation: United Way of St. Charles Bridge Run Day

**Sponsors:**     Ms. Benedetto

**Attachments:**     [2016-0124 United Way Bridge Run](#)

- 2     [2016-0129](#)     A resolution authorizing the defeasance of certain maturities of the outstanding General Obligation Refunding Bonds, Series 2012, of the Parish of St. Charles, State of Louisiana, and providing for other matters in connection therewith.

**Sponsors:**     Mr. Cochran and Bond Counsel

**Attachments:**     [2016-0129 Exhibits](#)

### REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2016-0126](#)     Mr. Brian Vallieu, Arkema Inc. Plant Manager, Ms. Maryetta Lewis, HESQ Leader, and Mr. Leslie Comardelle, Jr., ACR Organizational Effectiveness Leader - Presentation of a \$25,000 Check for the Norco fishing jetty improvements project

**Sponsors:**     Mr. Cochran and Coastal Zone Management Section

**Attachments:**     [2016-0126 Arkema](#)

[2016-0130](#) Mr. Steven Pavlovich, Etymologist, St. Charles Mosquito Control Services - Zika Virus Update

**Sponsors:** Ms. Benedetto

[2015-0410](#) Information Technology/GIS

**Legislative History**

11/2/15	Parish Council	Deferred
1/12/16	Parish Council	Report Deferred

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

**Monday, April 4, 2016, 6:00 pm, Council Chambers, Courthouse, Hahnville**

- 9 [2015-0222](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20. and replace with Sections 5-14. - 5-20. Reserved.

**Sponsors:** Mr. Hogan

**Legislative History**

6/15/15	Council Member(s)	Introduced
6/15/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
7/6/15	Parish Council	Public Hearing Requirements Satisfied Reported: Councilman Hogan Recommended: Approval Speakers: Captain Rodney Dufrene, Des Allemands
7/6/15	Parish Council	Postponed Indefinitely Council Discussion
7/6/15	Parish Council	Postponed Indefinitely
7/20/15	Council Member(s)	Introduced
7/20/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
8/3/15	Parish Council	Public Hearing Requirements Satisfied Reported: Councilman Hogan Recommended: Approval Speakers: Captain Rodney Dufrene, Des Allemands

8/3/15	Parish Council	Amended
	Legal Services Director Leon C. Vial, III, suggested amending the proposed ordinance to leave the language in the Code for Sections 5-14, 5-18, 5-19, and 5-20.	
	Council Discussion	
	Captain Dufrene spoke on the matter.	
	Mr. Vial spoke on the matter.	
	Amendment: to amend the proposed ordinance in the "SUMMARY" and "SECTION I." to change "... by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20. and replace with Sections 5-14. - 5-20. Reserved" to read "... by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20."	
8/3/15	Parish Council	Motion Failed
8/3/15	Parish Council	Approved
	VOTE ON THE PROPOSED ORDINANCE	
8/3/15	Parish Council	Failed
3/7/16	Council Member(s)	Introduced
3/7/16	Parish Council	Postponed Indefinitely from Intro.
3/7/16	Parish Council	Postponed Indefinitely from Intro.

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

- 10    [2016-0066](#)    An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "**NO PARKING**" signs on Dufrene Lane in Des Allemands.

**Sponsors:**

Mr. Hogan

**Legislative History**

2/1/16	Council Member(s)	Introduced
2/1/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
2/15/16	Parish Council	Public Hearing Requirements Satisfied
	Reported:	
	Councilman Hogan Recommended: Approval	
2/15/16	Parish Council	Approved
	Council Discussion	
2/15/16	Parish Council	Failed
3/7/16	Council Member(s)	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 11 [2016-0102](#) An ordinance to approve and authorize the Parish President to acquire a 4,787.50 SF perpetual drainage servitude over property identified as Parcel DS11-3 in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from OT Properties, LLC, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802-10 Coulee Canal Improvements.

**Sponsors:** Mr. Cochran and Department of Public Works

**Attachments:** [2016-0102 Act of Servitude DS11-3 OT Properties LLC to SCP FINAL 2.4.16](#)  
[2016-0102 Sheet 11 from Coulee Canal Regd Drainage Complete Set - Reviser](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 16 [2016-0103](#) An ordinance to approve and authorize the Parish President to acquire a 1,088.46 SF perpetual drainage servitude over property identified as Parcel DS5-1b in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Kelcey J. Simoneaux, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802 Coulee Canal Improvements.

**Sponsors:** Mr. Cochran and Department of Public Works

**Attachments:** [2016-0103 Act of Servitude DS5-1b Simoneaux to SCP 1.7.16 FINAL](#)  
[2016-0103 Sheet 5\\_Coulee Canal Regd Drainage Complete Set - Revised 8-25](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 36**    [2016-0104](#)    An ordinance to approve and authorize the Parish President to acquire a 13,350.16 SF perpetual drainage servitude over property identified as Parcel DS11-4 in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Robert Raymond Oubre and Angela Wilds Oubre, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802-10 Coulee Canal Improvements.

**Sponsors:**    Mr. Cochran and Department of Public Works

**Attachments:**    [2016-0104 Act of Servitude\\_DS11-4\\_Robert\\_Angela Oubre to SCP\\_DATE\\_FIN](#)  
[2016-0104 Sheet 11 from Coulee Canal Req'd Drainage Complete Set - Reviser](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 41**    [2016-0105](#)    An ordinance to approve and authorize the Parish President to acquire a 4,871.40 SF perpetual drainage servitude over property identified as Parcel DS11-5 in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Terry Wayne Perilloux & Dana Cantillo Perilloux, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802-10 Coulee Canal Improvements.

**Sponsors:**    Mr. Cochran and Department of Public Works

**Attachments:**    [2016-0105 Act of Servitude\\_DS11-5\\_Terry\\_Dana Perilloux to SCP\\_FINAL\\_2.1](#)  
[2016-0105 Sheet 11 from Coulee Canal Req'd Drainage Complete Set - Reviser](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 46**    [2016-0106](#)    An ordinance to approve and authorize the Parish President to acquire a 6,890.02 SF perpetual drainage servitude over property identified as Parcel DS2-6 in Section 7, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Shelly Lukes Babineaux and Blaine A. Babineaux, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802 Coulee Canal Improvements.

**Sponsors:**    Mr. Cochran and Department of Public Works

**Attachments:**    [2016-0106 Act of Servitude DS2-6 Babineaux to SCP FINAL 2.10.16](#)  
[2016-0106 Sheet 2 from Coulee Canal Req'd Drainage Complete Set - Revised](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 51**    [2016-0107](#)    An ordinance to approve and authorize the Parish President to acquire a 7,667.71 SF perpetual drainage servitude over property identified as Parcel DS11-1 in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Gene P. Duplessis et al, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802 Coulee Canal Improvements.

**Sponsors:**    Mr. Cochran and Department of Public Works

**Attachments:**    [2016-0107 Act of Servitude DS11-1 Duplessis et al to SCP DATE FINAL](#)  
[2016-0107 DS11-1 Parcel from Coulee Canal Req'd Drainage Complete Set - R](#)

**Legislative History**

3/7/16	Parish President	Introduced
3/7/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 57**    [2016-0118](#)    An ordinance to approve and authorize the execution of Change Order No. 2 for Parish Project No. P130101, Cousins Pump Station Discharge Pipe Replacement.

**Sponsors:**    Mr. Cochran and Department of Public Works

**Attachments:**    [2016-0118 Change Order No. 2](#)

**Legislative History**

3/7/16	Parish President	Introduced
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- |           |                            |   |  |
|-----------|----------------------------|---|--|
|           | 3/7/16                     | Parish Council  | Publish/Scheduled for Public Hearing to the Parish Council |
| <b>71</b> | <a href="#">2016-0119</a>  | An ordinance to approve and authorize the Parish President to acquire a 8,845.12 SF perpetual drainage servitude over property identified as Parcel DS12-1 in Section 6, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Cynthia Pinell Duck and Mark R. Duck, and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802 Coulee Canal Improvements. |  |
|           | <b><u>Sponsors:</u></b>    | Mr. Cochran and Department of Public Works  |  |
|           | <b><u>Attachments:</u></b> | <a href="#">2016-0119 Act of Servitude DS12-1 Mark Duck et ux to SCP FINAL 3.2.16</a><br><a href="#">2016-0119 Sheet 12 Coulee Canal Req'd Drainage Complete Set - Revised 8-2</a>  |  |
|           |                            | <b><u>Legislative History</u></b>   |  |
|           | 3/7/16                     | Parish President  | Introduced   |
|           | 3/7/16                     | Parish Council  | Publish/Scheduled for Public Hearing to the Parish Council |
| <b>76</b> | <a href="#">2016-0120</a>  | An ordinance to adjust the compensation of the Constables and Justices of the Peace.  |  |
|           | <b><u>Sponsors:</u></b>    | Mr. Cochran and Department of Finance   |  |
|           |                            | <b><u>Legislative History</u></b>   |  |
|           | 3/7/16                     | Parish President  | Introduced   |
|           | 3/7/16                     | Parish Council  | Publish/Scheduled for Public Hearing to the Parish Council |
| <b>77</b> | <a href="#">2016-0121</a>  | An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No P120801, Randolph Pump Station Bar Screen Cleaners, to balance the contract quantities with actual quantities resulting in a decrease of \$27,715.75 and increase of 4 days.   |  |
|           | <b><u>Sponsors:</u></b>    | Mr. Cochran and Department of Public Works  |  |
|           | <b><u>Attachments:</u></b> | <a href="#">2016-0121 Randolph PS Change Order No. 2 Final</a>  |  |
|           |                            | <b><u>Legislative History</u></b>   |  |
|           | 3/7/16                     | Parish President  | Introduced   |
|           | 3/7/16                     | Parish Council  | Publish/Scheduled for Public Hearing to the Parish Council |

**PERSONS TO ADDRESS THE COUNCIL**

82 [2016-0125](#) Mr. Mervin P. Autin, Sr.: Warriors of St. Charles, LLC

**Attachments:** [2016-0125 Petition - Mr. Autin](#)

**RESOLUTIONS**

84 [2016-0127](#) 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

**Attachments:** [2016-0127 MWPP-Luling](#)

102 [2016-0128](#) 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

**Attachments:** [2016-0128 MWPP-Hahnville](#)

120 [2016-0056](#) A resolution requesting an Attorney General Opinion as to whether the Parish Council can take up and act upon an ordinance, which is not an emergency and which is not on the agenda, in accordance with the provisions of State Law R.S. 42:19 (A)(1)(b)(ii)(cc) in light of the Home Rule Charter which states that no ordinance may be adopted at the same meeting at which it is introduced unless declared an emergency ordinance.

**Sponsors:** Mr. Hogan

**Legislative History**

2/1/16	Council Member(s)	Introduced
2/1/16	Parish Council	Tabled.
2/1/16	Parish Council	Tabled.
2/15/16	Parish Council	Remained Tabled
3/7/16	Parish Council	Removed from the Table
3/7/16	Parish Council	Motion Failed
3/7/16	Parish Council	Postponed Indefinitely (Council Rule 8)

File No. 2016-0056 removed per Parish Council Rule 8.8.  
Ordinances/Resolutions Which Have Been Tabled [Shall only appear on two (2) subsequent regular meeting Agendas]



121 [2016-0122](#)

A resolution authorizing and calling for the Parish Council to initiate a formal investigation of the Parish affairs within 30 days of the passing of this resolution, in accordance with the authority provided by the Home Rule Charter, with respect to the gratuitous alienation of public funds by former Parish President V.J. St. Pierre, Jr., which allegedly occurred when former Parish President V.J. St. Pierre, Jr. allegedly ran afoul of La. Const. art. VII, Sec. 14(A) when he provided dumpsters to private individuals at Parish expense, and to specifically investigate the specific efforts undertaken by former Parish President V.J. St. Pierre, Jr. to resolve the alleged issue of the gratuitous alienation of public funds, and to provide its findings in a report as to whether or not the actions taken by former Parish President V.J. St. Pierre, Jr. to resolve the alleged issue of the gratuitous alienation of public funds were reasonable in attempting to collect +\$150,000 of public funds owed to the Parish as was necessary according to AG Opinion 14-0045, and to advise in its report and in specific detail the basis of the Council's findings made with respect to the actions taken by the prior Administration in an attempt to resolve the issue of the gratuitous alienation of public funds, and for the Council to present its findings to the Parish's District Attorney and request that he conduct a formal investigation should the findings of the Council indicate that a formal investigation appears to be warranted with respect to former Parish President V.J. St. Pierre's alleged gratuitous alienation of public funds.

**Sponsors:**

Mr. Hogan

**Attachments:**

[2016-0122 AG Opinion # 13-0171 - Dumpsters](#)

[2016-0122 AG Opinion # 14-0045 - Dumpster cost recovery](#)

[2016-0122 Blight Letter to Residents \(03-20-15\)](#)

[2016-0122 Blighted Property Dumpster Information - FINAL TOTAL - PDF](#)

- 133 [2016-0123](#) A resolution requesting an Attorney General Opinion as to whether or not the Parish President, as Chief Executive Officer, must execute the authorization set forth in the 2016 budget adopted by the prior Parish Council for professional services to raise and dispose of the sunken vessel Pretty Boy located in Bayou Des Allemands in light of the newly elected Parish Council failing to approve two (2) unnecessary proposed ordinances that came before the Council to give its approval and acceptance of a Professional Disposal Services contract for removal and to dispose of the vessel and which would have authorized the Parish President to execute the contract documents.

**Sponsors:** Mr. Hogan and Mr. Woodruff

**Attachments:** [2016-0123 RS34843](#)  
[2016-0123 AG Opinion # 15-0173 - use of public funds to raise vessel](#)  
[2016-0123 AG Opinion # 15-0041 - FUNDED PROJECTS](#)  
[2016-0123 AG Opinion # 14-0113 - \(PP MUST DO BUDGETED WORK\)](#)  
[2016-0123 AG Opinion # 12-0133 - PP hiring arch serv 20k](#)  
[2016-0123 C sunken vessel](#)  
[2016-0123 A sunken vessel](#)  
[2016-0123 B sunken vessel](#)

## APPOINTMENTS

- 156 [2016-0084](#) A resolution appointing a member to the Zoning Board of Adjustment as the District V Representative.

*Council will confirm nomination from the District V Councilmember to fill the vacancy caused by the resignation of the term of Mr. Ricardo M. Smith. Unexpired term to begin immediately and expire December 7, 2017.*

*Nominee: Mr. Victor G. Cockrham*

**Legislative History**

12/16/13	Parish Council	Enacted Legislation Mr. Ricardo M. Smith appointed to the Zoning Board of Adjustment as the District V Representative on December 16, 2013, per Resolution No. 6059 Term: December 7, 2013 - December 7, 2017
2/15/16	Parish Council	Vacancy Announced
3/7/16	Parish Council	Nomination(s) Accepted Nominee: Councilwoman Bellock nominated Mr. Victor Cockrham
3/7/16	Parish Council	Close Nomination(s) for
3/7/16	Parish Council	Nomination(s) Closed

[2016-0086](#)

A resolution to appoint a member to the Library Service District Board of Control as the District II Representative.

*Council Chairman will accept nominations for the District II appointment to the board to fill the vacancy created by the expiration of the term of Mr. Robert Faucheux. Five (5) year term to begin April 1, 2016 and expire April 1, 2021. [Deferred from the March 7, 2016 Parish Council Meeting]*

**Legislative History**

3/21/11	Parish Council	Enacted Legislation
	Mr. Robert Faucheux appointed of the Library Service District on March 21, 2011, per Resolution No. 5815	
	Term: April 1, 2011 - April 1, 2016	
2/15/16	Parish Council	Vacancy Announced
3/7/16	Parish Council	Deferred

160 [2016-0131](#)

A resolution to confirm the appointment of Ms. Wendy Benedetto as a representative to the South Central Planning & Development Commission.

**Sponsors:** Mr. Cochran

**Attachments:** [South Central By-laws](#)

*Confirmation – Ms. Wendy Benedetto, South Central Planning & Development Commission*

*To fill the vacancy on the South Central Planning & Development Commission created by the expiration of the term of Ms. Wendy Benedetto. Term to begin Immediately and expire January 12, 2020. Term is concurrent with the Governing Authority (1/11/2016 – 1/12/2020).*

**Legislative History**

3/14/16	Parish Council	Correspondence Received
	from Mr. Kevin Belanger, South Central Planning & Development Commission; the Commission By-laws were revised on 10/15/15. St. Charles Parish now has 5 members and all are appointed by the Chief Elected Official (Parish President).	
3/14/16	Parish Council	Correspondence Received
	from Mr. Kevin Belanger, South Central Planning & Development Commission; the Commission By-laws were revised on 10/15/15. St. Charles Parish now has 5 members and all are appointed by the Chief Elected Official (Parish President).	

- 161 [2016-0132](#) A resolution to confirm the appointment of Mr. Terrell D. Wilson as a representative to the South Central Planning & Development Commission.

**Sponsors:** Mr. Cochran

**Attachments:** [South Central By-laws](#)

*Confirmation – Mr. Terrell D. Wilson, South Central Planning & Development Commission*

*To fill the vacancy on the South Central Planning & Development Commission created by the expiration of the term of Mr. Ellis A. Alexander. Term to begin immediately and expire January 12, 2020. Term is concurrent with the Governing Authority (1/11/2016 – 1/12/2020).*

**Legislative History**

2/13/12	Parish Council	Enacted Legislation Mr. Ellis A. Alexander appointed to the South Central Planning & Development Commission on February 13, 2012 Term: January 9, 2012 - January 10, 2016
3/14/16	Parish Council	Correspondence Received from Mr. Kevin Belanger, South Central Planning & Development Commission; the Commission By-laws were revised on 10/15/15. St. Charles Parish now has 5 members and all are appointed by the Chief Elected Official (Parish President).

## MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

### MEETINGS

*HURRICANE PROTECTION PROJECTS COMMITTEE MEETING: Wednesday, 3/23/16, 5PM, Council Chambers, \*\*Discussion: Levee Update*  
*SPECIAL PROJECTS/PUBLIC SAFETY, HEALTH, AND ENVIRONMENTAL COMMITTEE: Wednesday, 3/23/16, 6PM, Council Chambers, \*\*Discussion: LAMP & DFIRM*  
*HOUSING AUTHORITY: Tuesday, 3/29/16, 6PM, Council Chambers*  
*HOSPITAL BOARD: Wednesday, 3/30/16, 10AM, Council Chambers*

### ANNOUNCEMENTS

*PARISH HOLIDAY: Friday, March 25, 2016 - Good Friday*

### 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.**