



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Dennis Nuss
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Billy Raymond, Sr., Shelley M. Tastet, Wendy Benedetto,
Paul J. Hogan, Larry Cochran, Marcus M. Lambert

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

Monday, August 8, 2011

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Pastor Timothy Lawson
St. Charles United Methodist Church

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2011-0258](#) Proclamation: "Day of Remembrance of the 10th Anniversary of 9/11 and the 6th Anniversary of Hurricane Katrina"

Sponsors: Mr. St. Pierre Jr.

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2011-0254](#) Department of Community Services

[2011-0247](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Legislative History

7/25/11 Parish Council Not Reported
Parish President St. Pierre absent.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2011-0255](#) A ordinance to amend Ordinance No. 09-5-13, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Multi-Use Path, Phase IV (Harding Street in New Sarpy to Apple Street in Norco), State Project No. H.007551 (formerly, State Project No. 744-45-0009), Federal Aid Project No. ENH-4508(504), to provide for an increase in Federal funding.

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

Attachments: [2011-0255 Agreement-F](#)
[2011-0255 Final Ord 11-8-4 with Agreement](#)

[2011-0256](#) A ordinance to amend Resolution No. 5736, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Mississippi Levee Multi-Use Path, Phase V (Apple Street in Norco to the East Guide Levee of the Bonnet Carre Spillway), State Project No. H.007553 (formerly, State Project No. 744-45-0011) & Federal Aid Project No. ENH-4510(501), to provide for an increase in Federal funding.

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

Attachments: [2011-0256 Agreement-F](#)
[2011-0256 Final Ord 11-8-5 with Agreement](#)

[2011-0262](#) An ordinance to amend the 2011 Consolidated Operating and Capital Budget for Proprietary Funds to reduce the Operating Budget of Accounts 430-420541 (Administration), 430-420543 (Meter Reading), 430-420544 (Distribution), and 430-420545 (Plant) by a total of \$299,000 in order to meet parity requirements.

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

Attachments: [9th Amendment - Waterworks 7 29 2011](#)
[2011-0262 Final Ord 11-8-6 with Exhibit](#)

[2011-0263](#)

An ordinance setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1; and for the purpose of paying the principal and interest on outstanding General Obligation Sewer Bonds for the year 2011.

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

Attachments: [2011ADVAL.rates revised](#)

[2011ADVAL.rates](#)

[2011-0263 Final Ord 11-8-7](#)

[2011-0264](#)

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Alvin H. Cellos, Jr. - "Express Plumbing, LLC" - a plumbing business - at 426 Bernard Ave, Ama.

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

Attachments: [Alvin Cellos Aerial.pdf](#)

[Alvin Cellos LUR.doc](#)

[Alvin Cellos Recommendations.doc](#)

[Alvin Cellos 08.04.11 minutes](#)

[2011-0264 Final Ord 11-8-3](#)

Legislative History

6/10/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Recommended Approval to the Planning Commission
8/4/11	Planning Commission	Recommended Approval to the Parish Council

[2011-0163](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Peter Chambers - "Peter Piper" - a plumbing business - at 10 Horseshoe Lane, St. Rose.

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

Attachments: [Peter Chambers AERIAL.pdf](#)
[Peter Chambers LUR.doc](#)
[Peter Chambers pic 2.pdf](#)
[Peter Chambers pics..pdf](#)
[Peter Chambers Rec At a Glance.doc](#)
[Peter Chambers backup info.pdf](#)
[Peter Chambers.2. Recommendations.doc](#)
[Peter Chambers.2. LUR.doc](#)
[Peter Chambers.2. Aerial.pdf](#)
[Peter Chambers email in favor from Gregory A Knight.htm](#)
[Peter Chambers 08 02 11 email in favor from Jennifer Stephens.htm](#)
[Peter Chambers 08.04.11 minutes](#)
[Peter Chambers-Kevin Couchis opposition letter](#)
[Peter Chambers Minutes](#)
[2011-0163 Failed Proposed Ordinance \(05-02-11\)](#)
[2011-0163 Failed Proposed Ordinance \(08-22-11\)](#)

Legislative History

2/25/11	Department of Planning & Zoning	Received/Assigned PH
4/7/11	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with stipulation that work vehicles are not permitted to park in the driveway along Palomino Drive.</i>
4/7/11	Planning Commission	Recommended Approval to the Parish Council
4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>P & Z Department Recommended: Approval w/Stipulation Approval with stipulation that work vehicles are not permitted to park in the driveway along Palomino Drive.</i>	
	<i>Planning Commission Recommended: Approval</i>	
	<i>Speakers:</i>	
	<i>Mr. Peter Chambers, St. Rose</i>	
5/2/11	Parish Council	Approved 1 <i>Proposed ordinance failed for lack of a majority by the following vote</i>
6/13/11	Department of Planning & Zoning	Received/Assigned PH

8/4/11	Department of Planning & Zoning	Recommended Denial to the Planning Commission
8/4/11	Planning Commission	Recommended Denial to the Parish Council

[2011-0265](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from R-1A to R-1AM at Lot I, Portion of Lot 2 of the Alice Plantation (185 Amelia Street), Ama LA, as requested by LaVerne Becnel.

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

Attachments: [Laverne Becnel - letter of objection.pdf](#)
[LaVerne Becnel - Lot I survey.pdf](#)
[LaVerne Becnel - portion of lot 2 alice plantation.pdf](#)
[LaVerne Becnel Aerial.pdf](#)
[LaVerne Becnel ZoningMap.pdf](#)
[LaVerne Becnel Recommendations.doc](#)
[LaVerne Becnel - Lot I survey.pdf](#)
[LaVerne K. Becnel 08.04.11 minutes](#)
[LUR_PZR 2011-09 LaVerne Becnel DENIAL](#)

Legislative History

6/20/11	Department of Planning & Zoning	Received/Assigned PH
8/4/11	Department of Planning & Zoning	Recommended Denial to the Planning Commission
8/4/11	Planning Commission	Recommended Denial to the Parish Council

[2011-0266](#) An ordinance of the Parish of St. Charles to amend the Code of Ordinances, Parish of St. Charles, Chapter 2, Article I. In General, Section 2-2. Fees of copies of documents.

Sponsors: Mr. Nuss

Attachments: [2011-0266 Final Ord 11-8-8](#)

[2011-0267](#) An ordinance to amend Ordinance No. 87-2-3, an amendment to the Traffic Code to provide for the removal of "No Parking Between Signs" and replace with "No Parking" signs on both sides of Martin Lane, Des Allemands from LA 631 up to the hard left turn near the end of the Martin Lane, approximately 826 feet from La 631.

Sponsors: Mr. Hogan

Attachments: [2011-0267 Final Ord 11-8-9](#)

[2011-0196](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

Sponsors: Mr. Hogan

Attachments: [2011-0196 Ltr to PZ](#)
[Cemeteries Recommendations.doc](#)
[Cemeteries Minutes 06 02 11.docx](#)
[Cemeteries in M-1 as SPU 08.04.11 minutes](#)
[Cemeteries Recommendation at a Glance](#)
[2011-0196 Failed Proposed Ordinance \(5-13-11\)](#)
[2011-0196 Failed Proposed Ordinance \(8-8-11\)](#)

Legislative History

5/13/11	Council Member(s)	Rcmnd'ation Request Fwd'd to the Department of Planning & Zoning
5/16/11	Council Member(s)	Introduced
5/16/11	Parish Council	Publish/Scheduled for Public Hearing
6/2/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
6/2/11	Planning Commission	Recommended Denial to the Parish Council
6/6/11	Parish Council	Public Hearing Requirements Not Satisfied
6/6/11	Parish Council	Tabled. <i>Discussion: to table File No. 2011-0196</i>
6/20/11	Parish Council	Publish/Scheduled for Public Hearing
6/20/11	Parish Council	Removed from the Table 1
6/20/11	Parish Council	Public Hearing Requirements Not Satisfied
6/20/11	Parish Council	Postponed Indefinitely and Reintroduced 1 <i>Discussion: to postpone indefinitely and reintroduce File No. 2011-0196 for public hearing on July 11, 2011</i>
7/11/11	Parish Council	Public Hearing Requirements Satisfied <i>Reported:</i> <i>Councilman Hogan Recommended: Approval</i> <i>P & Z Department Recommended: No Recommendation</i> <i>Planning Commission Recommended: Denial</i>
7/11/11	Parish Council	Amended <i>Amendment: to amend the proposed ordinance under "Section I. (9)" to remove "... with public access at all times ..."</i>
7/11/11	Parish Council	Approved as Amended 1

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Proposed ordinance failed for lack of a majority by the following vote

7/12/11	Council Member(s)	Rcmd'ation Request Fwd'd to the Department of Planning & Zoning
8/4/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
8/4/11	Planning Commission	Recommended Approval to the Parish Council

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 3 [2011-0245](#) An ordinance to authorize the installation of Stop signs at the intersection of Preston Hollow Road, Mockingbird Lane and Turtle Creek Lane in St. Rose.
- Sponsors:** Mr. Cochran
- Attachments:** [2011-0245 Final Ord 11-8-1](#)
- Legislative History**
- | | | |
|---------|-------------------|--------------------------------------|
| 7/25/11 | Council Member(s) | Introduced |
| 7/25/11 | Parish Council | Publish/Scheduled for Public Hearing |
- 4 [2009-0423](#) An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 3 Alcoholic Beverages, Article I. In General, Sec. 3-1. Location restrictions, to clarify and further define the location restrictions with regards to the sale of alcoholic beverages.
- Sponsors:** Mr. Hogan
- Attachments:** [2009-0423 Failed Proposed Ordinance \(11-02-09\)](#)
[2009-0423 Failed Proposed Ordinance \(06-20-11\)](#)
[2009-0423 Failed Proposed Ordinance \(08-08-11\)](#)
[2009-0423 Failed Proposed Ordinance \(09-06-11\)](#)
- Legislative History**
- | | | |
|----------|-------------------|--------------------------------------|
| 10/19/09 | Council Member(s) | Introduced |
| 10/19/09 | Parish Council | Publish/Scheduled for Public Hearing |
| 11/2/09 | Parish Council | Tabled. |
- Reported:*
Councilman Hogan Recommended: Approval
- Discussion: to table File No. 2009-0423*
- | | | |
|---------|----------------|--------------|
| 11/2/09 | Parish Council | Reconsidered |
|---------|----------------|--------------|
- Discussion: to reconsider the vote on File No. 2009-0423*
- | | | |
|---------|----------------|---------|
| 11/2/09 | Parish Council | Tabled. |
|---------|----------------|---------|
- Discussion: to table File No. 2009-0423*
- | | | |
|---------|----------------|---------------------------------------|
| 11/2/09 | Parish Council | Public Hearing Requirements Satisfied |
| 11/2/09 | Parish Council | Approved 1 |
- Proposed ordinance failed for lack of a majority by the following vote

12/7/09	Legislative Committee	Discussed.
4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Amended
	<i>Amendment: to amend the proposed ordinance under "SECTION I. Revised: (b)" to change "... street being at right angles to the public street ..." to read "... street being at approximately right angles to the public street ..."</i>	
5/2/11	Parish Council	Public Hearing Requirements Not Satisfied
5/2/11	Parish Council	Tabled 1 to the Legislative Committee
	Discussion: to table File No. 2009-0423 and send to the Legislative Committee	
5/16/11	Parish Council	Removed from the Table 1
5/16/11	Parish Council	Amended
	<i>Amendment: to accept the revised version of File No. 2009-0423</i>	
5/16/11	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended: Approval</i>	
5/16/11	Parish Council	Tabled.
	Discussion: to table File No. 2009-0423	
6/6/11	Parish Council	Removed from the Table 1
6/6/11	Parish Council	Tabled.
	Public Hearing previously satisfied.	
	Discussion: to table File No. 2009-0423	
6/20/11	Parish Council	Removed from the Table 1
6/20/11	Parish Council	Approved 1
	Reported:	
	Councilman Hogan Recommended: Approval	
	Public Hearing previously satisfied.	
	VOTE ON THE PROPOSED ORDINANCE	
	Proposed ordinance failed for lack of a majority by the following vote	
7/25/11	Council Member(s)	Introduced
7/25/11	Parish Council	Publish/Scheduled for Public Hearing

[2011-0251](#) An ordinance to approve and authorize the execution of an Act of Cash Sale by Clyde J. Melancon, et al to St. Charles Parish for a certain 20.776 acre parcel of property located along the Southern side of the Hahn Street Extension, being partially adjacent to the Department of Public Works site at 166 Scorpio Street and the Hahnville Sewer Treatment Plant in Hahnville.

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

Attachments: [CASH SALE.PAR revised.doc](#)

Legislative History

7/25/11	Parish President	Introduced
7/25/11	Parish Council	Publish/Scheduled for Public Hearing

5 [2011-0252](#) An ordinance to approve and authorize the execution of a contract with Barriere Construction Co., LLC for the construction of Parish Project No. P090103-9, Road Maintenance 2011, with Base Bid, Alternate No. 1, and Alternate No. 2 in the amount of \$1,505,545.50.

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

Attachments: [Road Maintenance Agreement Form.pdf](#)
[Road Maintenance Bid Opening Record Form.xls](#)
[Road Maintenance Recommendation to Award Letter \(signed\).pdf](#)
[Street list #1.PDF](#)
[Street list #2.PDF](#)
[Street list #3.PDF](#)
[Cover Memo - Road Maintenance](#)
[2011-0252 Contract-F](#)
[2011-0252 Final Ord 11-8-2 with Contract](#)
[2011-0252 Completion-F](#)

Legislative History

7/25/11	Parish President	Introduced
7/25/11	Parish Council	Publish/Scheduled for Public Hearing

[2011-0252](#) An ordinance to approve and authorize the execution of a contract with Barriere Construction Co., LLC for the construction of Parish Project No. P090103-9, Road Maintenance 2011, with Base Bid, Alternate No. 1, and Alternate No. 2 in the amount of \$1,505,545.50.

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

Attachments: [Road Maintenance Agreement Form.pdf](#)
[Road Maintenance Bid Opening Record Form.xls](#)
[Road Maintenance Recommendation to Award Letter \(signed\).pdf](#)
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[Street list #3.PDF](#)
[Cover Memo - Road Maintenance](#)
[2011-0252 Contract-F](#)
[2011-0252 Final Ord 11-8-2 with Contract](#)
[2011-0252 Completion-F](#)

Legislative History

7/25/11	Parish President	Introduced
7/25/11	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2011-0248](#) A resolution authorizing the Chairman or the Secretary to offer a **STRONG OBJECTION** to SCF Marine Inc., MVN 2011-01569 EKK for a permit to deposit approximately 2,080 cubic yards of fill material for the construction of a 130' x 14' levee ramp and a 200' x 14' levee ramp, install and maintain a steel access ramp and four (4), 36" spuds to anchor the proposed floating dock, all for the purpose of servicing, repairing and cleaning barges and push boats. The levee ramps would be constructed from Highway 48 (River Road) to an existing ramp that extends from the top of the levee to the proposed steel ramp which would provide access to the proposed floating dock located on the left descending bank of the Mississippi River, at a point about 119.4 miles above Head of Passes, Destrehan, in St. Charles Parish, Louisiana.

Sponsors: Mr. Cochran

Attachments: [SCF Marine Recommendations.pdf](#)
[2011-0248 Final Reso 5837](#)

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Legislative History

7/7/11	Parish Council	Rcmnd'ation Request Fwd'd to the Coastal Zone Management Section
7/15/11	Parish Council	Time Ext. Requested to the Corps

7/20/11	Coastal Zone Management Section	No Recommendation to the Parish Council
7/25/11	Council Member(s)	Introduced
7/25/11	Parish Council	Amended
	<i>Amendment: to amend the proposed resolution to change "Highway 44" to read "Highway 48" throughout the resolution</i>	
7/25/11	Parish Council	Tabled.
	<i>Reported:</i>	
	<i>Councilman Cochran Recommended:</i>	<i>Approval</i>
	<i>Discussion: to table File No. 2011-0248</i>	

RESOLUTIONS

- 12** [2011-0253](#) A resolution to approve and authorize the execution of an Agreement between the State of Louisiana Department of Transportation and Development (DOTD) and St. Charles Parish for funding of the St. Charles Parish Beautification and Parish Boundary Signage project, State Project No. H.009115, Federal Aid Project No. H009115.

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

Attachments: [2011-0253 Agreement-F](#)
[2011-0253 Final Reso 5838 with Agreement](#)

- 23** [2011-0257](#) A resolution authorizing St. Charles Parish to enter into an agreement with the State of Louisiana, Department of Transportation and Development under the Louisiana Statewide Flood Control Program for assistance in the implementation of a flood control improvement project, state project number H.009257; providing for the necessary documentation of the need for the flood control improvement; and providing for other matters in connection therewith.

Sponsors: Mr. St. Pierre Jr., Mr. Authement, Mr. Tastet, Mr. Nuss and Grants Office

Attachments: [2011-0257 Agreement-F](#)
[2011-0257 Final Reso 5839 with Agreement](#)

APPOINTMENTS

[2011-0259](#)

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

Attachments: [2011-0259 Final Reso 5840](#)

Council will confirm nomination of Chief Deputy Joe Cardella by the Sheriff's Office. Four (4) year term to begin August 19, 2011, and expire August 19, 2015.

Legislative History

8/6/07	Parish Council	Enacted Legislation
	<i>Chief Deputy Joseph Cardella appointed to the St. Charles Parish Communications District on August 6, 2007, per Resolution No. 5459</i>	
	<i>Term: August 19, 2007 - August 19, 2011</i>	
6/29/11	Parish Council	Correspondence Received
	<i>from Sheriff Champagne advising that Chief Joseph Cardella will again be representing the Sheriff's Office for a four year term</i>	

[2011-0260](#)

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

Attachments: [2011-0260 Final Reso 5841](#)

Council will confirm nomination of Mr. Armond Bourque by the St. Charles Firemen's Association. Four (4) year term to begin August 19, 2011 and expire August 19, 2015.

Legislative History

8/6/07	Parish Council	Enacted Legislation
	<i>Mr. Armond Bourque appointed to the St. Charles Parish Communications District on August 6, 2007, per Resolution No. 5460</i>	
	<i>Term: August 19, 2007 - August 19, 2011</i>	
7/19/11	Parish Council	Correspondence Received
	<i>from Chief Reginald Gaubert advising that Mr. Armond Bourque will again be representing the St. Charles Firemen's Association for a four year term.</i>	

ADJOURNMENT

MEETINGS

911 COMMUNICATIONS DISTRICT: Tuesday, 8/9/11, 5PM, Council Chambers
 COMMUNITY ACTION ADVISORY BOARD: Wednesday, 8/10/11 7PM, Council Chambers
 SUNSET DRAINAGE DISTRICT: Thursday, 8/11/11, 7PM, Council Chambers
 ZONING BOARD OF ADJUSTMENT: Thursday, 8/18/11, 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) 783-5125 to discuss the particular accommodations needed.