



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Larry Cochran
Councilmembers Carolyn K. Schexnaydre, Jarvis Lewis,
Terrell D. Wilson, William Billy Woodruff, Wendy Benedetto,
Paul J. Hogan, Traci A. Fletcher, Julia Fisher-Perrier

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

Monday, March 16, 2015

6:00 PM

Council Chambers, Courthouse

Final

CALL TO ORDER

PRAYER / PLEDGE

Reverend Wayne Taylor
New Life Community Church, Luling

APPROVAL OF MINUTES

Regular Meeting – March 2, 2015

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2015-0097](#) In Recognition: Federico “Fred” Martinez, Jr., 911 Communications District
Sponsors: Mr. Cochran
- 2 [2015-0094](#) In Recognition: Betty Barnewold, 2015 Relay for Life Queen
Sponsors: Ms. Schexnaydre
- 3 [2015-0096](#) In Recognition: Harold J. Mire, Sr., 2015 Relay for Life King
Sponsors: Ms. Schexnaydre
- 4 [2015-0060](#) In Recognition: Ainsley Celestine Cook, 2015 Relay for Life Junior Queen II
Sponsors: Ms. Schexnaydre
- 5 [2015-0061](#) In Recognition: Rayne-Lin Bjorkman, 2015 Relay for Life Teen Queen II
Sponsors: Ms. Schexnaydre
- 6 [2015-0062](#) In Recognition: Harlie Ann Kinler, 2015 Relay for Life Miss Queen II
Sponsors: Ms. Schexnaydre

- 7 [2015-0063](#) In Recognition: Hollie Lapeyrouse, 2015 Relay for Life Ms. Queen II
 Sponsors: Ms. Schexnaydre
- 8 [2015-0064](#) In Recognition: Sandy Legendre, 2015 Relay for Life Ambassador Queen II
 Sponsors: Ms. Schexnaydre
- 9 [2015-0065](#) In Recognition: Stacey Bourg Bjorkman, 2015 Relay for Life Classic Queen II
 Sponsors: Ms. Schexnaydre
- 10 [2015-0098](#) Proclamation: United Way of St. Charles Bridge Run Day
 Sponsors: Ms. Benedetto
- 11 [2015-0099](#) Proclamation: "Child Abuse Prevention Month"
 Sponsors: Mr. St. Pierre Jr.

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2015-0093](#) Ms. April Keller, Executive Director, St. Charles Council on Aging, Inc.
 - Report on finances and how monies are being allocated
Sponsors: Mr. Woodruff
- [2015-0053](#) Department of Wastewater
Attachments: [2015-0053 Council Presentation 2015](#)
Legislative History
 3/2/15 Parish Council Deferred
- [2015-0054](#) Parish President Remarks/Report
Sponsors: Mr. St. Pierre Jr.
Legislative History
 3/2/15 Parish Council Deferred

ORDINANCES / RESOLUTIONS INTRODUCED FOR PUBLICATION / PUBLIC HEARING

Monday, April 6, 2015, 6:00 pm, Council Chambers, Courthouse, Hahnville

- 12 [2015-0091](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 17. Parks and Recreation, Article II. Special Events, Section 17-19. Special provisions to revise Hours of Operation to add the St. Charles Parish Crawfish Cook-Off Festival held at the Jerusalem Shrine Center in Destrehan, shall not extend past 11:00 p.m. on Friday and Saturday night.

Sponsors: Ms. Benedetto

- 13 [2015-0092](#) An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. P111002-10, Spillway Road Maintenance, to balance the contract quantities with actual quantities resulting in a decrease of \$5,129.70.

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

Attachments: [Change Order - Spillway Road](#)

PLANNING AND ZONING PETITIONS

- 17 [2015-0073](#) An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from OL to OL, R-1M and M-1 at Lot 20A of Pecan Grove, 12350 River Road, St. Rose, as requested by DNA Real Estate, LLC.

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

Attachments: [2015-0073 Recommendations](#)

[2015-0073 Minutes 02.12.15\(DNA Real Estate\)](#)

[2015-0073 Minutes 01.08.15 \(DNA Real Estate\)](#)

[2015-0073 LUR PZR-2015-04 DNA Real Estate LLC St Rose RV park](#)

[2015-0073 DNA Survey](#)

[2015-0073 DNA Aerial](#)

Legislative History

12/9/14	Department of Planning & Zoning	Received/Assigned PH
2/12/15	Department of Planning & Zoning	Rcmnd'd Approval w/Stip. to the Planning Commission
	Approval to rezone from OL to R-1M	
	Approval to rezone from OL to M-1	
	Approval to keeping the 30-foot wide by 1,818 foot portion of Lot 20A as OL	

2/12/15	Planning Commission	Rcmnd'd Approval w/Stip. to the Parish Council
	Approval to rezone from OL to R-1M	
	Approval to rezone from OL to M-1	
	Approval to keeping the 30-foot wide by 1,818 foot portion of Lot 20A as OL	
3/2/15	Parish President	Introduced
3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 30** [2015-0074](#) An ordinance approving and authorizing a Home Occupation under the operation of Anthony Ragusa - "Authentic Air, LLC" - a heating and air conditioning contractor at 100 Cypress Lane, Destrehan.

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

Attachments: [2015-0074 Recommendation at a Glance](#)
[2015-0074 Minutes 02.12.15\(Ragusa\)](#)
[2015-0074 PZHO.2015-02 LUR](#)
[2015-0074 PZHO.2015-02 AERIAL](#)

Legislative History

12/15/14	Department of Planning & Zoning	Received/Assigned PH
2/12/15	Department of Planning & Zoning	Recommended Approval to the Planning Commission
2/12/15	Planning Commission	Recommended Denial to the Parish Council
3/2/15	Parish President	Introduced
3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 38** [2015-0075](#) An ordinance to amend the Zoning Ordinance of 1981, to change the land use zoning classification from CR-1 to C-2 at Lot 19A of the Charles Natis Tract, Luling, as requested by Triniece Davis.

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

Attachments: [2015-0075 Recommendation at a Glance](#)
[2015-0075 Minutes 02.12.15\(Davis\)](#)
[2015-0075 PZR.2015-06 LUR Treniece Davis](#)
[2015-0075 PZR.2015-06 Survey](#)
[2015-0075 PZR.2015-06 Aerial](#)

Legislative History

	1/6/15	Department of Planning & Zoning	Received/Assigned PH
	2/12/15	Department of Planning & Zoning	Recommended Approval to the Planning Commission
	2/12/15	Planning Commission	Recommended Approval to the Parish Council
	3/2/15	Parish President	Introduced
	3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
48	2015-0083	An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from C-2 to M-1 for office/warehouse space at 281 thru 325 Almedia Road, St. Rose, as requested by KD Development.	
	<u>Sponsors:</u>	Mr. St. Pierre Jr. and Department of Planning & Zoning	
		<u>Legislative History</u>	
	3/2/15	Parish President	Introduced
	3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
49	2015-0085	An ordinance approving and authorizing a Home Occupation under the operation of Elizabeth Trimble, "King's Men Enterprises, LLC" - an electrical contractor - at 109 Gassen Street, Luling.	
	<u>Sponsors:</u>	Mr. St. Pierre Jr. and Department of Planning & Zoning	
		<u>Legislative History</u>	
	3/2/15	Parish President	Introduced
	3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
50	2015-0086	An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification from M-1 to C-2 at Tract 4-II-A-1 of Plantation Business Park and an additional $\frac{3}{4}$ acres totaling approximately 15.15 acres near 13034 River Road, Destrehan (the site of Destrehan Plantation), as requested by River Road Historical Society.	
	<u>Sponsors:</u>	Mr. St. Pierre Jr. and Department of Planning & Zoning	
		<u>Legislative History</u>	
	3/2/15	Parish President	Introduced
	3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 51** [2015-0051](#) An ordinance to approve and authorize Amendment No. 2 to the Contract by and between the Parish of St. Charles and Leidos, Inc., for Monitoring of Disaster Generated Debris & Disaster Management and Technical Services, Parish Project No. P090903.
- Sponsors:** Mr. St. Pierre Jr. and Department of Public Works
- Attachments:** [2015-0051 Amendment No 2 Debris Removal](#)
 [2015-0051 Post-Acquisition Letter](#)
 [2015-0051 Tetra Tech W-9](#)
 [2015-0051 Tetra Tech Inc Insurance](#)
- Legislative History**
- | | | |
|--------|------------------|--|
| 3/2/15 | Parish President | Introduced |
| 3/2/15 | Parish Council | Publish/Scheduled for Public Hearing to the Parish Council |
- 56** [2015-0072](#) An ordinance to approve and authorize the execution of Amendment No. 1 to the Cooperative Endeavor Agreement by and between St. Charles Parish (Ordinance No. 14-10-10) and Sunset Drainage District (Resolution No. 6104) to amend the transfer of property and the termination clause of said agreement.
- Sponsors:** Mr. Hogan and Mr. Cochran
- Attachments:** [2015-0072 SDD CEA Amendment 1 - \(2-20-15\) \(I 3-2-15\)](#)
- Legislative History**
- | | | |
|--------|-------------------|--|
| 3/2/15 | Council Member(s) | Introduced |
| 3/2/15 | Parish Council | Publish/Scheduled for Public Hearing to the Parish Council |
- 68** [2015-0084](#) An ordinance to approve a resubdivision of a tract of ground known as the L. Preston Madere Lot in Hahnville into 1-LPM and 2-LPM, at 15042 River Road, Hahnville as requested by Madere's Garage and St. Charles Parish.
- Sponsors:** Mr. St. Pierre Jr. and Department of Planning & Zoning
- Legislative History**
- | | | |
|--------|------------------|--|
| 3/2/15 | Parish President | Introduced |
| 3/2/15 | Parish Council | Publish/Scheduled for Public Hearing to the Parish Council |

- 69 [2015-0087](#) An ordinance to approve and authorize the Parish President to acquire a 2,126.21 SF perpetual drainage servitude over property identified as Lot 4A of Ormond Country Club, Square J, Section 12, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Jonera Pitre Diaz wife of/and Humberto Diaz, 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 P080502-10 Hill Heights Drainage Improvements.

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

Attachments: [2015-0087 Act of Servitude Diaz to SCP 2.25.2015](#)

[2015-0087 INDIVIDUAL-4A](#)

[2015-0087 B14-120B LOT 4A Diaz Appraisal BIRD](#)

Legislative History

3/2/15	Parish President	Introduced
3/2/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

- 119 [2015-0003](#) An ordinance to amend the Zoning Ordinance of 1981, to change the land use zoning classification from CR-1 to R-2 at Lot A1 of Ormond Village, 14102 River Road, Destrehan as requested by Michelle Oubre.

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

Attachments: [2015-0003 Recommendation at a Glance](#)

[2015-0003 Minutes 01 08 15 \(Michelle Oubre\)](#)

[2015-0003 LUR Michelle Oubre](#)

[2015-0003 SURVEY](#)

[2015-0003 Aerial Michelle Oubre](#)

[This proposed ordinance was tabled prior to the Public Hearing requirements being satisfied; therefore it must be re introduced and re-advertised for Public Hearing prior to consideration by the Parish Council.]

Legislative History

12/9/14	Department of Planning & Zoning	Received/Assigned PH
1/8/15	Department of Planning & Zoning	Recommended Approval to the Planning Commission
1/8/15	Planning Commission	Recommended Approval to the Parish Council
1/12/15	Parish President	Introduced

1/12/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
1/26/15	Parish Council	Public Hearing Requirements Not Satisfied Councilwoman Benedetto spoke on the matter.
1/26/15	Parish Council	Tabled.
1/26/15	Parish Council	Tabled.
2/9/15	Parish Council	Removed from the Table
2/9/15	Parish Council	Reintroduced Chief Administrative Officer Buddy Boe spoke on the matter.
2/9/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
2/9/15	Parish Council	Reintroduced
3/2/15	Parish Council	Public Hearing Requirements Not Satisfied Chairman Cochran exited the meeting.

On behalf of the applicant, Planning & Zoning Director Michael Albert requested that File No. 2015-0003 be tabled.

In Chairman Cochran's absence, Vice-Chairwoman Fletcher assumed the meeting.

3/2/15	Parish Council	Tabled.
3/2/15	Parish Council	Tabled.

- 127 [2015-0078](#) A resolution requesting an Attorney General Opinion, as to whether or not the gratuitous spending of public money in violation of Louisiana Constitution Article VII, Section 14 (A) to the benefit of private individuals, which is the net result according to Attorney General Opinions 13-0171 and 14-0083 should the fund expended in association with the Blight Elimination Program created and implemented by the St. Charles Parish President (albeit with good intentions) be not collected, rises to the level of Malfeasance in Office, and to advise if the sending of bills by the Parish President to all the private individuals in an attempt to collect the money that improperly spent (irrespective of whether the funds are recovered or not) results in the elimination of the violation, and to advise on if there are any time limits in which the bills must be sent should the sending of bills be an acceptable means of resolving the violation, and to advise as to whether or not the Parish President can personally reimburse the Parish for the cost of the dumpsters in order to resolve the violation, and if the opinion advises that there are no means available to the Parish President to resolve the violation and that it requires the attention and involvement of prosecutorial agencies, that the Attorney General provides an opinion as to the steps and/or procedures that are needed to be taken by the Parish Council and/or any other entities so as to have the prosecutorial agency or agencies address the violation, and to advise if there are any time limitations in which action by the Parish Council or other agencies must occur regarding having the violation addressed, and to advise if there is any statute of limitation on such a violation, and to advise if there are any circumstances, such having had good intentions or any others circumstances, which trumps the State Constitution with regards to the violation and provide examples of such.

Sponsors: Mr. Hogan

Attachments: [2015-0078 AG opinion - backup](#)

Legislative History

3/2/15	Council Member(s)	Introduced
3/2/15	Parish Council	Tabled.
3/2/15	Parish Council	Tabled.

RESOLUTIONS

- 140 [2015-0080](#) A resolution to amend the Parish Council Rules to revise Rule 8 to change the present order for conducting business at a council meeting and to remove 14. Correspondence.

Sponsors: Mr. Hogan

[Per Parish Council Rule 19. – amending the Council Rules must lie over. Final Action Monday, March 16, 2015.]

Legislative History

3/2/15	Council Member(s)	Introduced
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3/2/15 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.

- 141 [2015-0100](#) A resolution supporting the application for funding of the West Bank A Plant Clarifier Refurbishment project through the Louisiana Office of Community Development's FY 2014-2015 Community Water Enrichment Fund.

Sponsors: Mr. St. Pierre Jr., Grants Office, Ms. Schexnaydre, Mr. Wilson, Mr. Hogan and Ms. Fisher-Perrier

- 142 [2015-0095](#) A resolution requesting an Attorney General Opinion which advises the Parish Council as to the steps and/or actions it has at its disposal to have a project for which funds have been appropriated and approved in the Parish budget implemented.

Sponsors: Mr. Hogan

Attachments: [2015-0095 Opinions](#)

APPOINTMENTS

- [2015-0047](#) A resolution to appoint a member to the Library Service District Board of Control as the District I Representative.

Council Chairman will accept nominations for the District I appointment to the board to fill the vacancy created by the expiration of the term of Mr. Ralph Deroche, Jr. Five (5) year term to begin April 1, 2015 and expire April 1, 2020. [Deferred from the March 2, 2015 Parish Council Meeting]

Legislative History

4/5/10	Parish Council	Enacted Legislation
	Mr. Ralph Deroche, Jr., appointed to the Library Service District Board of Control on April 5, 2010, per Resolution No. 5739	
	Term: April 1, 2010 - April 1, 2015	
2/9/15	Parish Council	Vacancy Announced
3/2/15	Parish Council	Deferred
	Councilman Wilson requested that File No. 2015-0047 be deferred.	

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

LIBRARY BOARD: Tuesday, 3/17/15, 6PM, Council Chambers
SPECIAL PROJECTS/PUBLIC SAFETY, HEALTH, AND ENVIRONMENTAL COMMITTEE: Wednesday, 3/18/15, 6PM, Council Chambers
ZONING BOARD OF ADJUSTMENT: Thursday, 3/19/15, 7PM, Council Chambers
CIVIL SERVICE BOARD: Tuesday, 3/24/15, 6:30PM, Council Chambers
HOSPITAL BOARD: Wednesday, 3/25/15, 9AM, Council Chambers
COASTAL ZONE ADVISORY COMMITTEE: Thursday, 3/26/15, 6:30PM, Council Chambers
HOUSING AUTHORITY: Tuesday, 3/31/15, 6PM, Council Chambers
LAFOURCHE BASIN LEVEE DISTRICT: Wednesday, 4/1/15, 6PM, Lafourche Basin Levee District Office, 21380 Highway 20, Vacherie

ANNOUNCEMENTS

IMPORTANT DATES FOR THE MAY 2, 2015 PARISHWIDE PROPOSITION ELECTION

**Wednesday April 1, 2015 - Last day to Register to Vote*

**Tuesday April 28, 2015 - Last day to Request Absentee Mail Ballots*

**Early Voting: Saturday April 18, Monday April 20, Tuesday April 21, Wednesday April 22, Thursday April 23, Friday April 24 & Saturday April 25, 2015 - At The Registrar of Voters Office (8:30am till 6:00pm), Westbank: Courthouse, 15045 River Road Hahnville, Eastbank: Arterbury Building, 14564 River Road New Sarpy*

**Friday May 1, 2015 - Last Day for Registrar to receive Voted Absentee Ballot*

**Saturday May 2, 2015 - Election Day – Polling Locations Open 7:00am until 8:00pm*

PARISH HOLIDAY: Friday, April 3, 2015 - Good Friday

****PLEASE NOTE THAT THERE WILL BE A THREE (3) WEEK LAPSE BETWEEN COUNCIL MEETINGS. THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, APRIL 6, 2015.*

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.