



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

Monday, March 20, 2017

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, Chief Administrative Officer Billy Raymond, Executive Director of Procurement, Personnel, and Government Buildings Darrin Duhe, Executive Director of Community Affairs Dwayne LaGrange, Executive Director of Technology and Communications Anthony Ayo, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Faucheux, Planning & Zoning Director Michael Albert, Public Information Officer Tristan Babin, Animal Control Officer Jena Troxler, R.S.V.P. Director Michelle Higgins, General Government Buildings Facilities Manager Philip Dufrene

CALL TO ORDER

PRAYER / PLEDGE

Reverend Richard Williams
New Hope Baptist Church, Hahnville

APPROVAL OF MINUTES

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Fletcher, to approve the minutes from the regular meeting of February 20, 2017 and the regular meeting of March 6, 2017. 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.)

[2017-0087](#)

In Recognition: Paige Elizabeth Sanchez, Boutte River Region Lions Club 2016 Miss Queen IV

Sponsors: Mr. Hogan

Read

[2017-0088](#)

In Recognition: Elizabeth Claire Coneglio, Boutte River Region Lions Club 2016 Teen Miss Queen IV

Sponsors: Mr. Wilson

Read

[2017-0089](#)

In Recognition: Annaliese Marie Munson, Boutte River Region Lions Club 2016 Junior Miss Queen IV

Sponsors: Mr. Woodruff

Read

[2017-0090](#)

Proclamation: Trash Bash Cleanup and Recycling Awareness Day in St. Charles Parish

Sponsors: Mr. Cochran

Read

[2017-0091](#)

Proclamation: "Realtor® Appreciation Day"

Sponsors: Ms. Benedetto

Read

[2017-0092](#)

Proclamation: "Child Abuse Prevention Month"

Sponsors: Mr. Cochran

Read

[2017-0093](#)

Proclamation: "Parkinson's Disease Awareness Month"

Sponsors: Ms. Benedetto

Read

[2017-0094](#)

Proclamation: United Way of St. Charles Bridge Run Day

Sponsors: Ms. Fisher-Perrier and Ms. Benedetto

Read

[2017-0095](#)

Proclamation: "National Service Recognition Day"

Sponsors: Mr. Cochran

Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2017-0085](#)

Animal Control

Animal Control Officer Jena Troxler

Reported

[2017-0086](#)

Parish President Remarks/Report

Sponsors: Mr. Cochran

Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN WILSON 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 MONDAY, APRIL 3, 2017, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

[2017-0099](#)

An ordinance to approve and authorize the execution of Agreement between Campo Designs - Architects, Sole Proprietorship, and St. Charles Parish to provide architectural services for the construction of a new concession building at the West Bank Bridge Park in Luling.

Sponsors: Mr. Cochran and Department of Parks and Recreation

Publish/Scheduled for Public Hearing to the Parish Council on April 3, 2017

Enactment No: 17-4-1

[2017-0100](#)

An ordinance to approve and authorize the execution of a contract with Pintail Contracting Services, LLC for the West Bank "A" Plant Clarifier Refurbishment (Project No. WWKS 90) in the amount of \$157,100.00.

Sponsors: Mr. Cochran and Department of Waterworks

Publish/Scheduled for Public Hearing to the Parish Council on April 3, 2017

Enactment No: 17-4-2

[2016-0434](#)

An ordinance to amend the Code of Ordinances for St. Charles Parish, Chapter 11 Health & Sanitation, Article III. Open Outdoor Burning, to revise Section 11-31. Enforcement.

Sponsors: Mr. Hogan

Publish/Scheduled for Public Hearing to the Parish Council on April 3, 2017

Enactment No: 17-4-3

[2017-0084](#)

An ordinance approving and authorizing the execution of an Act of Dedication for Ashton Oaks Subdivision, Luling, St. Charles Parish, LA.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on April 3, 2017

Enactment No: 17-4-4

PLANNING AND ZONING PETITIONS

[2017-0083](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification of Lot D-2A-1 of Fairview Plantation, from M-1 to C-3 as requested by Bruce Bourgeois for BMB Real Estate, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Speakers:

Mr. Bruce Bourgeois, St. Rose

Public Hearing Requirements Satisfied

Enactment No: 17-3-3

Council Discussion

Mr. Bourgeois 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: 17-3-3

**ORDINANCES SCHEDULED FOR PUBLIC HEARING
(INTRODUCED AT PREVIOUS MEETING)**[2017-0080](#)

An ordinance to approve and authorize the execution of a contract with Sealevel Construction, Inc. for Parish Project No. S030101, Killona Force Main Extension, with a Base Bid in the amount of \$1,009,200.00.

Sponsors: Mr. Cochran and Department of Wastewater

Reported:

Wastewater Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 17-3-4

VOTE ON THE PROPOSED ORDINANCE

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

Nay: 0

Absent: 1 - Fisher-Perrier

Enactment No: 17-3-4

[2017-0081](#)

An ordinance to authorize the Parish President to settle and obtain a full and final compromise with Royal St. Charles Sewerage, Co., Inc. through the payment of \$32,500.00 in the matters entitled "**Royal St. Charles Sewerage Co., Inc.**", 29th Judicial District Court, Parish of St. Charles, No. 38,150 and "**Parish of St. Charles Versus Harold Falgout, Jr., Et AL**", 29th Judicial District Court, Parish of St. Charles, No. 36,793.

Sponsors: Mr. Cochran and Department of Legal Services

Reported:

Legal Services Department Recommended: Approval

Mr. Don Paul Landry, Attorney-At-Law, spoke on the matter.

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 17-3-5

VOTE ON THE PROPOSED ORDINANCE

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

Nay: 0

Enactment No: 17-3-5

[2017-0082](#)

An ordinance to approve and authorize the execution of an Engineering Services Contract between Burk-Kleinpeter, Inc., and St. Charles Parish for the development and implementation of a Corrective Action Plan (CAP) for the Hydraulic Lifts Area (AOL-2) at the Former Madere's Garage located at 15042 River Road, Hahnville, LA 70057.

Sponsors: Mr. Cochran and General Government Buildings

Reported:

General Government Buildings Recommended: Approval

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 17-3-6

VOTE ON THE PROPOSED ORDINANCE

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

Nay: 0

Enactment No: 17-3-6

[2017-0084](#)

An ordinance approving and authorizing the execution of an Act of Dedication for Ashton Oaks Subdivision, Luling, St. Charles Parish, LA.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Per Administration, the Developer requested that File No. 2017-0084 be postponed indefinitely and reintroduced for public hearing on Monday, April 3, 2017.

Public Hearing Requirements Not Satisfied

Enactment No: 17-4-4

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Fletcher, to Postpone Indefinitely and Reintroduce File No. 2017-0084 for public hearing on Monday, April 3, 2017. The motion carried by the following vote:

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

Nay: 0

Enactment No: 17-4-4

Postponed Indefinitely and Reintroduced

Enactment No: 17-4-4

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED2017-0039

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from M-1/C-2 to R-1B on Tract 4-II-A-2A (6.27 acres), a 7,298 sq. ft. portion of a parcel designated as The Whirlpool Property, and a large portion of Undesignated Tract C of Plantation Business Campus all totaling approximately 12.75 acres as requested by Paul Joey Murray, III on behalf of P & L Investments, IX.

Sponsors: Mr. Cochran and Department of Planning & Zoning

A motion was made by Councilmember Gibbs, seconded by Councilmember Woodruff, to remove from the Table File No. 2017-0039. The motion carried by the following vote:

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

Nay: 0

Enactment No: 17-3-7

Removed from the Table

Enactment No: 17-3-7

Reported:

P & Z Department Recommended: Denial

Planning Commission Recommended: Approval

Speakers:

Mr. Joey Murray, Murray Architects, Inc., Destrehan
representing P & L Investments, IX, LLC

Mr. Mike Landry, Norco, General Manager, ADM Growmark
Planning & Zoning Director Michael Albert spoke on the matter.

Mr. Milton Allemand, Hahnville

Mr. Joey Murray, Murray Architects, Inc., Destrehan
representing P & L Investments, IX, LLC

Mr. Albert spoke on the matter.

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 17-3-7

Council Discussion

Mr. Landry spoke on the matter.

Mr. Murray spoke on the matter.

Councilwoman Benedetto explained her reason for abstaining.

VOTE ON THE PROPOSED ORDINANCE

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

Nay: 1 - Hogan

Abstain: 1 - Benedetto

Enactment No: 17-3-7

[2017-0043](#)

A resolution in support of a Preliminary Plat approval for Lots 1-30 of Destrehan Plantation Estates with a waiver from the geometric standard for lot side lines as requested by P & L Investments IX, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Clulee, to remove from the Table File No. 2017-0043. The motion carried by the following vote:

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

Nay: 0

Enactment No: 6273

Removed from the Table

Enactment No: 6273

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval contingent with a waiver from the geometric standard for lot side lines.

Planning Commission Recommended: Approval w/Stipulation Approval contingent with a waiver from the geometric standard for lot side lines.

Public comment opened

Mr. Joey Murray, Murray Architects, Inc., Destrehan
representing P & L Investments, IX, LLC

Mr. Milton Allemand, Hahnville

Public Works/Wastewater Director Clayton Fauchaux spoke on the matter.

Council Discussion

Mr. Fauchaux spoke on the matter.

Councilwoman Benedetto explained her reason for abstaining.

VOTE ON THE PROPOSED RESOLUTION

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

Nay: 0

Abstain: 1 - Benedetto

Enactment No: 6273

RESOLUTIONS[2017-0098](#)

A resolution in support of the resubdivision of Parcel D-2A of Fairview Plantation with side lot lines that are not perpendicular to the Airline Drive, the street frontage.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with a waiver to the St. Charles Parish Subdivision Regulation requirement that all lot lines shall be at right angles to straight street lines or radial to curved street lines.

Planning Commission Recommended: Approval w/Stipulation Approval with a waiver to the St. Charles Parish Subdivision Regulation requirement that all lot lines shall be at right angles to straight street lines or radial to curved street lines.

Public comment opened; no public comment

VOTE ON THE PROPOSED RESOLUTION

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

Nay: 0

Enactment No: 6274

[2016-0360](#)

A resolution requesting that the Parish President and all Department heads respond within ten (10) business days to all Parish Council letters, memos, emails, and/or any other form of communication prepared by and/or on behalf of Council Members requesting information, production of documents, input when requested on proposed ordinances or resolutions, responses to letters, or anything else that may be asked of the administration, all referred to herein as items, with the initial response providing what was requested, or at a minimum, providing 1) acknowledgment that the communication was received, and 2) a date by which the requested items will be provided.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Chief Administrative Officer Billy Raymond spoke on the matter.

Council Discussion

Chairman Wilson asked Councilman Hogan to stay on topic.

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

Yea: 1 - Hogan

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

Failed

[2016-0421](#)

A resolution requesting that Parish President Larry Cochran have the Parish's Legal Counsel provide a written response to the memorandum that was forwarded to his office on December 7, 2016, regarding a proposed ordinance regarding problem properties within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment not opened

A motion was made by Councilmember Hogan, seconded by Councilmember Woodruff, to Postpone Indefinitely File No. 2016-0421. The motion carried by the following vote:

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

Nay: 2 - Benedetto and Fisher-Perrier

Postponed Indefinitely

[2017-0072](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting that he provide an update on where things stand with Legal's discovery and other pretrial matters relating to the Magnolia Ridge Compliance Docket # 79141 and advise on when it is anticipated that a suit will be filed with respect to this matter, within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Councilman Hogan motioned to Pospone Indefinitely File No. 2017-0072. Motion failed for lack of a second.

Public comment opened; no public comment

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

Yea: 1 - Hogan

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

Absent: 2 - Bellock and Fisher-Perrier

Failed[2017-0073](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017 requesting that he advise on if the Parish Legal Counsel is good with the wording in ordinance to amend relating to enforcement of the burning codes, within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Councilman Hogan motioned to Pospone Indefinitely File No. 2017-0073. Motion failed for lack of a second.

Chief Administrative Officer Billy Raymond spoke on the matter.

Public comment opened; no public comment

Council Discussion

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

Yea: 1 - Hogan

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

Failed[2017-0074](#)

A resolution requesting that Parish President Larry Cochran provides a written response to all of the questions asked in the memorandum that was forwarded to his office on August 8, 2016, regarding the Animal Shelter and the Humane Society within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

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

Yea: 1 - Hogan

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

Failed

[2017-0076](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting he hire an engineering firm to conduct a study with respect as to what constitutes a blocked line of sight so that it can be incorporate into our codes, within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Public comment not opened

Councilman Hogan called point of order.

Councilwoman Fisher-Perrier explained Robert's Rules of Order to Councilman Hogan in reference to tabling an item.

Chairman Wilson called for the vote.

Councilman Hogan called point of order requesting that Legal Services Director Robert Raymond explain Robert's Rules of Order in reference to tabling an item.

Legal Services Director Robert Raymond spoke on the matter.

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Benedetto, to Table File No. 2017-0076. The motion carried by the following vote:

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

Nay: 0

Tabled.

[2017-0077](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting that he check up on the Public Works Department's review of proposed sewer code amendments referenced in an e-mail dated January 29, 2017, within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Woodruff, to Table File No. 2017-0077. The motion carried by the following vote:

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

Nay: 2 - Hogan and Fletcher

Tabled.

[2017-0078](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 31, 2017, requesting a legal review and input regarding a proposed ordinance pertaining to regulating donation boxes, within seven (7) business days following the consideration of this resolution.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Bellock, to Table File No. 2017-0078. The motion carried by the following vote:

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

Nay: 1 - Hogan

Tabled.

[2017-0096](#)

A resolution requesting that the Parish President take the necessary steps needed to have all sunken vessels located within Bayou Gauche and the portion of Bayou Des Allemands located within St. Charles Parish removed in accordance with the provisions provided for in Louisiana Revised Statute 34:843.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Benedetto, seconded by Councilmember Gibbs, to Table File No. 2017-0096. The motion carried by the following vote:

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

Nay: 1 - Hogan

Tabled.

[2017-0097](#)

A resolution requesting that Parish President Larry Cochran have the Legal Department provide a written response to the email he was copied on dated February 23, 2017 asking how much time does a resident have to respond to the issue regarding the illegal chickens at 119 Kerry's Point and in addition to an update on where things stand at this point in time and the planned path forward to have this issue resolved.

Sponsors: Mr. Hogan

Public comment not opened

A motion was made by Councilmember Gibbs, seconded by Councilmember Woodruff, to Table File No. 2017-0097. The motion carried by the following vote:

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

Nay: 1 - Hogan

Tabled.

APPOINTMENTS

[2017-0059](#)

A resolution to appoint Mr. Gary M. Matherne, Sr. to the Library Service District Board of Control as the District VI Representative.

VOTE ON THE APPOINTMENT OF MR. GARY M. MATHERNE, SR.

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

Nay: 0

Enactment No: 6275

ADJOURNMENT

A motion was made by Councilmember Fletcher, seconded by Councilmember Benedetto, to adjourn the meeting at approximately 8:36 pm. The motion carried by the following vote:

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

Nay: 0

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Tiffany K. Clark
Council Secretary