



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Larry Cochran
Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,
Terrell D. Wilson, Shelley M. Tastet, Wendy Benedetto,
Paul J. Hogan, Traci A. Fletcher, Dennis Nuss

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

Monday, August 20, 2012

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2012-0295](#) In Memoriam: Stanley Francis Keller, III
Sponsors: Mr. Cochran
- 2 [2012-0291](#) Proclamation: "Battle for the Axe Chili Cook-Off Day"
Sponsors: Ms. Schexnaydre
- 3 [2012-0288](#) In Recognition: Nicholas J. Dupuy, Eagle Scout
Sponsors: Ms. Benedetto
- 4 [2012-0289](#) In Recognition: Oneil J. Legendre, IV, Eagle Scout
Sponsors: Ms. Benedetto
- 5 [2012-0290](#) In Recognition: Colton Joel Milam Rachal, Eagle Scout
Sponsors: Mr. Tastet

2012-0003

Appoint Council Secretary

Sponsors:

Mr. Cochran

Legislative History

1/9/12	Parish Council	Close Nomination(s) for <i>Nominee:</i> <i>Councilman Hogan nominated Mrs. Barbara Jacob-Tucker</i>
1/9/12	Parish Council	Confirmed 1 <i>VOTE ON THE APPOINTMENT OF MRS. BARBARA JACOB-TUCKER</i>
1/9/12	Parish Council	Tabled. <i>Councilman Hogan motioned to advertise for applications for Council Secretary. Councilman Hogan withdrew his motion.</i>
		<i>Discussion: to table File No. 2012-0003; the appointment of Council Secretary</i>
1/10/12	Parish Council	Motioned 1 <i>to remove File No. 2012-0003 from the Table</i>
1/10/12	Parish Council	Deferred 1
2/16/12	Operations, Maintenance and Construction Management Committee	Motioned 1 <i>to go into Executive Session to take up File No. 2012-0003. The motion carried by the following vote:</i>
2/16/12	Operations, Maintenance and Construction Management Committee	Heard in Executive Session
2/16/12	Operations, Maintenance and Construction Management Committee	Motioned 1 <i>to return to the Agenda</i>
2/16/12	Operations, Maintenance and Construction Management Committee	Discussed. <i>The Committee approved the changes to the Council Secretary job description that were discussed during Executive Session.</i>
2/16/12	Operations, Maintenance and Construction Management Committee	Discussed. <i>The Committee approved contracting with AM-PM Staffing Services as the firm to handle the job search (advertisement, screening of resumes, administrative duties, etc.)</i>
6/5/12	Operations, Maintenance and Construction Management Committee	Motioned 1 <i>to have AM-PM move forward with the next phase of the selection process and forward to the Parish Council the "Top 5" Candidates</i>

6/26/12	Operations, Maintenance and Construction Management Committee <i>to go into Executive Session</i>	Motioned 1
7/11/12	Operations, Maintenance and Construction Management Committee <i>to take the assessments, review, and return to make a decision</i>	Motioned 1
7/11/12	Operations, Maintenance and Construction Management Committee <i>to interview the alternate candidate</i>	Motioned 1
7/19/12	Operations, Maintenance and Construction Management Committee	Meeting Cancelled
7/24/12	Operations, Maintenance and Construction Management Committee	Discussed.
7/25/12	Operations, Maintenance and Construction Management Committee	Meeting Cancelled
8/6/12	Parish Council <i>Discussion: to defer File No. 2012-0003 until the August 20, 2012 Parish Council Meeting</i>	Deferred 1

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2012-0285](#) Senator Gary L. Smith, Jr. - 2012 Session Conclusion as related to St. Charles Parish Issues

Sponsors: Mr. Cochran

[2012-0283](#) Library Service District

[2012-0284](#) Communications District (911)

[2012-0275](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Legislative History

8/6/12 Parish Council Report Deferred
Parish President St. Pierre absent.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2012-0296](#) An ordinance to amend the Code of Ordinances by revising Chapter 21, Article I, Section 21-1(a) and (b) regarding installation of culverts under driveways.

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

Attachments: [2012-0296 Final Ord 12-9-1](#)

[2012-0298](#) An ordinance to approve and authorize the execution of a Contract for Engineering Services with Professional Engineering Consultants Corporation for necessary professional engineering services associated with Parish Project No. P120801 Randolph Pump Station Auto Bar Screen Cleaner.

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

Attachments: [Introduction of Ordinance for Randolph PS P120801.pdf](#)

[2012-0298 Contract-F](#)

[2012-0298 Final Ord 12-9-2 with Contract](#)

[2012-0299](#) An ordinance to approve and authorize the execution of a contract with Barriere Construction Co., LLC for the construction of Parish Project No. P111002-3, Road Maintenance 2012, with Base Bid, Alternate No. 1, and Alternate No. 2 in the amount of \$1,530,779.50.

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

Attachments: [Road Maintenance 2012.pdf](#)

[2012-0299 Contract-F](#)

[2012-0299 Final Ord 12-9-3 with Contract](#)

[2012-0299 Completion-F](#)

[2012-0300](#) An ordinance to amend the 2012 Consolidated Operating and Capital Budget to add \$120,000.00 to General Fund - Drainage - Grants to provide funding for the 2012 Intergovernmental Agreement with the Sunset Drainage District.

Sponsors: Mr. Hogan

Attachments: [attachments - budget ordinance scan0064.pdf](#)

[2012-0301](#) An ordinance to approve and authorize the execution of an Intergovernmental Agreement with the Sunset Drainage District to provide for an operating subsidy for fiscal year 2012 for the operation and maintenance of the District's drainage system in the amount of \$120,000.00.

Sponsors: Mr. Hogan

Attachments: [INTERGOVERNMENTAL AGREEMENT 2012 \(8-20-12\).doc](#)

[2012-0302](#) An ordinance to amend the 2012 Consolidated Operating and Capital Budget to add revenues and capital expenses for Fund 001, account 001-400611 Coastal Zone Management, in the total amount of \$3,600,000 for the West LaBranche Shoreline Protection Project and to add \$821,200 in capital outlay for the West Bank Ground Storage Tank for fund 433 Water Works Capital Additions and Contingencies Fund.

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

Attachments: [5th Amendment - General Fund 8.20.2012.xls](#)
[2012-0302 Final Ord 12-9-4 with Exhibit](#)

PLANNING AND ZONING PETITIONS

6 [2012-0280](#) 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-3 to OL at Lot AE-3 S. Ciravolo Estate (between 584 & 600 Magnolia Ridge Road), located in S1, T1 S, R 20E, Boutte, LA as requested by Dwane Babin.

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

Attachments: [Dwane Babin LOT SURVEY.pdf](#)
[Dwane Babin recommendations.doc](#)
[Dwane Babin Aerial.pdf](#)
[Dwane Babin LUR](#)
[Dwane Babin Minutes](#)
[2012-0280 Final Ord 12-8-10](#)

Legislative History

6/19/12	Department of Planning & Zoning	Received/Assigned PH
8/2/12	Department of Planning & Zoning	Recommended Approval to the Planning Commission
8/2/12	Planning Commission	Recommended Approval to the Parish Council
8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- 7 [2012-0281](#) 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 C-2 to R-1A(M) at Lots 37, 38 and 1/2 of Lot 36, Sq. 50, New Sarpy Subdivision (927 E. Harding St.), New Sarpy as requested by Cleveland Joseph.

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

Attachments: [Cleveland Joseph Aerial.pdf](#)
[Cleveland Joseph LUR.doc](#)
[Cleveland Joseph recommendations.doc](#)
[Cleveland Joseph Survey.pdf](#)
[Cleveland Joseph ZoningMap.pdf](#)
[Cleveland Joseph Minutes \(2\)](#)
[2012-0281 Final Ord 12-8-11](#)

Legislative History

6/20/12	Department of Parks and Recreation	Rcmnd'd for Introduction
8/2/12	Department of Planning & Zoning	Recommended Approval to the Planning Commission
8/2/12	Planning Commission	Recommended Approval to the Parish Council
8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 8 [2012-0269](#) An ordinance of the Parish of St. Charles to amend the Code of Ordinances, Chapter 4 Animals and Fowl, Section 4-5. Public Nuisance, (a).

Sponsors: Mr. Hogan

Attachments: [2012-0269 Failed Proposed Ordinance](#)
 [2012-0269 8-22-12 P ltr Sheriff](#)
 [2012-0269 11-5-12 Sheriff ltr PC](#)
 [2012-0269 Final Ord 13-1-3](#)

Legislative History

8/6/12	Council Member(s)	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- [2012-0270](#) An ordinance to amend the Code of Ordinances to revise Chapter 15, Section 15-9, to provide an exception to the Twenty-five (25) Miles Per Hour Speed Limit, to lower the speed limit on **Dufrene Lane in Des Allemands to Five (5) Miles Per Hour.**

Sponsors: Mr. Hogan

Attachments: [2012-0270 Final Ord 12-8-12](#)

Legislative History

8/6/12	Council Member(s)	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- 10 [2012-0271](#) An ordinance setting forth and designating the adjusted millage rates and 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 Section 1701-1707 of Title 47 of the Louisiana Revised Statutes of 1950, as amended 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 principle and interest on outstanding General Obligation Sewer Bonds for the year 2012.

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

Attachments: [Ordinance 1 Support.pdf](#)
 [2012-0271 Final Ord 12-8-13](#)

Legislative History

8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- 12 [2012-0272](#) An ordinance setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, in excess of the rates established by Section 23(C) of Article VII of the Louisiana Constitution of 1974 and Revised Statute 47:1705(B), but not in excess of the prior year's maximum authorized millage rates for General Parochial Purposes; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Mosquito Control program, Parish Fire Protection, E-911 Telephone System, Health Unit and Council on Aging program; Road Lighting District No. 1; Library Service District No. 1 for the year 2012.

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

Attachments: [Ordinance 2 Support.pdf](#)
[2012-0272 Final Ord 12-8-14](#)

Legislative History

8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- 14 [2012-0273](#) An ordinance approving and authorizing the execution of Change Order No. 1(Final) for the Bonnet Carre Spillway Boat Launch Rehabilitation, Disaster Recovery CDBG Contract #684276, 45-FSCC-3501 (formerly 45-FSCC-1001), to increase the contract amount by \$7,300.03 and increase the contract time by nineteen (19) days.

Sponsors: Mr. St. Pierre Jr. and Coastal Zone Management Section

Attachments: [Final Change Order.pdf](#)
[2012-0273 Change Order-F](#)
[2012-0273 Final Ord 12-8-15 with Change Order](#)

Legislative History

8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- [2012-0276](#) 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 both sides of Clayton Drive between the American Legion Hall Post 195 located at 424 Clayton Drive and 440 Clayton Drive in Norco.

Sponsors: Ms. Schexnaydre

Legislative History

8/6/12	Council Member(s)	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

- 17 [2012-0282](#) An ordinance to amend the 2012 Consolidated Operating and Capital Budget to add construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage - Drainage, Account No. 112-420260, in the total amount of \$648,440 (\$575,000 for construction, \$57,940 for Engineering, and \$15,500 for Other Fees) for the Carriage Lane Canal A Emergency Stabilization Project.

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

Attachments: [4th Amendment - Public Works 8 06 2012.xls](#)
[2012-0282 Final Ord 12-8-16 with Exhibit](#)

Legislative History

8/6/12	Parish President	Introduced
8/6/12	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

ORDINANCE FOR RECONSIDERATION BY REASON OF THE PARISH PRESIDENT'S VETO

- 19 [2012-0249](#) An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, Chapter 2 Administration, Article I. In General, be amended by adding Section 2-16.7. Complainant Non-Disclosure.

Sponsors: Mr. Hogan

Attachments: [2012-0249 10-4-11 VJ memo PZ](#)
[Veto Msg 12-7-9.pdf](#)
[2012-0249 7-30-12 P memo VJ](#)
[2012-0249 Final Ord 12-7-9](#)

ORDINANCE NO. 12-7-9

Legislative History

7/2/12	Council Member(s)	Introduced
7/2/12	Parish Council	Publish/Scheduled for Public Hearing
7/23/12	Parish Council	Public Hearing Requirements Satisfied

Reported:

Councilman Hogan Recommended: Approval

7/23/12	Parish Council	Approved 1
7/23/12	Parish Council	Reconsidered
<i>Discussion: to reconsider the vote on File No. 2012-0249</i>		
7/23/12	Parish Council	Approved 1
VOTE ON THE PROPOSED ORDINANCE		
7/27/12	Parish President	Vetoed by the Par. Pres.
<i>Council consideration August 6, 2012 or August 20, 2012</i>		

7/27/12	Parish Council	Correspondence Received <i>from Parish President St. Pierre stating reason for his veto; President St. Pierre request that the Parish Council sustain the veto</i>
7/30/12	Council Member(s)	Correspondence Sent to Parish President V.J. St. Pierre, Jr., from District IV Councilman, Paul J. Hogan, PE, stating that the veto was completely unwarranted.
8/6/12	Parish Council	Tabled. <i>Discussion: to table the vote on the Veto of Ordinance No. 12-7-9 until the August 20th Parish Council Meeting</i>

PERSONS TO ADDRESS THE COUNCIL

[2012-0292](#) Mr. Dale Firmin: Unlicensed Business allowed to operate in Parish

Attachments: [2012-0292 Petition](#)

RESOLUTIONS

20 [2012-0293](#) A resolution supporting the application to the Louisiana Office of Community Development Local Government Assistance Program for the St. Charles Parish Courthouse Security Entrance project located at 15045 River Road (LA 18) in Hahnville.

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

Attachments: [2012-0293 Final Reso 5929](#)

21 [2012-0294](#) 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, Willowridge Pump Station, State Project Number H.010102; 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., Grants Office, Mr. Fauchaux, Mr. Nuss and Mr. Tastet

Attachments: [2012-0294 Agreement-F](#)
[2012-0294 Final Reso 5930](#)

APPOINTMENTS

[2012-0279](#) A resolution to appoint a member to the Multi-Jurisdictional Board of Commissioners (St. James Youth Center).

Attachments: [2012-0279 Final Reso 5931](#)

Council will confirm nomination for appointment to the Multi-Jurisdictional Board of Commissioners (St. James Youth Center). The Board shall include one (1) member who shall be a qualified St. Charles Parish Elector domiciled and residing in the District appointed by the Governing Authority. The term shall be for four (4) years. (Act No. 365; Louisiana Revised Statute 15:1098.8

Nominee: Lt. Renee' Kinler

Legislative History

6/15/12	Louisiana Legislature	Enacted Legislation
	<i>Louisiana Revised Statute 15:1098.8, creating the Multi-Jurisdictional Board to support the operation of the juvenile detention facility, comprising of customer parishes, to promote the operation of the St. James Youth Center.</i>	
7/2/12	Parish Council	Enacted Legislation
	<i>Approved Resolution No. 5924, committing to join the servicing district for St. James Youth Detention Center in St. James Parish.</i>	
8/6/12	Parish Council	Nomination(s) Accepted
	<i>Nominee: Councilwoman Benedetto nominated Lt. Renee' Kinler</i>	
8/6/12	Parish Council	Close Nomination(s) for

[2012-0286](#) A resolution to appoint a member to the Civil Service Board.

Attachments: [2012-0286 Final Reso 5935](#)

Council Chairman will accept nominations for appointment from a list of persons submitted by the President of Nicholls State University due to the expiration of the term of Mr. Brett Terrebonne (Home Rule Charter Article III, Section C.5.b.iii.(5):) Three (3) year term to begin immediately and expire August 1, 2015.

Legislative History

8/3/09	Parish Council	Enacted Legislation
	<i>Mr. Brett Terrebonne appointed to the Civil Service Board on August 3, 2009, per Resolution No. 5667 Term: August 1, 2009 - August 1, 2012</i>	
8/3/12	Parish Council	Correspondence Received
	<i>Dr. Hulbert, Nicholls State University, recommended Mr. Brett Terrebonne for appointment to the Civil Service Board</i>	

[2012-0287](#) A resolution to appoint a member to the Civil Service Board.

Attachments: [2012-0287 Final Reso 5936](#)

Council Chairman will accept nominations for appointment submitted by the President of Tulane University due to the expiration of the term of Ms. Sara Champion. (Home Rule Charter Article III, Section C.5.b.iii.(5)) Three (3) year term to begin immediately and expire August 1, 2015.

Legislative History

8/3/09 Parish Council Enacted Legislation
Ms. Sara Champion appointed to the Civil Service Board on August 3, 2009, per Resolution No. 5668
Term: August 1, 2009 - August 1, 2012

8/7/12 Parish Council Correspondence Received
Dr. Cowen, Tulane University, recommended Ms. Sara Champion for reappointment to the Civil Service Board

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

- 32** [2012-0297](#) An Emergency Ordinance to approve and authorize the execution of a Contract with Cycle Construction Co., LLC for Parish Project No. P080502-5 the Carriage Canal Bank Repairs Project in Destrehan.

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

Attachments: [Bid Opening Record Form - Carriage Canal 8-13-12.xls](#)
[BidTab Carriage Canal 8-13-12.xls](#)
[Letter of recommendation - Carriage Canal Repairs.pdf](#)
[Introduction of Ordinance for Carriage Canal Repairs P080502-5.pdf](#)
[2012-0297 Contract-F](#)
[2012-0297 Final Ord 12-8-7 with Contract](#)
[2012-0297 Completion-F](#)

ADJOURNMENT

ADJOURNMENT

HOUSING AUTHORITY: Tuesday, 8/28/12, 6PM, Council Chambers
HOSPITAL BOARD: Wednesday, 8/29/12, 9AM, Council Chambers
COASTAL ZONE ADVISORY BOARD: Thursday, 8/30/12, 6:30PM, Council Chambers

ANNOUNCEMENTS

Board of Review: Parish Council will be sitting as a Board of Review September 3 - September 17, 2012

2012 Assessment Lists
Written or Oral Protests must be received by the Parish Council Office by September 10, 2012 - 4:00 pm

PARISH HOLIDAY: Monday, 9/3/12 - Labor Day

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.