



# 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, May 2, 2016**

**6:00 PM**

**Council Chambers, Courthouse**

**Final**

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### CALL TO ORDER

### PRAYER / PLEDGE

*Reverend Marilyn Diggs*  
*Mt. Zion Baptist Church, Boutte*

### APPROVAL OF MINUTES

*Regular Meeting – April 4, 2016*  
*Regular Meeting – April 18, 2016*

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

- 1     [2016-0188](#)     Proclamation: “Gospel Musical Festival Weekend”  
**Sponsors:**     Mr. Woodruff  
**Attachments:**   [2016-0188 Gospel fest](#)
  
- 2     [2016-0192](#)     In Recognition: Barbara Smith, Hospital Service District Board of Commissioners  
**Sponsors:**     Mr. Wilson  
**Attachments:**   [2016-0192 Barbara Smith](#)
  
- 3     [2016-0193](#)     In Recognition: Ellis A. Alexander, South Central Planning & Development Commission  
**Sponsors:**     Ms. Benedetto  
**Attachments:**   [2016-0193 Ellis Alexander](#)
  
- 4     [2016-0184](#)     In Recognition: Robert Faucheux, Library Service District Board of Control  
**Sponsors:**     Ms. Clulee  
**Attachments:**   [2016-0184 Robert Faucheux](#)

- 5     [2016-0197](#)     In Recognition: Dow Chemical Company  
**Sponsors:**     Mr. Cochran  
**Attachments:**   [2016-0197 Dow](#)
- 6     [2016-0185](#)     In Recognition: St. Charles Lodge Grand United Order of Odd  
                            Fellows #2842 and Hahnville Household of Ruth #1346 - Peter  
                            Ogden's Day  
**Sponsors:**     Mr. Wilson  
**Attachments:**   [2016-0185 Peter Ogden](#)
- 7     [2016-0189](#)     Proclamation: "Williams Syndrome Awareness Month"  
**Sponsors:**     Ms. Fisher-Perrier  
**Attachments:**   [2016-0189 Williams Syndrome](#)
- 8     [2016-0186](#)     Proclamation: "Women's Lung Health Week"  
**Sponsors:**     Mr. Cochran  
**Attachments:**   [2016-0186 Women's Lung Health Week](#)
- 9     [2016-0187](#)     Proclamation: "Emergency Medical Services Week"  
**Sponsors:**     Ms. Benedetto  
**Attachments:**   [2016-0187 EMS week](#)

## REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2016-0190](#)     General Government Buildings
- [2016-0191](#)     Grants Office

## ORDINANCES / RESOLUTIONS INTRODUCED FOR PUBLICATION / PUBLIC HEARING

**Monday, May 16, 2016, 6:00 pm, Council Chambers, Courthouse, Hahnville**

*(No items for the regular Agenda)*

## PLANNING AND ZONING PETITIONS

- 10 [2016-0177](#) An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification of Lot 340A, Carolyn Drive Subdivision, bearing municipal address 126 Carolyn Drive, Destrehan from R-1A(M) and C-2 to R-2, as requested by Stein Management, LLC.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

**Attachments:** [2016-0177 Recommendation at a Glance](#)

[2016-0177 Minutes\\_04.07](#)

[2016-0177 LUR PZR-2016-05 Stein Management](#)

[2016-0177 Survey\\_PZR 2015-05](#)

[2016-0177 Aerial\\_Zoning\\_PZR 2016-05](#)

[2016-0177 Site plan](#)

**Legislative History**

3/10/16	Department of Planning & Zoning	Received/Assigned PH
4/7/16	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/7/16	Planning Commission	Recommended Approval to the Parish Council
4/18/16	Parish President	Introduced
4/18/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 19 [2016-0178](#) An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification of Lots 30, 31 & 32, located at 237 Annex Street, New Sarpy from C-2 to R-1AM, as requested by Anthony Reynaud.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

**Attachments:** [2016-0178 Recommendation at a Glance](#)

[2016-0178 Minutes\\_04.07.16\\_Reynaud](#)

[2016-0178 PZR-2016-03 LUR2 Anthony Reynaud](#)

[2016-0178 PZR-2016-03 Reynaud Aerial](#)

**Legislative History**

1/27/16	Department of Planning & Zoning	Received/Assigned PH
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4/7/16	Department of Planning & Zoning The Department also recommends amending the Future Land Use Map to show Low-Density Residential for the site.	Recommended Denial to the Planning Commission
4/7/16	Planning Commission The Department also recommends amending the Future Land Use Map to show Low-Density Residential for the site.	Recommended Denial to the Parish Council
4/18/16	Parish President	Introduced
4/18/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

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

- 27**    [2016-0171](#)    An ordinance to approve and authorize the execution of an Intergovernmental Agreement with the Sheriff and Law Enforcement District for the provision of security at the St. Charles Parish Courthouse.
- Sponsors:**    Mr. Cochran and General Government Buildings
- Attachments:**    [2016-0171 SCP Sheriff CEA Courthouse Security](#)
- Legislative History**
- |         |                  |  |
|---------|------------------|--|
| 4/18/16 | Parish President | Introduced   |
| 4/18/16 | Parish Council   | Publish/Scheduled for Public Hearing to the Parish Council |
- 32**    [2016-0174](#)    An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 24 Noise, Section 24-5. Exemptions. to exempt Industrial Area Status designated properties.
- Sponsors:**    Mr. Hogan
- Legislative History**
- |         |                   |  |
|---------|-------------------|--|
| 4/18/16 | Council Member(s) | Introduced   |
| 4/18/16 | Parish Council    | Publish/Scheduled for Public Hearing to the Parish Council |
- 33**    [2016-0175](#)    An ordinance to approve and authorize the execution of a Professional Services Agreement with Bella Marketing, L.L.C. dba: Coastal Permitting, for providing permitting services as requested via Task Order for various parish projects.
- Sponsors:**    Mr. Cochran
- Attachments:**    [2016-0175 Agreement](#)
- Legislative History**

4/18/16	Parish President	Introduced
4/18/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 41**    [2016-0179](#)    An ordinance to approve and authorize the Parish President to acquire a temporary construction servitude in Section 47, Township 13 South, Range 21 East in St. Charles Parish which property is more particularly described in the Donation of Temporary Construction Servitude, attached hereto and made a part hereof, from Mary Ann Vial wife of/and Harry T. Lemmon, as their interests may appear, said property to be used by St. Charles Parish for drainage purposes in connection with the Primrose Culvert Improvement Project.

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

**Attachments:**    [2016-0179 Servitude.Executed by Lemmons](#)  
[2016-0179 MIMOSA Exhibit.4.11.16](#)

**Legislative History**

4/18/16	Parish President	Introduced
4/18/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 46**    [2016-0180](#)    An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 5, to add expenses and related grant revenues for Fund's 123 - Flood Protection Fund, Fund 001 General Fund, Account's 400610(Planning and Zoning) and 410711 (Emergency Preparedness Subsidiary), Fund 105 Road Lighting, Fund 113 Recreation and Fund 401 Wastewater for contractual and professional services, construction, architectural/engineering, and other fees in the total amount of \$32,625,001 unexpended in 2015 for various parish projects that were not completed in 2015.

**Sponsors:**    Mr. Cochran and Department of Finance

**Attachments:**    [2016-0180 Exhibits](#)

**Legislative History**

4/18/16	Parish President	Introduced
4/18/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 65**    [2016-0181](#)    An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 6, to add expenses and related grant revenues for Fund's 123 - Flood Protection Fund, Fund 001 General Fund, Account's 400610 (Planning and Zoning) and 410711 (Emergency Preparedness Subsidiary), and Fund 401 Wastewater for contractual and professional services, construction, architectural/engineering, and other fees in the total amount of \$1,023,245 unexpended in 2015 for various parish projects that were not completed in 2015.

**Sponsors:**    Mr. Cochran and Department of Finance

**Attachments:**    [2016-0181 Exhibits](#)

**Legislative History**

4/18/16    Parish President    Introduced

4/18/16    Parish Council    Publish/Scheduled for Public Hearing to the Parish Council

- 78**    [2016-0182](#)    An ordinance to approve and authorize the execution of Change Order No. 1 for the St. Charles Parish EOC Grounding, Parish Project No. P150701, to increase the contract time by thirty-eight (38) days at no cost to St. Charles Parish.

**Sponsors:**    Mr. Cochran and Department of Emergency Preparedness

**Attachments:**    [2016-0182 Change Order No. 1 - EOC Grounding](#)

**Legislative History**

4/18/16    Parish President    Introduced

4/18/16    Parish Council    Publish/Scheduled for Public Hearing to the Parish Council

**ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED**

- 81**    [2016-0137](#)    An ordinance to provide for the reestablishment of the Board of Commissioners of the Sunset Drainage District to serve as the governing authority of the said District as previously existed prior to the St. Charles Parish Council becoming the governing authority.

**Sponsors:**    Mr. Hogan

*[This proposed ordinance was tabled on April 4, 2016; public hearing requirements were satisfied.]*

**Legislative History**

3/21/16    Council Member(s)    Introduced

3/21/16    Parish Council    Publish/Scheduled for Public Hearing to the Parish Council

4/4/16    Parish Council    Public Hearing Requirements Satisfied

Reported:

Councilman Hogan Recommended: Approval

4/4/16	Parish Council Council Discussion Parish President Larry Cochran spoke on the matter. Interim Public Works Director Sam Scholle spoke on the matter.	Tabled.
4/4/16	Parish Council	Tabled.
4/18/16	Parish Council	Remained Tabled

- 83**    [2016-0151](#)    A resolution requesting that District Attorney Joel Chaisson make and provide the St. Charles Parish Council with a written determination as to the “reasonableness” of the appropriate steps that were taken by former Parish President V.J. St. Pierre, Jr. to resolve his violating La. Const. art. VII, Sec. 14(A) when he misspent \$150,000 of public funds in providing dumpsters to private individuals in light of Louisiana Attorney General Opinions No. 13-0171, No. 14-0083, and No. 14-0045 which advised that the Parish must make a reasonable attempt to collect debts owed to it, and that the written determination include the basis upon which the determination is made.

**Sponsors:**    Mr. Hogan

**Attachments:**    [2016-0151 AG Opinion # 13-0171 - Dumpsters](#)  
[2016-0151 AG OPINION # 14-0083 - PP RQST \(07-14-14\)](#)  
[2016-0151 AG Opinion # 14-0045 - Dumpster cost recovery](#)  
[2016-0151 Blight Letter to Residents \(03-20-15\)](#)

*[This proposed resolution was tabled on April 4, 2016.]*

**Legislative History**

4/4/16	Council Member(s)	Introduced
4/4/16	Parish Council Public comment opened; no public comment	Tabled.
4/4/16	Parish Council	Tabled.
4/18/16	Parish Council	Remained Tabled

**RESOLUTIONS**

- 95**    [2016-0157](#)    A resolution calling for the creation of a Home Rule Charter Commission that is to review the St. Charles Parish Home Rule Charter and is to provide the Parish Council with recommendations on charter amendments that the Commission finds warranted for consideration by the Parish Council in order to provide for the betterment of the local governance of St. Charles Parish.

**Sponsors:**            Mr. Hogan

**Legislative History**

4/14/16            Legislative Committee            Discussed.

- 97**    [2016-0194](#)    A resolution requesting an Attorney General's Opinion as to whether or not newly elected Parish President Larry Cochran has any obligation or responsibility to seek reimbursement of funds that were misspent by his predecessor V.J. St. Pierre, Jr. in light of AG Opinion 13-0171 and AG Opinion 14-0045.

**Sponsors:**            Mr. Hogan

**Attachments:**        [AG Opinion # 13-0171 - Dumpsters](#)  
[AG Opinion # 14-0045 - Dumpster cost recovery](#)

**APPOINTMENTS**

- [2016-0161](#)            A resolution to appoint a member to the Hospital Service District.

*Council Chairman will accept nominations to fill the vacancy caused by the resignation of the term of Ms. Barbara Smith. Unexpired term to begin immediately and expire May 22, 2019.*

**Legislative History**

5/20/13            Parish Council            Enacted Legislation  
 Ms. Barbara Smith appointed to the Hospital Service District Board of Commissioners on May 20, 2016, per Resolution No. 5995  
 Term: May 22, 2013 - May 22, 2019

4/18/16            Parish Council            Vacancy Announced

- [2016-0162](#)            A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

*Council Chairman will accept nominations to fill the vacancy caused by the expiration of the term of Mr. Ricky Bosco. Six (6) year term to begin May 22, 2016 and expire May 22, 2022.*

**Legislative History**

6/7/10            Parish Council            Enacted Legislation  
 Mr. Ricky Bosco appointed to the Hospital Service District Board of Commissioners on June 7, 2010, per Resolution No. 5754  
 Term: May 21, 2010 - May 22, 2016

4/18/16            Parish Council            Vacancy Announced



[2016-0163](#) A resolution to appoint a member to the Planning & Zoning Commission as the District IV Representative.

*Council Chairman will accept nomination from the District IV Councilmember to fill the vacancy caused by the expiration of the term of Mr. Jason Richard. Four (4) year term to begin May 31, 2016 and expire May 31, 2020.*

**Legislative History**

9/21/15 Parish Council Enacted Legislation  
*Mr. Jason Richard appointed to the Planning & Zoning Commission as the District IV Representative on September 21, 2015, per Resolution No. 6186*

*Term: September 21, 2015 - May 31, 2016*

4/18/16 Parish Council Vacancy Announced

[2016-0164](#) A resolution to appoint a member to the Planning & Zoning Commission as the District VI Representative.

*Council Chairman will accept nomination from the District VI Councilmember to fill the vacancy caused by the expiration of the term of Mr. Carmine Frangella. Four (4) year term to begin May 31, 2016 and expire May 31, 2020.*

**Legislative History**

2/4/13 Parish Council Enacted Legislation  
*Mr. Carmine Frangella appointed to the Planning & Zoning Commission as the District VI Representative on February 4, 2013, per Resolution No. 5974*

*Term: February 4, 2013 - May 31, 2016*

4/18/16 Parish Council Vacancy Announced

[2016-0195](#) A resolution to appoint an Ad-Hoc member, with a health professional background, to the Board of Directors for the Arc of St. Charles.

**Attachments:** [CEA - Arc](#)

*Council Chairman will accept nominations to the Board of Directors of the Arc of St. Charles, Ad-Hoc member with a health professional background. Two (2) year term to begin immediately and expire June 30, 2018.*

**Legislative History**

12/14/15 Parish Council Enacted Legislation  
 approving Ordinance No. 15-12-4, authorizing the execution of a Cooperative Endeavor Agreement between St. Charles Parish and the ARC of St. Charles for the provision of services to individuals with intellectual and developmental disabilities; the Council shall appoint one ad hoc member, with a health professional background, to the Board of Directors for the Arc of St. Charles, and that appointee shall serve pursuant to the terms and conditions provided for in the governing documents of the Arc of St. Charles.

[2016-0196](#) Council Ex-Officio Appointment to the Board of Directors of the Arc of St. Charles

**Attachments:** [CEA - Arc](#)

*Term is concurrent with the Governing Authority (1/11/2016 – 1/12/2020).*

**Legislative History**

12/14/15 Parish Council Enacted Legislation  
approving Ordinance No. 15-12-4, authorizing the execution of a Cooperative Endeavor Agreement between St. Charles Parish and the ARC of St. Charles for the provision of services to individuals with intellectual and developmental disabilities; the Council shall appoint one ex-officio member from the Parish Council to the Board of Directors for the Arc of St. Charles.

## MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

### MEETINGS

*PLANNING & ZONING COMMISSION: Thursday, 5/5/16, 7PM, Council Chambers*  
*911 COMMUNICATIONS DISTRICT: Monday, 5/9/16, 5PM, Council Chambers*  
*CIVIL SERVICE BOARD: Tuesday, 5/10/16, 6:30PM, Council Chambers*  
*LAFOURCHE BASIN LEVEE DISTRICT: Wednesday, 5/11/16, 6PM, Lafourche Basin*  
*Levee District Office, 21380 Highway 20, Vacherie*  
*COMMUNITY ACTION ADVISORY BOARD: Wednesday, 5/11/16, 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) 783-5000 to discuss the particular accommodations needed.