



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

Monday, April 4, 2016

6:00 PM

Council Chambers, Courthouse

Final

CALL TO ORDER

PRAYER / PLEDGE

Deacon Billy Raymond, Sr.
Mt. Airy Baptist Church, Boutte

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2016-0139](#) In Recognition: James Raymond Fryoux, Port of South Louisiana Board of Commissioners
Sponsors: Ms. Benedetto
Attachments: [2016-0139 Raymond Fryoux](#)

- 2 [2016-0142](#) In Recognition: Occidental Chemical Corporation (OxyChem)
Sponsors: Mr. Cochran
Attachments: [2016-0142 OxyChem](#)

- 3 [2016-0143](#) Proclamation: "Sexual Assault Awareness Month and Financial Literacy Month"
Sponsors: Mr. Wilson
Attachments: [2016-0143 Sexual Assault-Financial Literacy](#)

- 4 [2016-0144](#) Proclamation: "National Public Safety Telecommunicators Week"
Sponsors: Mr. Cochran
Attachments: [2016-0144 Telecommunicators](#)

- 5 [2016-0145](#) Proclamation: "Little Red Church Festival Weekend"
Sponsors: Mr. Wilson
Attachments: [2016-0145 Red Church](#)

- 6 [2016-0146](#) Proclamation: “National Service Recognition Day”
 Sponsors: Mr. Cochran
 Attachments: [2016-0146 National Service Recognition Day](#)
- 7 [2016-0147](#) Proclamation: “National Volunteer Week”
 Sponsors: Mr. Cochran
 Attachments: [2016-0147 National Volunteer Week](#)
- 8 [2016-0148](#) Proclamation: “Fair Housing Month in St. Charles Parish”
 Sponsors: Mr. Cochran
 Attachments: [2016-0148 Fair Housing Month](#)

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2016-0140](#) R.S.V.P. Program

ORDINANCES / RESOLUTIONS INTRODUCED FOR PUBLICATION / PUBLIC HEARING

Monday, April 18, 2016, 6:00 pm, Council Chambers, Courthouse, Hahnville

- 9 [2016-0141](#) An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981 to change the land use zoning classification from R-1A to C-2 at Lots 1B-1 and 1B-2, Block J of Ellington Gardens (207 Angus Drive, Luling), as requested by Ellington Swim Club, Inc. and Whitney Properties VII, LLC.
 Sponsors: Mr. Hogan
- 10 [2016-0149](#) An ordinance to approve the resubdivision of Lot K-2A4-1 into Lot K-2A4-1A, Lot K-2A4-1-B, Lot K-2A4-1-B and Lot K-2A4-1-C, Almedia or Patterson Plantation, Section 40, T12S, R9E, all located at 279, 299, and 311 Almedia Road, St. Rose, as requested by William Kingsmill, Almedia Business Park LLC.
 Sponsors: Ms. Bellock
 Attachments: [2016-0149 LUR_PZS-2016-05William Kingsmill](#)
 [2016-0149 Survey](#)
 [2016-0149 Aerial William Kingsmill](#)
- Legislative History***
- | | | |
|---------|---------------------------------|----------------------|
| 1/20/16 | Department of Planning & Zoning | Received/Assigned PH |
|---------|---------------------------------|----------------------|

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 16 [2015-0222](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20. and replace with Sections 5-14. - 5-20. Reserved.

Sponsors:

Mr. Hogan

Legislative History

6/15/15	Council Member(s)	Introduced
6/15/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
7/6/15	Parish Council	Public Hearing Requirements Satisfied Reported: Councilman Hogan Recommended: Approval Speakers: Captain Rodney Dufrene, Des Allemands
7/6/15	Parish Council	Postponed Indefinitely Council Discussion
7/6/15	Parish Council	Postponed Indefinitely
7/20/15	Council Member(s)	Introduced
7/20/15	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
8/3/15	Parish Council	Public Hearing Requirements Satisfied Reported: Councilman Hogan Recommended: Approval Speakers: Captain Rodney Dufrene, Des Allemands
8/3/15	Parish Council	Amended Legal Services Director Leon C. Vial, III, suggested amending the proposed ordinance to leave the language in the Code for Sections 5-14, 5-18, 5-19, and 5-20. Council Discussion Captain Dufrene spoke on the matter. Mr. Vial spoke on the matter. Amendment: to amend the proposed ordinance in the "SUMMARY" and "SECTION I." to change "... by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20. and replace with Sections 5-14. - 5-20. Reserved" to read "... by removing in its entirety Chapter 5. Boats, Docks and Waterways, Article II. Airboats, Section 5-14. through Section 5-20."
8/3/15	Parish Council	Motion Failed
8/3/15	Parish Council	Approved VOTE ON THE PROPOSED ORDINANCE

8/3/15	Parish Council	Failed
3/7/16	Council Member(s)	Introduced
3/7/16	Parish Council	Postponed Indefinitely from Intro.
3/7/16	Parish Council	Postponed Indefinitely from Intro.
3/21/16	Council Member(s)	Introduced
3/21/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 17** [2016-0133](#) An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 3, to add expenses for the Roads and Drainage Fund - Fund 112 for construction, architectural/engineering, and other fees in the total amount of \$23,450,111 unexpended in 2015 for various parish projects that were not completed in 2015.

Sponsors: Mr. Cochran and Department of Finance

Attachments: [2016-0133 Exhibit A](#)

Legislative History

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

- 31** [2016-0134](#) An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 4, to add from the 2015 unexpended Roads and Drainage Fund Balance, construction, architectural/engineering, and other fees totaling \$2,539,907 for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2015.

Sponsors: Mr. Cochran and Department of Finance

Attachments: [2016-0134 Exhibit A](#)

Legislative History

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

- 45** [2016-0135](#) An ordinance to approve and authorize the Parish President to acquire a 5,179.33 SF perpetual drainage servitude over property identified as Parcel DS2-3 & a 3,617.70 SF perpetual drainage servitude over property identified as Parcel DS2-4 both in Section 7, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Yvonne & Sarah Chester, 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 P080802-10 Coulee Canal Improvements.

Sponsors: Mr. Cochran and Department of Public Works

Attachments: [2016-0135 Act of Servitude_DS2-3_DS2-4_Chester](#)
[2016-0135 Chester - Map](#)

Legislative History

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

- 50** [2016-0136](#) An ordinance to approve and authorize the Parish President to acquire a 7,564.35 SF perpetual drainage servitude over property identified as Parcel DS5-3, a 2,776.32 SF perpetual drainage servitude over property identified as Parcel DS5-4, and a 945.32 SF perpetual drainage servitude over property identified as Parcel DS5-5 all in Section 7, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from GPBC, LLC, 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 P080802 Coulee Canal Improvements.

Sponsors: Mr. Cochran and Department of Public Works

Attachments: [2016-0136 Act of Servitude GPBC LLC](#)
[2016-0136 GPBC Map](#)

Legislative History

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

- 56** [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

Legislative History

3/21/16	Council Member(s)	Introduced
3/21/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 58** [2016-0138](#) An ordinance to provide for the installation of an “**ALL WAY STOP**” sign at the intersection of Asphodel Drive and Rosedown Drive in Destrehan.

Sponsors: Ms. Benedetto

Attachments: [2016-0138 3-2-16 PW memo](#)
[2016-0138 PW memo Sheriff](#)
[2016-0138 Memo to PW](#)

Legislative History

1/21/16	Council Member(s)	Rcmd'nation Request Fwd'd to the Department of Public Works from Councilwoman Benedetto; review the intersection of Asphodel Drive and Rosedown Drive in Destrehan, for the installation of a 3-way "All-Way Stop".
1/29/16	Council Member(s)	Correspondence Received from the Department of Public Works to Major Eddy Beckendorf requesting a listing of all traffic incidents in the area within the past twelve months.
3/4/16	Council Member(s)	Correspondence Received from the Department of Public Works; in order to install an "All-Way" stop sign at this intersection, Manual on Uniform Traffic Control Devices gives certain criteria that must be met; survey revealed that none of the criteria apply to this intersection, for these reasons the Department cannot recommend the installation of the "All-Way" stop.
3/21/16	Council Member(s)	Introduced
3/21/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

RESOLUTIONS

- 61** [2016-0150](#) A resolution urging the Federal Congressional Committees to include local and state stakeholders in the process of drafting legislation to craft an affordable and sustainable reauthorization of the National Flood Insurance Program and that St. Charles Parish be provided with a copy of the draft legislation upon it being produced, copies of the draft legislation upon each of its subsequent amendments, and a copy of the final version of the draft legislation once complete.

Sponsors:

Mr. Hogan, Ms. Benedetto, Mr. Wilson, Ms. Clulee, Mr. Gibbs, Mr. Woodruff, Ms. Bellock, Ms. Fletcher, Ms. Fisher-Perrier and Mr. Cochran

- 62** [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 \(03-20-15\)](#)

- 74** [2016-0152](#) A resolution of the St. Charles Parish Council calling for the governing authority of the Sunset Drainage District, which has failed in its duties and obligations ever since the time the Council removed the former governing authority and appointed and designated a new governing authority on August 5, 2013, to schedule and hold meetings of the District and to perform all duties and obligations incumbent upon it as required by law.

Sponsors:

Mr. Hogan

Attachments:

[2016-0152 AG Opinion # 14-0087 - SDD obligations](#)
[2016-0152 AG Opinion # 15-0164 - SDD meetings](#)

APPOINTMENTS

- 83 [2016-0086](#) A resolution to appoint a member to the Library Service District Board of Control as the District II Representative.

Council will confirm nomination for the District II appointment to the board to fill the vacancy created by the expiration of the term of Mr. Robert Faucheux. Five (5) year term to begin April 1, 2016 and expire April 1, 2021. [Deferred from the March 7, 2016 Parish Council Meeting]

Nominee: Ms. Deborah A. Raziano

Legislative History

3/21/11	Parish Council	Enacted Legislation Mr. Robert Faucheux appointed of the Library Service District on March 21, 2011, per Resolution No. 5815 Term: April 1, 2011 - April 1, 2016
2/15/16	Parish Council	Vacancy Announced
3/7/16	Parish Council	Deferred
3/21/16	Parish Council	Nomination(s) Accepted Nominee: Councilwoman Clulee nominated Ms. Debbie Raziano
3/21/16	Parish Council	Close Nomination(s) for
3/21/16	Parish Council	Nomination(s) Closed

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

LAFOURCHE BASIN LEVEE DISTRICT: Wednesday, 4/6/16, 6PM, Lafourche Basin Levee District Office, 21380 Highway 20, Vacherie

PLANNING & ZONING COMMISSION: Thursday, 4/7/16, 7PM, Council Chambers

911 COMMUNICATIONS DISTRICT: Monday, 4/11/16, 5PM, Council Chambers

COMMUNITY ACTION ADVISORY BOARD: Wednesday, 4/13/16, 7PM, Council Chambers

LEGISLATIVE COMMITTEE MEETING: Thursday, 4/14/16, 5PM, Council Chambers,

***Discussion: Garbage Contract, Revise Council Rule 21, and Proposed Charter Commission*

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.