



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Lance Marino
Councilmembers Clayton "Snookie" Fauchaux, Desmond J. Hilaire,
Brian A. Fabre, 'Ram' Ramchandran, Derryl Walls, April Black,
Dickie Duhe, Barry Minnich

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

Monday, March 22, 2004

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

[2004-0104](#) Proclamation: Valero's United Way Bridge Run Day

Sponsors: Mr. Laque

[2004-0114](#) An ordinance approving and authorizing the execution of an Intergovernmental Agreement between the Luling Volunteer Fire Department of the Parish of St. Charles, State of Louisiana and the Parish of St. Charles, State of Louisiana; providing funding for the purchase of a fire truck; providing for appropriating not exceeding \$270,000 for such purpose and declaring the intent to repay such advance from future bond proceeds.

Sponsors: Mr. Laque and Department of Finance

Attachments: [0114 INTERGOVERNMENTAL AGREEMENT](#)

[2004-0114 Agreement-F](#)

[2004-0114 Final Ord 04-4-1 with Agreement](#)

[2004-0115](#) An ordinance approving and authorizing the execution of a Lease Agreement between the St. Charles Parish School Board and The St. Charles Parish Department of Parks and Recreation for the use of various School sites for recreational purposes.

Sponsors: Mr. Laque and Department of Parks and Recreation

Attachments: [0115 LEASEAGREEMENT031104 revised 2](#)
[0115 LEASEAGREEMENT031104 revised 1](#)
[0115 LEASEAGREEMENT031104 revised](#)
[0115 LEASEAGREEMENT031104](#)
[2004-0115 Lease-F](#)
[2004-0115 Final Ord 04-4-2 with Agreement](#)

Revised Version of Lease Agreement (Regular Agenda - Page 4)

[2004-0118](#) An ordinance to approve and authorize the execution of a contract with All Star Electric for the installation of decorative lighting along River Road (LA 48) in the amount of \$148,912.91.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0118 Contract-F](#)
[2004-0118 Final Ord 04-4-3 with Contract](#)
[2004-0118 Completion-F](#)

[2004-0119](#) An ordinance to approve an Intergovernmental Agreement by and between St. Charles Parish and the Lafourche Basin Levee District for the continued funding of the West Bank Hurricane Protection Levee.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [West Bank Hurricane Protection Levee Agreement 2004](#)
[2004-0119 Final Ord 04-4-4 with Agreement](#)

[2004-0120](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with Barowka & Bonura Engineers & Consultants, L.L.C. for the design of Parish Project No. P030615, Bar None East Subsurface, Phase III.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0120 Contract-F](#)
[2004-0120 Final Ord 04-4-5 with Contract](#)

[2004-0121](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with Digital Engineering & Imaging, Inc. for the design of Parish Project No. P030905, River Bend (CNICRR & KCSRR) Jack and Bores.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0121 Contract-F](#)
[2004-0121 Final Ord 04-4-6 with Contract](#)

[2004-0122](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with N-Y Associates, Inc. the design of Parish Project No. P030614, Willowdale Box Culvert Enhancement.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0122 Contract-F](#)
[2004-0122 Final Ord 04-4-7 with Contract](#)

[2004-0123](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with Hartman Engineering, Inc. for the design of Parish Project No. P030611, Willowdale Pump Station Canal Bank Stabilization, Phase I.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0123 Contract-F](#)
[2004-0123 Final Ord 04-4-8 with Contract](#)

PLANNING AND ZONING PETITIONS

[2004-0098](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Michael Parks, Sr. for - "M & M Plumbing Repairs" - plumbing repair only at 14720 Cajun Paradise, Paradis, La.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Rec M & M Plumbing](#)
[Minutes - M & M Plumbing](#)
[2004-0098 Final Ord 04-3-4](#)

Legislative History

3/4/04	Department of Planning & Zoning	No Recommendation to the Planning Commission
3/4/04	Planning Commission	Recommended Approval to the Parish Council
3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0099](#) An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Sherry Richmond-Frank. for - "Creative Growth Counseling & Coaching, Inc." - life coaching at 501 Arlington Drive, Destrehan, La.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Rec Creative Growth](#)
[Minutes - Creative Growth](#)
[2004-0099 Final Ord 04-3-6](#)

Legislative History

3/4/04	Department of Planning & Zoning	No Recommendation to the Planning Commission
3/4/04	Planning Commission	Recommended Approval to the Parish Council
3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0102](#) 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-3 to M-1 at 103 Ashton Drive, (Block C, Lot 19, Luling Parkway) Luling, La. as requested by George Adamietz.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Rec @ Glance George Adameitz](#)
[Minutes - George Adameitz](#)
[LUR George Adameitz](#)

Legislative History

3/4/04	Department of Planning & Zoning	Recommended Denial to the Planning Commission
3/4/04	Planning Commission	Recommended Denial to the Parish Council
3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing
3/18/04	Parish Council	Correspondence Received <i>from George Adamietz requesting that his request for a change in zoning classification from C-3 to M-1 be removed from the Agenda for the Parish Council Meeting scheduled for March 22, 2004, he has no desire to pursue this matter any further.</i>

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

[2004-0095](#) An ordinance to approve and authorize the execution of a contract with Boh Bros. Construction Company, L.L.C. for the construction of Project P011005, Murray Hill Subsurface Drainage in the amount of \$535,964.00.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0095 Contract](#)
[2004-0095 Final Ord 04-3-7 with Contract](#)
[2004-0095 Completion-F](#)

Legislative History

3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0096](#) An ordinance to approve and authorize the execution of a contract with Fleming Construction Company, Inc. for the construction of Project P021006, Primrose Box Culverts in the amount of \$377,032.00.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0096 Contract](#)
[2004-0096 Final Ord 04-3-8 with Contract](#)
[2004-0096 Completion-F](#)

Legislative History

3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0097](#) An ordinance approving and authorizing the execution of Change Order No. One (1) for Parish Project No. P020704 Bayou Trepagnier Pump Station to increase the original contract amount by \$421,294.00 and to increase the original contract time by 23 calendar days.

Sponsors: Mr. Laque and Department of Public Works

Attachments: [2004-0097 Change Order](#)
[2004-0097 Final Ord 04-4-9 with Change Order](#)

Legislative History

3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0100](#)

An ordinance to approve the resubdivision of "Parcel 2," being a portion of the Lands of the Home for the Incurables et al as per plan of Gilbert, Kelly & Coutourie, Inc. dated July 27, 2000 into Lots 12-18, Magnolia Meadows Phase 2 Subdivision located in Section 1, T14S R21E near Boutte, St. Charles Parish, La. as requested by Michael D. Bernard.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Minutes - Post Street LLC](#)
[Rec @ Glance Magnolia Meadows 2](#)
[LUR Magnolia Meadows Ph. 2](#)
[2004-0100 Final Ord 04-3-9 with Map](#)

Legislative History

3/4/04	Department of Planning & Zoning	Recommended Approval to the Planning Commission
3/4/04	Planning Commission	Recommended Approval to the Parish Council
3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

[2004-0101](#)

An ordinance to approve the resubdivision of Lots 937 and 938 & portion of Lots 867, 868, 869, 870, 871, & 872 of the Sunset Drainage District into Lots 1 through 22 Sunset Ridge La Pature, Section 34, T14S R20E. Zoning District OL. Council District 4, as requested by Alvie C. Sumners, Elizabeth K. Sumners, Dewitt L. Sumners, Neddy H. Sumners, Lee K. Sumners, Margaret S. Wittie, Edith Sandoz Wilkerson, Hazel G. Dewitt, Julia S. Anderson, Laura Kaye S. Norman, and Edith S. Ross.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Rec @ Glance Sunset Rdge LaPature](#)
[Minutes - Sumners](#)
[LUR Sunset LaPature](#)
[2004-0101 Final Ord 04-3-10 with Map](#)

Legislative History

3/4/04	Department of Planning & Zoning	Recommended Approval to the Planning Commission
3/4/04	Planning Commission	Recommended Approval to the Parish Council
3/8/04	Parish President	Introduced
3/8/04	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2004-0024](#) 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 W to R-1B at property located at Lot No. 2 of Tract A, located in Sections 37 & 59, T13S R21E, St. Charles Parish, La as requested by Joseph Bernstein, Lohil, LLC & Tamara B. Mayer and David J. Bernstein.

Sponsors: Mr. Laque and Department of Planning & Zoning

Attachments: [Bernstein application 2005.pdf](#)

[Bernstein LUR 2005.doc](#)

[Bernstein minutes 2005.doc](#)

[Bernstein Recommendation 2005.doc](#)

[Recommendation at a Glance Bernstein](#)

[01.08.04 minutes Bernstein](#)

[2004-01 Bernstein Subdivision](#)

Legislative History

11/13/03	Department of Planning & Zoning	Received/Assigned PH
1/8/04	Department of Planning & Zoning	Recommended Approval to the Planning Commission
1/8/04	Planning Commission	Recommended Denial to the Parish Council
1/13/04	Parish President	Introduced
1/13/04	Parish Council	Publish/Scheduled for Public Hearing
2/2/04	Parish Council	Publish/Scheduled for Public Hearing
2/2/04	Parish Council	Public Hearing Requirements Not Satisfied
2/2/04	Parish Council	Rmv'd and Reintroduced
		<i>Discussion: to remove and reintroduce File No. 2004-0024 for Public Hearing on Monday, February 16, 2004</i>
2/16/04	Parish Council	Public Hearing Requirements Satisfied
		<i>Reported:</i>
		<i>P & Z Department Recommended: Approval</i>
		<i>Planning Commission Recommended: Denial</i>
		<i>Speakers:</i>
		<i>Mr. Kevin Friloux, Luling</i>
		<i>Mr. Stanford Caillouet, New Sarpy</i>
2/16/04	Parish Council	Tabled.
3/8/04	Parish Council	Tabled.

PERSONS TO ADDRESS THE COUNCIL

[2004-0106](#) Mr. Paul J. Hogan: Ballpark North of Hwy. 90 in Des Allemands

Attachments: [2004-0106 Letter](#)

[2004-0107](#) Mr. Eugene Belanger: Fee Charge on New Construction for Waste Water when no service is provided by Parish

Attachments: [2004-0107 Petition](#)

[2004-0108](#) Ms. Thelma C. Schexnayder: The Luling Oxidation Pond

Attachments: [2004-0108 Petition](#)

[2004-0109](#) Ms. Gwen Dufrene: Luling Oxidation Pond and Re-Routing to the Hahnville Treatment Plant (continued)

Attachments: [2004-0109 Petition](#)

RESOLUTIONS

[2003-0086](#) A resolution to re-commission The Citizens Subcommittee on Comprehensive Building Codes to study and re-evaluate the formulation and installation of building codes. To implement the enforcement of a permitting procedures and review sources of funding as recommended by South Central Planning and Development Commission (S.C.P.D.C).

Sponsors: Mr. Ramchandran and Mr. Minnich

Attachments: [2003-0086 Final Reso 5161](#)

Legislative History

3/17/03	Council Member(s)	Introduced
3/17/03	Parish Council	Deferred 1
4/7/03	Parish Council	Tabled.
	<i>Reported:</i>	
	<i>Councilman Ramchandran Recommended:</i>	<i>Approval</i>
	<i>Discussion: to table File No. 2003-0086 for future consideration</i>	
4/21/03	Parish Council	Tabled.
5/5/03	Parish Council	Tabled.
5/19/03	Parish Council	Tabled.
6/2/03	Parish Council	Tabled.
6/16/03	Parish Council	Tabled.
7/7/03	Parish Council	Tabled.
7/21/03	Parish Council	Tabled.
8/4/03	Parish Council	Tabled.
8/18/03	Parish Council	Removed from the Table 1
	<i>Discussion: Councilman Black asked to postpone removing File No. 2003-0086 from the Table because Councilman Minnich is absent.</i>	
8/18/03	Parish Council	Tabled.
9/8/03	Parish Council	Tabled.
9/22/03	Parish Council	Tabled.
10/6/03	Parish Council	Tabled.

10/20/03	Parish Council	Tabled.
11/3/03	Parish Council	Tabled.
11/17/03	Parish Council	Tabled.
12/1/03	Parish Council	Tabled.
12/15/03	Parish Council	Tabled.
1/13/04	Parish Council	Tabled.
2/2/04	Parish Council	Rmv'd from Consid.

Discussion: to remove File No. 2003-0086 from the table and from consideration until a later date

[2004-0105](#)

A resolution approving and authorizing the submission of a grant application to the Louisiana Department of Environmental Quality for participation in the Louisiana Litter Abatement Grant Program.

Sponsors: Mr. Laque and Grants Office

Attachments: [2004-0105 Application-F](#)
[2004-0105 Final Reso 5162 with Application](#)

[2004-0110](#)

A resolution authorizing the Chairman or the Secretary to offer no objection to New Orleans River View, L.L.C., EE-20-040-0697, WQC-MB-040203-04 for a permit to grade old sand stockpile area, to construct driveways and parking areas for a recreational vehicle parking area, driveways and parking areas will be constructed of asphalt; landscaping and picnic tables will be installed in the Mississippi River, on the batture, at a point about mile 115.1 on the left descending bank, at St. Rose, Louisiana, in St. Charles Parish.

Sponsors: Mr. Laque and Coastal Zone Management Section

Attachments: [2004-0110 Notice](#)
[2004-0110 Letters 3-29](#)
[2004-0110 Letters 4-8](#)
[2004-0110 Final Reso 5166](#)

Legislative History

3/4/04	Parish Council	Rcmnd'ation Request Fwd'd to the Coastal Zone Management Section
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[2004-0111](#)

A resolution requesting that the Louisiana Congressional Delegation be urged to join with other members of the House and Senate from the South and West in support of legislation that would rectify the regional funding biases and inequities produced by the current LIHEAP distribution formula, which deprives Louisiana families of just and needed funds and which has not been amended since 1985.

Sponsors: Mr. Fauchaux and Mr. Minnich

Attachments: [2004-0111 Final Reso 5163](#)

[2004-0112](#) A resolution asking the Parish Council to support forwarding a letter for an opinion from the Attorney General regarding Council Rule 31, reconsideration of a vote.

Sponsors: Mr. Ramchandran

Attachments: [Reso. 5164 opinion ltr.pdf](#)
[Opinion.pdf](#)
[2004-0112 Final Reso 5164](#)

[2004-0113](#) A resolution asking the Parish Council to support forwarding a letter for an opinion from the Attorney General regarding advertised televised Committee Meetings when there is no quorum.

Sponsors: Mr. Fauchaux

Attachments: [2004-0113 Final Reso 5165](#)
[Reso 5165 Opinion Ltr.pdf](#)
[Opinion.pdf](#)

APPOINTMENTS

[2004-0116](#) A resolution to appoint a member to the Library Services District Board of Control.

Attachments: [2004-0116 Final Reso 5179](#)

Chairman will accept nominations to fill the vacancy created by the expiration of the term of Mr. Willie D. Scott. Term to begin April 1, 2004 and expire April 1, 2009.

Legislative History

3/22/99 Parish Council Enacted Legislation
*Mr. Willie D. Scott, Sr. appointed to fill a term on the Library Board of Control on March 22, 1999, per Resolution No. 4637
 Term: April 1, 1999 - April 1, 2004*

[2004-0117](#) Authorize advertisement of vacancy and authorize the forwarding of Petition Signatures to the Sunset Drainage District Board for verification.

Attachments: [2004-0117 Final Reso 5200](#)

Authorize advertisement of vacancy and authorize the forwarding of Petition Signatures to the Sunset Drainage District Board for verification. Term of Mr. Troy Sampey to expire May 9, 2004. Five (5) year term to begin May 9, 2004 and expire May 9, 2009.

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

ADJOURNMENT

COASTAL ZONE ADVISORY COMMITTEE: Thursday, 3/25/04, 7PM, Council Chambers

HOUSING AUTHORITY: Tuesday, 3/30/04, 6PM, Council Chambers

HOSPITAL BOARD: Wednesday, 3/31/04, 2PM, Council Chambers

PLANNING & ZONING COMMISSION: Thursday, 4/1/04, 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) 783-5125 to discuss the particular accommodations needed.