



St. Charles Parish Meeting Minutes

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
scpcouncil@st-charles.la.us
<http://www.stcharlesparish-la.gov>

Parish Council

Draft

Council Chairman Dennis Nuss
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Billy Raymond, Sr., Shelley M. Tastet, Wendy Benedetto,
Paul J. Hogan, Larry Cochran, Marcus M. Lambert

Monday, August 22, 2011

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present: 9 - Carolyn K. Schexnaydre, Terry Authement, Billy Raymond, Sr., Shelley Tastet, Wendy Benedetto, Paul J. Hogan, Lawrence 'Larry' Cochran, Marcus M. Lambert, Dennis Nuss

Also Present: Parish President V.J. St. Pierre, Jr., Chief Operations Officer John "Rusty" Walker, Chief Administrative Officer Timmy Vial, Legal Director Leon C. Vial, III, Public Works/Wastewater Director Sam Scholle, Planning & Zoning Director Kimberly Marousek, Finance Director Grant Dussom, Grant Officer Holly Fonseca, Public Information Officer Renee Simpson, Administrative Assistant/Executive Secretary Anedra Coleman

CALL TO ORDER

PRAYER

Pastor Kevin Adams
Word of Deliverance Outreach Ministry, Destrehan

PLEDGE

Pastor Kevin Adams
Word of Deliverance Outreach Ministry, Destrehan

APPROVAL OF MINUTES

A motion was made by Councilmember Tastet, and seconded to approve the minutes from the Regular Meeting of July 25, 2011. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 **2011-0281** (8/22/2011, Schexnaydre, Authement, Raymond)
 In Recognition: Marguerite Angeline Weber, 100th Birthday
 A motion was made by Councilmember Schexnaydre, and seconded to deviate from the regular order of the Agenda to take up File No. 2011-0281, a matter not on the Agenda; no public comment. The motion carried by the following vote:
 Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
 Nay: 0
 Read
 A motion was made by Councilmember Benedetto, and seconded to return to the regular order of the Agenda. The motion carried by the following vote:
 Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
 Nay: 0

- 2 **2011-0271** (8/22/2011, Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss)
 In Recognition: Barbara Jacob-Tucker
 Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- 2011-0270** (8/22/2011, Nuss)
 Mr. Brian J. Champagne, Registrar of Voters - Annual Voter Education Week, August 29 - September 2, 2011
 Reported

- 2011-0268** (8/22/2011)
 Library Service District
 Ms. Mary desBordes, Library Director
 Reported

- 2011-0269** (8/22/2011)
 Communications District (911)
 Major Sam Zinna, President
 Reported

- 2011-0247** (8/8/2011, St. Pierre)
 Parish President Remarks/Report
 Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN NUSS 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 TUESDAY, SEPTEMBER 6, 2011, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

2011-0279 (8/22/2011, St. Pierre, Department of Waterworks)

An ordinance to approve and authorize the execution of a Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the relocation of an 8" Waterline in conjunction with the West Bank and Vicinity Louisiana Project in Luling.

Publish/Scheduled PH

2011-0280 (8/22/2011, St. Pierre, Department of Planning & Zoning)

An ordinance to levy an assessment on the 2011 ad valorem tax bills of property owners that are delinquent in paying outstanding invoices for removal of weeds, grass, etc. in accordance with the St. Charles Parish Code, Chapter 16, Article III, Weeds, Grass, etc. and to levy an assessment on the ad valorem tax bills of property owners that are delinquent in paying outstanding charges incurred for the removal of unsafe structures, trash and debris in accordance with Chapter 16, Article IV, Sec. 16-48(b).

Publish/Scheduled PH

2009-0423 (8/22/2011, Hogan)

An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 3 Alcoholic Beverages, Article I. In General, Sec. 3-1. Location restrictions, to clarify and further define the location restrictions with regards to the sale of alcoholic beverages.

Publish/Scheduled PH

2011-0282 (8/22/2011, St. Pierre, Department of Public Works)

An ordinance to approve and authorize the execution of a contract with Wallace C. Drennan, Inc. for project P090201-2 Canal #10 Drainage Improvements (Matherne Dr. to Pine St.) in the amount of \$1,077,600.00.

Publish/Scheduled PH

PLANNING AND ZONING PETITIONS

3

2011-0264 (8/8/2011, St. Pierre, Department of Planning & Zoning)

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Alvin H. Cellos, Jr. - "Express Plumbing, LLC" - a plumbing business - at 426 Bernard Ave, Ama.

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

4 **2011-0163** (8/8/2011, St. Pierre, Department of Planning & Zoning)

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Peter Chambers - "Peter Piper" - a plumbing business - at 10 Horseshoe Lane, St. Rose.

Reported:

P & Z Department Recommended: Denial

Planning Commission Recommended: Denial

Speakers:

Mr. Peter Chambers, St. Rose

PH Requirements Satisfied

Proposed ordinance failed for lack of a majority by the following vote

Votes: Yea: 0
Nay: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss

2011-0265 (8/8/2011, St. Pierre, Department of Planning & Zoning)

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-1A to R-1AM at Lot I, Portion of Lot 2 of the Alice Plantation (185 Amelia Street), Ama LA, as requested by LaVerne Becnel.

Reported:

P & Z Department Recommended: Denial

Planning Commission Recommended: Denial

PH Requirements Not Satisfied

Ms. LaVerne Becnel requested that File No. 2011-0265 be postponed indefinitely from consideration.

A motion was made by Councilmember Authement, and seconded that this matter be Postponed Indefinitely. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

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

5 **2011-0255** (8/8/2011, St. Pierre, Grants Office)

A ordinance to amend Ordinance No. 09-5-13, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Multi-Use Path, Phase IV (Harding Street in New Sarpy to Apple Street in Norco), State Project No. H.007551 (formerly, State Project No. 744-45-0009), Federal Aid Project No. ENH-4508(504), to provide for an increase in Federal funding.

Reported:

Grants Office Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

10 **2011-0256** (8/8/2011, St. Pierre, Grants Office)

A ordinance to amend Resolution No. 5736, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Mississippi Levee Multi-Use Path, Phase V (Apple Street in Norco to the East Guide Levee of the Bonnet Carre Spillway), State Project No. H.007553 (formerly, State Project No. 744-45-0011) & Federal Aid Project No. ENH-4510(501), to provide for an increase in Federal funding.

Reported:

Grants Office Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

15 **2011-0262** (8/8/2011, St. Pierre, Department of Finance)

An ordinance to amend the 2011 Consolidated Operating and Capital Budget for Proprietary Funds to reduce the Operating Budget of Accounts 430-420541 (Administration), 430-420543 (Meter Reading), 430-420544 (Distribution), and 430-420545 (Plant) by a total of \$299,000 in order to meet parity requirements.

Reported:

Finance Department Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

17 **2011-0263** (8/8/2011, St. Pierre, Department of Finance)

An ordinance setting forth, 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 Revised Statute 47.1705(B) 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 principal and interest on outstanding General Obligation Sewer Bonds for the year 2011.

Amendment: to accept the revised version of File No. 2011-0263

A motion was made by Councilmember Schexnaydre, and seconded that this matter be Amended. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

Finance Department Recommended: Approval

PH Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

19 2011-0266 (8/8/2011, Nuss)

An ordinance of the Parish of St. Charles to amend the Code of Ordinances, Parish of St. Charles, Chapter 2, Article I. In General, Section 2-2. Fees of copies of documents.

Amendment: to accept the revised version of File No. 2011-0266

A motion was made by Council Chairman Nuss, and seconded that this matter be Amended. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

Councilman Nuss Recommended: Approval

PH Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

21 2011-0267 (8/8/2011, Hogan)

An ordinance to amend Ordinance No. 87-2-3, an amendment to the Traffic Code to provide for the removal of "No Parking Between Signs" and replace with "No Parking" signs on both sides of Martin Lane, Des Allemands from LA 631 up to the hard left turn near the end of the Martin Lane, approximately 826 feet from La 631.

Reported:

Councilman Hogan Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Nuss
Nay: 0
Absent: 1 - Lambert

22 2011-0196 (8/8/2011, Hogan)

An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

Reported:

Councilman Hogan Recommended: Approval

PH Requirements Satisfied

Proposed ordinance failed for lack of a majority by the following vote

Votes: Yea: 3 - Schexnaydre, Authement, Hogan
Nay: 6 - Raymond, Tastet, Benedetto, Cochran, Lambert, Nuss

RESOLUTIONS

- 23 **2011-0274** (8/22/2011, Hogan)
A resolution requesting the Louisiana Department of Transportation and Development construct a median crossing in front of the eastern driveway at the Des Allemands Volunteer Fire Department at 16960 U. S. Highway 90, Des Allemands, and post for Emergency Vehicles Only.
Reported:
Councilman Hogan Recommended: Approval
- Votes:** Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0
- 24 **2011-0275** (8/22/2011, St. Pierre, Grants Office)
A resolution approving and authorizing the Parish President to submit a grant application for the Keep Louisiana Beautiful 2011 - 2012 Healthy Communities Grant Program.
Reported:
Grants Office Recommended: Approval
- Votes:** Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0
- 25 **2011-0276** (8/22/2011, St. Pierre, Grants Office)
A resolution authorizing the execution of the Second Amendment to the Cooperative Endeavor Agreement between the State of Louisiana, Division of Administration, Office of Community Development - Disaster Recovery Unit and St. Charles Parish, CFMS# 684276, to secure additional Community Development Block Grant (CDBG) Disaster Recovery Program funds through the Economic Revitalization Program in the amount of \$3,000,000.00 for the purpose of funding recovery projects in St. Charles Parish.
Amendment: to accept the revised version of Amendment No. 2
A motion was made by Councilmember Schexnaydre, and seconded that this matter be Amended. The motion carried by the following vote:
- Votes:** Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0
- Reported:*
Grants Office Recommended: Approval
- VOTE ON THE PROPOSED RESOLUTION AS AMENDED*
- Votes:** Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

33 2011-0277 (8/22/2011, St. Pierre, Department of Planning & Zoning)

A resolution providing mandatory support for a waiver from the required width on a developed public street for Lot 3A-1 proposed in PZS 2011-18, a resubdivision of Lot 2B-1 of Portion of Coteau de France into Lots 2B-1-A & 3A-1 located in Sections 47 & 48 of T14S-R20E, requested by First Assembly of God Church of Des Allemands.

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with waiver to the required 50 ft. width on a developed public street for Lot 3A-1.

Planning Commission Recommended: Approval w/Stipulation Approval with waiver to the required 50 ft. width on a developed public street for Lot 3A-1.

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

34 2011-0278 (8/22/2011, Nuss, Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, St. Pierre)

A resolution requesting that the Gulf Ecosystem Restoration Task Force ("Task Force"), currently led by EPA Administrator Lisa Jackson and Executive Director John Hankinson, include in their strategic restoration strategy to be submitted to the President of the United States, the recognition that current land loss rates in Coastal Louisiana indicate that this is a "crisis" and make specific recommendations on changes to current federal processes to streamline and improve the permitting process required for coastal restoration efforts.

Reported:

- Councilman Nuss Recommended: Approval
- Councilwoman Schexnaydre Recommended: Approval
- Councilman Authement Recommended: Approval
- Councilman Raymond Recommended: Approval
- Councilman Tastet Recommended: Approval
- Councilwoman Benedetto Recommended: Approval
- Councilman Hogan Recommended: Approval
- Councilman Cochran Recommended: Approval
- Councilman Lambert Recommended: Approval
- Parish President Recommended: Approval

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

36 2011-0283 (8/22/2011, Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss)

A resolution authorizing the issuance of a Special License to Luling-Boutte Lions Club to conduct a Super Bingo.

A motion was made by Councilmember Tastet, and seconded to deviate from the regular order of the Agenda to take up File No. 2011-0283, a matter not on the Agenda; no public comment. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

- Councilwoman Schexnaydre Recommended: Approval*
- Councilman Authement Recommended: Approval*
- Councilman Raymond Recommended: Approval*
- Councilman Tastet Recommended: Approval*
- Councilwoman Benedetto Recommended: Approval*
- Councilman Hogan Recommended: Approval*
- Councilman Cochran Recommended: Approval*
- Councilman Lambert Recommended: Approval*
- Councilman Nuss Recommended: Approval*

VOTE ON THE PROPOSED RESOLUTION

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
 Nay: 0

A motion was made by Councilmember Schexnaydre, and seconded to return to the regular order of the Agenda. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
 Nay: 0

APPOINTMENTS

2011-0272 (8/22/2011)

A resolution to appoint a member to the Industrial Development Board.

Vacancy Announced

2011-0273 (8/22/2011)

A resolution to appoint a member to the Industrial Development Board.

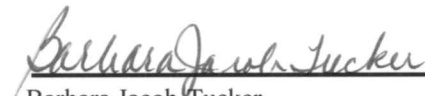
Vacancy Announced

ADJOURNMENT

A motion was made by Councilmember Tastet, and seconded to adjourn the meeting at approximately 7:59 p.m. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
 Nay: 0

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.



Barbara Jacob-Tucker,
 LCMC,CAA,CMA,CPO
 Council Secretary

The Parish of St. Charles

August 22, 2011

IN RECOGNITION

WHEREAS, Marguerite Angeline Weber was born Marguerite Angeline Trouillier on August 14, 1911. She is the second child of the late Solene Germain and David Trouillier, born and raised in New Orleans, Louisiana; and,

WHEREAS, Marguerite confessed religion at a very young age and remained devoted to her Christian faith throughout her years; and,

WHEREAS, Marguerite was instrumental in caring for her siblings: the late Mildred Trouillier and the late Sylvia Glapion, and numerous other family members; and,

WHEREAS, Marguerite married the late Alfred Weber in the year 1934 and they were blessed with three children: Marie Louise Jones, Marguerite Marie Johnson, and the late Gilbert Alfred Weber; and,

WHEREAS, Marguerite is currently a member of St. Charles Borromeo Catholic Church; and,

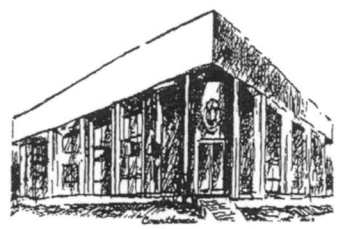
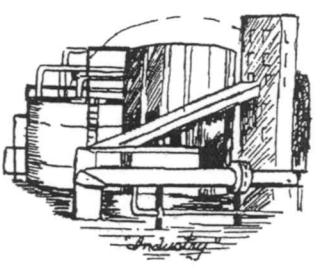
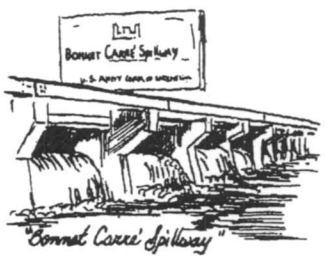
WHEREAS, Marguerite was a devoted wife and is a proud mother, grandmother, and great grandmother; and,

WHEREAS, Marguerite celebrated her 100th birthday on August 14, 2011 with family and friends.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, do hereby offer this tribute and recognition to

MARGUERITE ANGELINE WEBER ON HER 100th BIRTHDAY

"PARISH OF PLENTY"
created in 1807 from the county of the
"German Coast", a parish of
unprecedented economic and social
development, known for its
hospitality, rural living and sporting
opportunities... with the added
distinction of being located
on both sides of the
Mighty Mississippi River.



V.J. ST. PIERRE, JR.
PARISH PRESIDENT

TERRY AUTHEMENT
COUNCILMAN AT LARGE, DIV. B

BILLY RAYMOND, SR.
COUNCILMAN, DISTRICT I

SHELLEY M. TASTET
COUNCILMAN, DISTRICT II

WENDY BENEDETTO
COUNCILWOMAN, DISTRICT III

CAROLYN K. SCHEXNAYDRE
COUNCILWOMAN AT LARGE, DIV. A

PAUL J. HOGAN
COUNCILMAN, DISTRICT IV

LARRY COCHRAN
COUNCILMAN, DISTRICT V

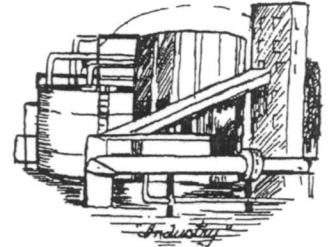
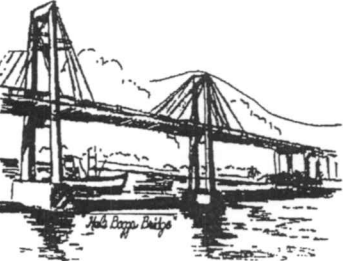
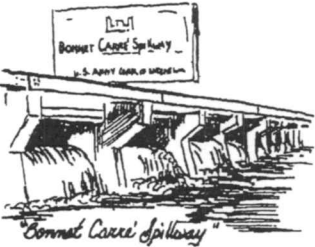
MARCUS M. LAMBERT
COUNCILMAN, DISTRICT VI

DENNIS NUSS
COUNCILMAN, DISTRICT VII

The Parish of St. Charles

August 22, 2011

IN RECOGNITION



WHEREAS, Barbara Jacob-Tucker, married to the late Ned Tucker, has one daughter, Tara, and three granddaughters: Madison, Sydney, and Destin; and,

WHEREAS, Barbara has been the Secretary for the St. Charles Parish Council since 2001; and,

WHEREAS, at the 2011 Annual Conference of National Association of County Recorders, Election Officials, and Clerks, held in Portland, Oregon, Barbara received her recertification in "Certified Public Official in Clerk to the Board"; and,

WHEREAS, this recognition comes after nine years of applying the knowledge gained from attending educational seminars, roundtable discussions and various other seminars and conference classes with her peers in such categories as, Leadership, Supervision, Media Relation, Records Management, Borrowing and Investments, Collective Bargaining, Constitutional and Legal Issues, Administrative Law, Liability and Security Issues in the Public Sector and Professional Ethics to name a few of the 17 categories and additional 24 credit hours necessary to obtain recertification as a CPO under the specific title of "Clerk to the Board"; and,

WHEREAS, Barbara has received four State Certifications since October of 2008: Louisiana Certified Municipal Clerk (LCMC), received through the Louisiana Municipal Clerk Association; Certified Municipal Assistant (CMA), received through the Louisiana Association of Municipal Secretaries and Assistants; Certified Administrative Assistant (CAA), received through the Louisiana Institute of Administrative Assistants, and Certified Public Official (CPO) under the tier of Clerk to the Board, which only 17 hold that designation Nationwide.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, do hereby commend BARBARA JACOB-TUCKER for an outstanding job in requalifying for her National Certification as a Certified Public Official - "Clerk to the Board".

"PARISH OF PLENTY"
 created in 1807 from the county of the
 "German Coast", a parish of
 unprecedented economic and social
 development, known for its
 hospitality, rural living and sporting
 opportunities... with the added
 distinction of being located
 on both sides of the
 Mighty Mississippi River.

V.J. ST. PIERRE, JR.
 PARISH PRESIDENT

TERRY AUTHEMENT
 COUNCILMAN AT LARGE, DIV. B

BILLY RAYMOND, SR.
 COUNCILMAN, DISTRICT I

SHELLEY M. TASTET
 COUNCILMAN, DISTRICT II

WENDY BENEDETTO
 COUNCILWOMAN, DISTRICT III

CAROLYN K. SCHEXNAYDRE
 COUNCILWOMAN AT LARGE, DIV. A

PAUL J. HOGAN
 COUNCILMAN, DISTRICT IV

LARRY COCHRAN
 COUNCILMAN, DISTRICT V

MARCUS M. LAMBERT
 COUNCILMAN, DISTRICT VI

DENNIS NUSS
 COUNCILMAN, DISTRICT VII

2011-0264

**INTRODUCED BY: V.J. ST. PIERRE, JR. PARISH PRESIDENT
(DEPARTMENT OF PLANNING & ZONING)**

ORDINANCE NO. 11-8-3

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Alvin H. Cellos, Jr. – "Express Plumbing, LLC" – a plumbing business – at 426 Bernard Ave, Ama.

WHEREAS, the St. Charles Parish Code of Ordinances, Appendix A, Section XXII states that the Parish Council must approve a home occupation requiring any state license or permit; and,

WHEREAS, the proposed home occupation of Alvin H. Cellos, Jr. requires licensing by the State Licensing Board for Contractors.

NOW THEREFORE, THE ST. CHARLES PARISH COUNCIL ORDAINS:

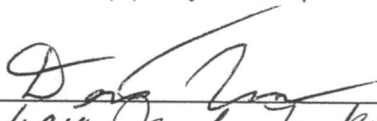
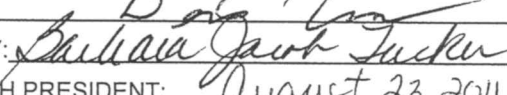
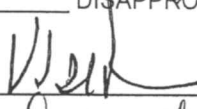
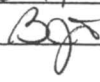
SECTION I. That the home occupation application by Alvin H. Cellos, Jr. to permit the office for "Express Plumbing, LLC" – a plumbing business – at 426 Bernard Ave, Ama is hereby approved.

SECTION II. That the Department of Planning & Zoning is authorized to grant Alvin H. Cellos, Jr. a home occupation permit to have the office for a plumbing business at 426 Bernard Ave, Ama.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 
SECRETARY: 
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: 
RETD/SECRETARY: August 24, 2011
AT: 10:00 AM RECD BY: 

2011-0163

**INTRODUCED BY: V. J. ST. PIERRE, JR. PARISH PRESIDENT
(DEPT. OF PLANNING & ZONING)**

An ordinance approving and authorizing the establishment of a Home Occupation under the operation of Peter Chambers – “Peter Piper” – a plumbing business – at 10 Horseshoe Lane, St. Rose.

WHEREAS, the St. Charles Parish Code of Ordinances, Appendix A, Section XXII states that the Parish Council must approve a home occupation requiring any state license or permit; and,

WHEREAS, the proposed home occupation of Peter Chambers, requires licensing by the State Licensing Board for Contractors; and,

WHEREAS, the Planning Department recommends that if the Home Occupation is approved that NO work vehicles associated with the home occupation be permitted to park at the property.

NOW THEREFORE, THE ST. CHARLES PARISH COUNCIL ORDAINS:

SECTION I. That the home occupation application by Peter Chambers to permit the office for “Peter Piper” – a plumbing business – at 10 Horseshoe Lane, St. Rose is hereby approved with the stipulation that vehicles associated with the plumbing business may not park at the property.

SECTION II. That the Department of Planning & Zoning is authorized to grant Peter Chambers a home occupation permit to have the office for a plumbing business at 10 Horseshoe Lane, St. Rose with the parking stipulation.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: NONE

NAYS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO,
HOGAN, COCHRAN, LAMBERT, NUSS

ABSENT: NONE

PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY
ON AUGUST 22, 2011.

2011-0255

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(GRANTS OFFICE)**

ORDINANCE NO. 11-8-4

A ordinance to amend Ordinance No. 09-5-13, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Multi-Use Path, Phase IV (Harding Street in New Sarpy to Apple Street in Norco), State Project No. H.007551 (formerly, State Project No. 744-45-0009), Federal Aid Project No. ENH-4508(504), to provide for an increase in Federal funding.

WHEREAS, on May 18, 2009, the St. Charles Parish Council adopted Ordinance No. 09-5-13 approving an Agreement with the Department of Transportation and Development for Federal funding in the amount of \$287,000.00 for the St. Charles Parish Eastbank Multi-Use Path, Phase IV; and,

WHEREAS, the Louisiana Department of Transportation and Development has prepared Supplemental Agreement No. 1 to said Agreement to increase the amount of Federal funding available for the project to \$810,000.00; and,

WHEREAS, it is the desire of the Parish Council to approve Supplemental Agreement No. 1.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Supplemental Agreement No. 1 to the Agreement for State Project No. H.007551, Federal Aid Project No. ENH-4508(504), St. Charles East Bank Multi-Use Path, Phase IV is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute Supplemental Agreement No. 1 on behalf of the Parish of St. Charles.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

- YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
- NAYS: NONE
- ABSENT: NONE

And the ordinance was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
 SECRETARY: [Signature]
 DLVD/PARISH PRESIDENT: August 23, 2011
 APPROVED: DISAPPROVED:
 PARISH PRESIDENT: [Signature]
 RETD/SECRETARY: August 24, 2011
 AT: 10:00 AM RECD BY: [Signature]

Department's
Copy

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

SUPPLEMENTAL AGREEMENT NO. 1
STATE PROJECT NO. H.007551
(FORMERLY IDENTIFIED AS LEGACACY STATE PROJECT NO.
744-45-0009)
FEDERAL AID PROJECT NO. ENH-4508(504)
ST. CHARLES EASTBANK MULTI-USE PATH, PHASE IV
ST. CHARLES PARISH

THIS SUPPLEMENTAL AGREEMENT NO. 1, made and executed in three (3) original copies on this _____ day of _____, 2011, by and between the **Department of Transportation and Development**, ("DOTD"), and the **Parish of St. Charles**, a political subdivision of the State of Louisiana, hereinafter referred to as "**Sponsor**";

WITNESSETH: That;

WHEREAS, the DOTD and the Sponsor previously entered into a formal agreement, dated **May 29, 2009**, for constructing a multi-use path on the Eastbank of the Mississippi River levee; and

WHEREAS, it is necessary to amend the Agreement to increase the Federal Funding; and

WHEREAS, the DOTD is agreeable to the changes in the implementation of the Project and desires to cooperate with the Sponsor as hereinafter provided;

NOW, THEREFORE, in consideration of the premises and mutual dependent covenants herein contained, the parties hereto agree to amend the **May 29, 2009** Agreement as follows:

1.

Article II – Funding is hereby amended to read as follows:

“Except for services hereinafter specifically listed to be furnished at the DOTD's expense or at the Sponsor's expense, as the case may be, the cost of this project will be a joint participation between the Sponsor and the Federal Highway Administration, hereinafter "FHWA", with the Sponsor contributing the 5% match of the participating construction cost and the FHWA contributing, through the DOTD, the remaining 95%. The maximum federal funds available for this project are **\$ 810,000**. With this funding option, the Sponsor agrees to provide all design and construction inspection at its own expense. The Sponsor may incorporate items of work into the construction contract not eligible for Federal-Aid participation at its own costs. Funds will be disbursed as provided in **Article XII - Cost Reimbursements**.”

“**No Notice to Proceed shall be issued and no compensable costs for construction may be incurred prior to a formal notification from DOTD that FHWA authorization has been**

received. Any costs for which the Sponsor expects to be reimbursed for incurred prior to such authorization will not be compensable.”

2.

ARTICLE XII - COST REIMBURSEMENTS is hereby amended to read as follows:

“ARTICLE XII – COST DISBURSEMENTS

“The DOTD will disburse to the Entity monthly the correct FHWA ratio of the costs of right-of-way acquisitions, utility adjustments and the costs of construction in effect at the time of authorization. The Entity shall render invoices monthly for disbursement, which invoices shall be submitted with an executed DOTD Cost Disbursement Certification by the proper designated official of Entity. Upon receipt of each disbursement requested, the Entity is required to tender payment for the invoiced cost and within sixty (60) days from receipt of payment from DOTD the Entity will provide proof of said payment. All such charges shall be subject to verification, adjustment and/or settlement by the DOTD’s Audit Officer.

“When the final costs of right-of-way acquisitions, utility adjustments, construction and construction engineering have been determined, adjustments will be made so that the amount of participation in these items will not exceed the percentages outlined in Article II. Before final payment is recommended by DOTD, all documentation of pay quantities shall conform to DOTD policies and procedures. The Entity acknowledges, however, that the FHWA will not participate in the cost of those items not constructed in accordance with the approved plans and specifications and in this event the Entity will be obligated to assume full financial responsibility. The Entity shall also submit all final billings for all phases of work within one year after the completion of final acceptance of the project. Failure to submit these billings within the specified one year period shall result in the project being closed on previously billed amounts and any unbilled cost shall be the responsibility of the Entity.

“The Entity shall reimburse the DOTD any and all amounts which may be cited by the FHWA or DOTD due to the Entity’s noncompliance with Federal/State laws and/or regulations. The cited amounts reimbursed by the Entity will be returned to the Entity upon clearance of the citation(s).

“Should the Entity fail to reimburse the DOTD any and all cited amounts within a thirty (30) day period after notification, all future payment request(s) from the Entity will be held until the cited amount is exceeded at which time only the amount over and above the cited amount(s) will be released for payment. Additionally, no new Transportation Enhancement projects will be approved until such time as the cited amount is reimbursed to the DOTD.

“The participation by the DOTD and the FHWA in the project shall in no way be construed to make the DOTD or the FHWA a party to the contract between the Entity and its contractor.”

State Project No. H.007551
Supplemental Agreement No. 1
St. Charles East Bank Multi-Use Path, Phase IV
St. Charles Parish
Page 3 of 4

3.

The DOTD and the Parish of St. Charles agree that all provisions of the Original Agreement between the parties dated **May 29, 2009**, to extent not inconsistent with this Supplemental No. 1 of the Sponsor/State Agreement, shall remain in full force and effect.

State Project No. H.007551
Supplemental Agreement No. 1
St. Charles East Bank Multi-Use Path, Phase IV
St. Charles Parish
Page 4 of 4

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their respective officers thereunto duly authorized as of the day and year first above written.

WITNESSES:

Barbara Jacob Tucker
Valerie Berthelot

**STATE OF LOUISIANA
PARISH OF ST. CHARLES**

BY: W. St. Pierre, Jr.

V.J. St. Pierre, Jr.
Typed or Printed Name

Parish President
Title

72-6001208
Taxpayer Identification Number

079448924
DUNS Number

WITNESSES:

**STATE OF LOUISIANA
THROUGH THE DEPARTMENT OF
TRANSPORTATION AND
DEVELOPMENT**

BY: _____
Secretary

RECOMMENDED FOR APPROVAL:

BY: _____
Division Head

2011-0256

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(GRANTS OFFICE)**

ORDINANCE NO. 11-8-5

A ordinance to amend Resolution No. 5736, an agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Eastbank Mississippi Levee Multi-Use Path, Phase V (Apple Street in Norco to the East Guide Levee of the Bonnet Carre Spillway), State Project No. H.007553 (formerly, State Project No. 744-45-0011) & Federal Aid Project No. ENH-4510(501), to provide for an increase in Federal funding.

WHEREAS, on April 5, 2010, the St. Charles Parish Council adopted Resolution No. 5736 approving an Agreement with the Department of Transportation and Development for Federal funding in the amount of \$231,700.00 for the St. Charles Parish Eastbank Mississippi Levee Multi-Use Path, Phase V; and,
WHEREAS, the Louisiana Department of Transportation and Development has prepared Supplemental Agreement No. 1 to said Agreement to increase the amount of Federal Funding available for the project to \$375,000; and,
WHEREAS, it is the desire of the Parish Council to approve Supplemental Agreement No. 1.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Supplemental Agreement No. 1 to the Agreement for State Project No. H.007553, Federal Aid Project No. ENH-4510(501), St. Charles East Bank Mississippi Levee Multi-Use Path, Phase V is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute Supplemental Agreement No. 1 on behalf of the Parish of St. Charles.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: _____
SECRETARY: Barbara J. Tucker
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: [Signature]
RETD/SECRETARY: August 24, 2011
AT: 10:00 AM RECD BY: [Signature]

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
SUPPLEMENTAL AGREEMENT NO. 1
STATE PROJECT NO. H.007553
(FORMERLY IDENTIFIED AS LEGACACY STATE PROJECT NO.
744-45-0011)
FEDERAL AID PROJECT NO. ENH-4510(501)
ST. CHARLES EASTBANK MISSISSIPPI LEVEE
MULTI-USE PATH, PHASE V
ST. CHARLES PARISH

THIS SUPPLEMENTAL AGREEMENT NO. 1, made and executed in three (3) original copies on this _____ day of _____, 2011, by and between the **Department of Transportation and Development**, ("DOTD"), and the **Parish of St. Charles**, a political subdivision of the State of Louisiana, hereinafter referred to as "**Sponsor**";

WITNESSETH: That;

WHEREAS, the DOTD and the Sponsor previously entered into a formal agreement, dated **April 21, 2010**, for constructing a multi-use path on the Mississippi River levee; and

WHEREAS, it is necessary to amend the Agreement to increase the Federal Funding; and

WHEREAS, the DOTD is agreeable to the changes in the implementation of the Project and desires to cooperate with the Sponsor as hereinafter provided;

NOW, THEREFORE, in consideration of the premises and mutual dependent covenants herein contained, the parties hereto agree to amend the **April 21, 2010** Agreement as follows:

1.

Article II – Funding is hereby amended to read as follows:

“Except for services hereinafter specifically listed to be furnished at the DOTD's expense or at the Sponsor's expense, as the case may be, the cost of this project will be a joint participation between the Sponsor and the Federal Highway Administration, hereinafter "FHWA", with the Sponsor contributing the 5% match of the participating construction cost and the FHWA contributing, through the DOTD, the remaining 95%. The maximum federal funds available for this project are **\$375,000**. With this funding option, the Sponsor agrees to provide all design and construction inspection at its own expense. The Sponsor may incorporate items of work into the construction contract not eligible for Federal-Aid participation at its own costs. Funds will be disbursed as provided in **Article XII - Cost Disbursements**.”

“No Notice to Proceed shall be issued and no compensable costs for construction may be incurred prior to a formal notification from DOTD that FHWA authorization has been received. Any costs for which the Sponsor expects to be reimbursed for incurred prior to such authorization will not be compensable.”

2.

ARTICLE XII – COST REIMBURSEMENTS is hereby amended to read as follows:

ARTICLE XII – COST DISBURSEMENTS

“The DOTD will disburse to the Sponsor monthly the correct FHWA ratio of the costs of right-of-way acquisitions, utility adjustments and the costs of construction in effect at the time of authorization. The Sponsor shall render invoices monthly for disbursement, which invoices shall be submitted with an executed DOTD Cost Disbursement Certification by the proper designated official of Sponsor. Upon receipt of each disbursement requested, the Sponsor is required to tender payment for the invoiced cost and within sixty (60) days from receipt of payment from DOTD the Sponsor will provide proof of said payment. All such charges shall be subject to verification, adjustment and/or settlement by the DOTD’s Audit Officer.

“When the final costs of right-of-way acquisitions, utility adjustments, construction and construction engineering have been determined, adjustments will be made so that the amount of participation in these items will not exceed the percentages outlined in Article II. Before final payment is recommended by DOTD, all documentation of pay quantities shall conform to DOTD policies and procedures. The Sponsor acknowledges, however, that the FHWA will not participate in the cost of those items not constructed in accordance with the approved plans and specifications and in this event the Sponsor will be obligated to assume full financial responsibility. The Sponsor shall also submit all final billings for all phases of work within one year after the completion of final acceptance of the project. Failure to submit these billings within the specified one year period shall result in the project being closed on previously billed amounts and any unbilled cost shall be the responsibility of the Sponsor.

“The Sponsor shall reimburse the DOTD any and all amounts which may be cited by the FHWA or DOTD due to the Sponsor’s noncompliance with Federal/State laws and/or regulations. The cited amounts reimbursed by the Sponsor will be returned to the Sponsor upon clearance of the citation(s).

“Should the Sponsor fail to reimburse the DOTD any and all cited amounts within a thirty (30) day period after notification, all future payment request(s) from the Sponsor will be held until the cited amount is exceeded at which time only the amount over and above the cited amount(s) will

State Project No. H.007553
Supplemental Agreement No. 1
St. Charles Eastbank Mississippi Levee
Multi-Use Path, Phase V
St. Charles Parish
Page 3 of 4

be released for payment. Additionally, no new Transportation Enhancement projects will be approved until such time as the cited amount is reimbursed to the DOTD.

“The participation by the DOTD and the FHWA in the project shall in no way be construed to make the DOTD or the FHWA a party to the contract between the Sponsor and its contractor.”

3.

The DOTD and the Parish of St. Charles agree that all provisions of the Original Agreement between the parties dated **April 21, 2010**, to extent not inconsistent with this Supplemental Agreement No. 1 of the Original Agreement, shall remain in full force and effect.

State Project No. H.007553
Supplemental Agreement No. 1
St. Charles Eastbank Mississippi Levee
Multi-Use Path, Phase V
St. Charles Parish
Page 4 of 4

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their respective officers thereunto duly authorized as of the day and year first above written.

WITNESSES:

Barbara Jacob Tucker
Valerie Berthelot

**STATE OF LOUISIANA
PARISH OF ST. CHARLES**

BY: VJ St Pierre

V.J. St. Pierre, Jr.
Typed or Printed Name

Parish President
Title

72-6001208
Taxpayer Identification Number

079448924
DUNS Number

WITNESSES:

**STATE OF LOUISIANA
THROUGH THE DEPARTMENT OF
TRANSPORTATION AND
DEVELOPMENT**

BY: _____
Secretary

RECOMMENDED FOR APPROVAL:

BY: _____
Division Head

2011-0262

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF FINANCE)**

ORDINANCE NO. 11-8-6

An ordinance to amend the 2011 Consolidated Operating and Capital Budget for Proprietary Funds to reduce the Operating Budget of Accounts 430-420541 (Administration), 430-420543 (Meter Reading), 430-420544 (Distribution), and 430-420545 (Plant) by a total of \$299,000 in order to meet parity requirements.

WHEREAS, the 2011 St. Charles Parish Consolidated Operating and Capital Budget was adopted November 8, 2010 by Ordinance No. 10-11-1, amended February 2, 2011 by Executive Order No. 11-1; February 3, 2011 by Executive Order No. 11-2; April 4, 2011 by Ordinances No. 11-4-8, 11-4-9, 11-4-10 and 11-4-12; April 15, 2011 by Executive Order No. 11-03; April 22, 2011 by Executive Order No. 11-04; April 18, 2011 by Ordinance No. 11-4-38; June 6, 2011 by Ordinance No. 11-6-6, 11-6-9, 11-6-10; June 13, 2011 by Executive Order No. 11-05; June 21, 2011 by Executive Order No. 11-06; July 12, 2011 by Executive Order No. 11-07; July 21, 2011 by Executive Order No. 11-08:

WHEREAS, the Council has taken under consideration the study of the amendment to the St. Charles Parish Consolidated Operating and Capital Budget for fiscal year 2011 as shown by the Revision Schedule.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That in accordance with the provisions of Article V, Sections D, E, and F of the St. Charles Parish Home Rule Charter and with the Louisiana Local Government Budget Act (R.S. 39:1301 et. seq.), the St. Charles Parish Council does hereby amend the 2011 St. Charles Parish Consolidated Operating and Capital Budget, as amended, as per "Exhibit B".

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

- YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
- NAYS: NONE
- ABSENT: NONE

And the ordinance was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
 SECRETARY: [Signature]
 DLVD/PARISH PRESIDENT: August 23, 2011
 APPROVED: _____ DISAPPROVED: _____
 PARISH PRESIDENT: [Signature]
 RETD/SECRETARY: August 24, 2011
 AT: 10:00 AM RECD BY: [Signature]

ST. CHARLES PARISH

PROPRIETARY FUNDS

CONSOLIDATED OPERATING AND CAPITAL BUDGET SUMMARY STATEMENT

FISCAL YEAR ENDING DECEMBER 31, 2011

Description	Prior Year Actual 2009	2010 Original Budget	2010 Current Estimate	2011 Requested Budget	Over or Under 2010
BEGINNING NET ASSETS:					
Invested in Capital Assets, Net of Debt	94,825,477	100,477,604	96,566,346	100,597,686	
Restricted for Debt Service	2,412,052	3,142,902	2,464,535	2,727,435	
Restricted for Capital Projects	5,725,179	7,563,626	6,490,401	15,983,338	
Unrestricted	10,892,319	9,963,415	17,914,946	2,779,790	
CURRENT YEAR REVENUES	34,660,225	27,334,688	26,481,822	27,379,350	897,528
EXPENDITURES:					
PERSONAL SERVICES	7,745,456	8,783,425	8,329,315	9,076,760	747,445
OPERATING SERVICES	7,906,403	9,188,030	9,167,948	8,762,896	(405,052)
MATERIALS & SUPPLIES	2,128,615	2,867,715	2,620,725	2,872,633	251,908
OTHER CHARGES	5,457,382	5,888,914	5,890,414	6,713,772	823,358
DEBT SERVICE	1,526,003	1,457,899	1,457,899	1,420,879	(37,020)
INTERGOVERNMENTAL	348,783	367,885	350,000	371,450	21,450
TRANSFERS	6,507	13,500	13,500	13,500	-
TOTAL EXPENDITURES	25,119,149	28,567,368	27,829,801	29,231,890	1,402,089
EXCESS (DEFICIENCY) OF CURRENT REVENUES OVER EXPENDITURES	9,541,076	(1,232,680)	(1,347,979)	(1,852,540)	
CAPITAL CONTRIBUTIONS	40,125	-	-	-	
CHANGES IN NET ASSETS	9,581,201	(1,232,680)	(1,347,979)	(1,852,540)	
ENDING NET ASSETS:					
Invested in Capital Assets, Net of Debt	96,566,346	113,589,511	100,597,686	104,628,879	
Restricted for Debt Service	2,464,535	3,050,902	2,727,435	2,673,979	
Restricted for Capital Projects	6,490,401	6,345,536	15,983,338	10,566,825	
Unrestricted	17,914,946	(3,071,082)	2,779,790	2,366,026	

2011-0263

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF FINANCE)**

ORDINANCE NO. 11-8-7

An ordinance setting forth, 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 Revised Statute 47.1705(B) 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 principal and interest on outstanding General Obligation Sewer Bonds for the year 2011.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That acting under the authority of Section 23 of Article VII of the Constitution of the State of Louisiana and Section 47.1705(B) of the Louisiana Revised Statutes of 1950, as amended.

A. As Governing authority of St. Charles Parish, Library Service District No. 1, and Road Lighting District No.1 of St. Charles Parish, acting under the authority of special elections held in said Parish, there is hereby levied, assessed and imposed special taxes on all of the taxable property within the Parish and the respective Districts for the year 2011 for the respective purposes contained in the propositions voted upon at said elections, and said taxes shall be levied, assessed and imposed at the following millage rates:

	2011 Millages Levied
General Parochial	3.21
Road Lighting District No. 1	1.45
Library Service District No. 1	4.50
Road Maintenance Program	5.96
Recreation Program	2.96
Mosquito Control Program	1.08
Council on Aging Program	0.97
Fire Protection	1.55
E-911 Telephone System	1.00
Health Unit	0.65

B. As Governing Authority of St. Charles Parish, acting under the authority of a special election held in said Parish, there is hereby levied, assessed, and imposed special taxes as provided by Article VII, Section 23(D) of the Constitution of Louisiana, on all of the taxable property within the Parish and the respective District for the year 2011 for the purpose of paying the principal and interest and maintaining Sinking Funds on the outstanding General Obligation Sewer Refunding Bonds dated December 1, 2003 and two Sewer General Obligation DEQ Bond Issues; and said taxes shall be levied, assessed and imposed at the following millage rates:

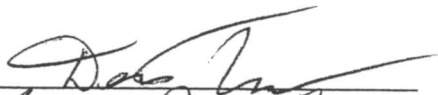
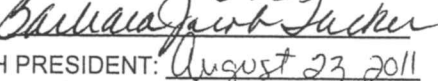
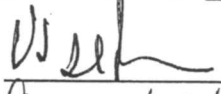
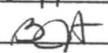
	2011 Millages Levied
Public Sewer Bonds	2.95

SECTION II. That the proper administrative officers of the Parish of St. Charles, State of Louisiana, be and they are hereby empowered, authorized and directed to spread said taxes, as herein above set forth, upon the assessment roll of said Parish for the year 2011 and to make the collection of the respective taxes imposed for and on behalf of said Parish and said Districts, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO,
HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

And the ordinance was declared adopted this 22nd day of August, 2011 to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 
SECRETARY: 
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: DISAPPROVED:
PARISH PRESIDENT: 
RETD/SECRETARY: August 24, 2011
AT: 10:00 Am RECD BY: 

2011-0266

INTRODUCED BY: DENNIS NUSS, COUNCILMAN, DISTRICT VII

ORDINANCE NO. 11-8-8

An ordinance of the Parish of St. Charles to amend the Code of Ordinances, Parish of St. Charles, Chapter 2, Article I. In General, Section 2-2. Fees of copies of documents.

WHEREAS, in keeping up with technology it is the desire of the Parish Council to revise and add fees to more clearly reflect the actual cost of reproduction and to establish fees for GIS Maps.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Code of Ordinances, Chapter 2, Article I. In General, Section 2-2. Fees of copies of documents be amended as follows:

AS WRITTEN

<i>Document</i>	<i>Fee</i>
General parish maps	\$ 1.00
Code of Ordinances	\$50.00
Code of Ordinances – Supplements	\$30.00
Bid Specification packet	As determined in bid advertisement
Miscellaneous photostatic copies, per page	\$ 0.25
Computer-generated documents, per page	\$ 0.25
Video cassette duplication	\$10.00
Video cassette duplication when cassette tapes are provided	\$ 5.00
Zoning Ordinance of 1981	\$10.00
Subdivision Regulations of 1981	\$ 7.00
Zoning Ordinance and Subdivision Regulations of 1981	\$12.00
Land use report	\$ 7.00
Miscellaneous planning and zoning maps	\$ 5.00
Miscellaneous council records maps, per sheet	\$ 5.00
Air photo maps, per sheet-paper copy	\$ 5.00
Air photo maps, per sheet-Mylar copy	\$20.00
Comprehensive land use plan	\$20.00
Budget book	\$30.00
Unaudited financial statements	\$35.00
Audited financial statements	\$35.00
Nonsufficient fund check fee	\$30.00
Mailing labels, per label	\$ 0.05
Mailing labels on computer diskette(s), per label \$50.00 minimum fee	\$ 0.05

REVISED

<i>Document</i>	<i>Fee</i>
General Parish Maps	\$ 1.00
Code of Ordinances	\$50.00
Code of Ordinances – Supplements	\$30.00
Bid Specification packet	As determined in bid advertisement
Miscellaneous photostatic copies, per page	\$ 0.25
Computer-generated documents, per page	\$ 0.25
DVD duplication	\$ 5.00
Zoning Ordinance of 1981	\$10.00
Subdivision Regulations of 1981	\$ 7.00
Zoning Ordinance and Subdivision Regulations of 1981	\$12.00
Land use report	\$ 7.00
Miscellaneous planning and zoning maps	\$ 5.00
Miscellaneous Council Records maps, per sheet	\$ 5.00
Air photo maps, per sheet-paper copy	\$ 5.00
Air photo maps, per sheet-Mylar copy	\$20.00
Parish long range plan	\$20.00
Budget book	\$30.00
Unaudited financial statements	\$35.00
Audited financial statements	\$35.00
Nonsufficient fund check fee	\$30.00
Mailing labels, per label	\$ 0.05
Mailing labels on computer diskette(s), per label \$50.00 minimum fee	\$ 0.05

GIS MAPS

Size	Matte	Glossy	Laminated
8.5 x 11	\$ 2.00	\$ 3.00	\$ 4.00
8.5 x 14	\$ 3.00	\$ 4.00	\$ 5.00
11x 17	\$ 4.00	\$ 5.00	\$ 8.00
18 x 24	\$ 8.00	\$11.00	\$17.00
26 x 39	\$18.00	\$25.00	\$39.00
42 x 60	\$44.00	\$62.00	\$97.00

Data – CD/DVD (General Data, Streets, Parcels, etc) \$ 20.00
Custom- CD/DVD (Data, Extents, Tables, etc) \$ 40.00
Imagery – DVD/Hard Drive (Hi Resolution Aerial Photos) \$ 75.00 per grid
\$500.00 Whole
Parish on provided Hard Drive

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

Amend Code - Chapter 2 Sec 2--2 fee copy of documents revised

CHAIRMAN: *[Signature]*
SECRETARY: *[Signature]*
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: DISAPPROVED:
PARISH PRESIDENT: *[Signature]*
RETD/SECRETARY: August 24, 2011
AT: 10:00 Am RECD BY: *[Signature]*

2011-0267

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV
ORDINANCE NO. 11-8-9

An ordinance to amend Ordinance No. 87-2-3, an amendment to the Traffic Code to provide for the removal of "No Parking Between Signs" and replace with "No Parking" signs on both sides of Martin Lane, Des Allemands from LA 631 up to the hard left turn near the end of the Martin Lane, approximately 826 feet from La 631.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. Traffic control signs have been posted by the Department of Public Works since the adoption of Ordinance No. 82-10-9.

SECTION II. In accordance with Section 15-5, Motor Vehicles and Traffic, of the St. Charles Parish Code of Ordinances, the Department of Public Works is hereby authorized to order the erection, removal and location of such traffic control signs, signals, devices and markings as provided in the chapter or any amendments thereto.

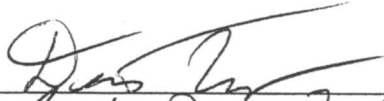
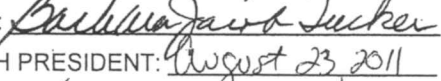
SECTION III. That "No Parking Between Signs" be removed and that "**NO PARKING**" signs shall be installed on both sides of Martin Lane, Des Allemands from LA 631 up to the hard left turn near the end of Martin Lane, approximately 826 feet from La 631.

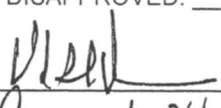
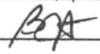
The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

- YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, NUSS
- NAYS: NONE
- ABSENT: LAMBERT

And the ordinance was declared adopted this 22nd day of August, 2011 to become effective five (5) days after publication in the Official Journal.

NO PARKING Martin Lane from LA 631

CHAIRMAN: 
 SECRETARY: 
 DLVD/PARISH PRESIDENT: August 23, 2011
 APPROVED: DISAPPROVED:

PARISH PRESIDENT: 
 RETD/SECRETARY: August 24, 2011
 AT: 10:00 AM RECD BY: 

2011-0196

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN DISTRICT IV

An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

WHEREAS, the St. Charles Parish Council wishes to add cemeteries as a Special Permit Use in the M-1 Zoning District.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the St. Charles Parish Code of Ordinances, Appendix A, Section VI. D. [I]. 1. c. is amended by adding the following:

- (9) Cemeteries with a minimum size of one (1) acre upon receiving a recommendation by the Planning and Zoning Commission and an ordinance granting approval by the Parish Council.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, HOGAN

NAYS: RAYMOND, TASTET, BENEDETTO, COCHRAN, LAMBERT, NUSS

ABSENT: NONE

PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY ON AUGUST 22, 2011.

2011-0274

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV

RESOLUTION NO. 5842

A resolution requesting the Louisiana Department of Transportation and Development construct a median crossing in front of the eastern driveway at the Des Allemands Volunteer Fire Department at 16960 U. S. Highway 90, Des Allemands, and post for Emergency Vehicles Only.

WHEREAS, U. S. Highway 90 is a very heavily traveled roadway both for commercial and residential use; and,

WHEREAS, Emergency Vehicles dispatched from the Fire Department currently have to cross two lanes of traffic and precede west to make a "U" turn to respond to an emergency in an easterly direction; and,

WHEREAS, a median crossing would be beneficial both in response time and would improve the safety of the volunteer firemen and motorist.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, do hereby request that the Louisiana Department of Transportation and Development construct a median crossing in front of the eastern driveway at the Des Allemands Volunteer Fire Department at 16960 U. S. Highway 90, Des Allemands, and post for Emergency Vehicles Only.

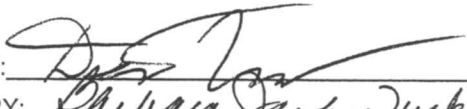
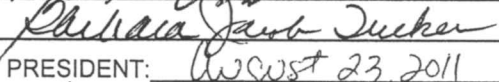
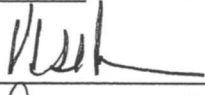

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Bobby Jindal, Senator Joel T. Chaisson, II, Representative Gary L. Smith, Jr., and Ms. Sherri LeBas Secretary of the Louisiana Department of Transportation and Development.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

DAVFD Median crossing

CHAIRMAN: 
SECRETARY: 
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: 
RETD/SECRETARY: August 24, 2011
AT: 10:00 Am RECD BY: 

2011-0275

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(GRANTS OFFICE)

RESOLUTION NO. 5843

A resolution approving and authorizing the Parish President to submit a grant application for the Keep Louisiana Beautiful 2011 – 2012 Healthy Communities Grant Program.

WHEREAS, Keep Louisiana Beautiful is accepting grant applications for the 2011 – 2012 Healthy Communities Grant Program; and,

WHEREAS, St. Charles Parish is applying for grant funding to supplement the cost of the 2012 Trash Bash event being held on March 24, 2012; and,

WHEREAS, the grantor requires the applicant to certify by resolution the approval of the application for grant funding.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, do hereby approve and authorize the Parish President to submit an application for the 2011 – 2012 Healthy Communities Grant Program and to execute any and all necessary documents.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Dennis Nuss
SECRETARY: Shelvia Jacob Jucka
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: August 24, 2011
AT: 10:00 Am RECD BY: [Signature]

2011-0276

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(GRANTS OFFICE)**

RESOLUTION NO. 5844

A resolution authorizing the execution of the Second Amendment to the Cooperative Endeavor Agreement between the State of Louisiana, Division of Administration, Office of Community Development – Disaster Recovery Unit and St. Charles Parish, CFMS# 684276, to secure additional Community Development Block Grant (CDBG) Disaster Recovery Program funds through the Economic Revitalization Program in the amount of \$3,000,000.00 for the purpose of funding recovery projects in St. Charles Parish.

WHEREAS, the St. Charles Parish Council approved Resolution 5642 authorizing the Parish President to enter into the required Cooperative Endeavor Agreement, CFMS# 684276, with the State of Louisiana, Division of Administration, Office of Community Development – Disaster Recovery Unit to secure \$2,642,418.00 in Disaster Recovery funding allocated to the Parish; and,

WHEREAS, the St. Charles Parish Council approved Resolution 5735 authorizing the Parish President to execute the First Amendment to the Cooperative Endeavor Agreement, to secure additional funding allocated to the Parish in the amount of \$2,291,848.00, resulting in a total funding allocation to the Parish of \$4,934,266.00, for the purpose of funding the implementation of recovery projects in St. Charles Parish; and,

WHEREAS, St. Charles Parish submitted an amended application for the St. Charles Community Center, Project No. 45PARA3201, and received approval for additional CDBG Disaster Recovery Program funds through the Economic Revitalization Program in the amount of \$3,000,000.00; and,

WHEREAS, formal acceptance of the additional funding necessitates that the Parish President execute the Second Amendment to said Cooperative Endeavor Agreement that the State has prepared.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, on behalf of St. Charles Parish do hereby authorize Parish President V.J. St. Pierre, Jr., to execute the Second Amendment to the Cooperative Endeavor Agreement with the State of Louisiana, Division of Administration, Office of Community Development – Disaster Recovery Unit to secure additional Community Development Block Grant (CDBG) Disaster Recovery funds allocated to St. Charles Parish as a result of Hurricanes Gustav and Ike, and to sign any and all documents required in the submission of the required application and subsequent administration of the program.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ **DISAPPROVED:** _____

PARISH PRESIDENT: [Signature]
RETD/SECRETARY: August 24, 2011
AT: 10:10 AM **RECD BY:** [Signature]

STATE OF LOUISIANA
DIVISION OF ADMINISTRATION
OFFICE OF COMMUNITY DEVELOPMENT – DISASTER RECOVERY UNIT

SECOND AMENDMENT TO THE
COOPERATIVE ENDEAVOR AGREEMENT
IMPLEMENTING GRANT UNDER THE COMMUNITY DEVELOPMENT BLOCK
GRANT DISASTER RECOVERY PROGRAM THROUGH THE
PARISH-IMPLEMENTED RECOVERY PROGRAM

ST. CHARLES PARISH

This Second Amendment to the Agreement (the “Second Amendment”) is effective the 1st day of December, 2009 and is entered into by and between ST. CHARLES PARISH (“Grantee”) and the STATE OF LOUISIANA, DIVISION OF ADMINISTRATION, OFFICE OF COMMUNITY DEVELOPMENT (“OCD”), each represented herein by their undersigned authorized representatives. Grantee and the OCD may sometimes hereinafter be collectively referred to as the “Parties” and individually as a “Party.”

PREAMBLES

WHEREAS, Grantee and the OCD entered into an Agreement effective March 19, 2009, which made available to Grantee up to two million, six hundred forty-two thousand, four hundred eighteen and 00/100 (\$2,642,418.00) Dollars for the purpose of funding Grantee’s activities under the Parish-Implemented Recovery Program in the Parish (the “Agreement”); and

WHEREAS, on December 1, 2009, Grantee and the OCD entered into the First Amendment to the Agreement, which, among other things, amended the Agreement to make available to Grantee up to four million, nine hundred thirty-four thousand, two hundred sixty-six and 00/100 dollars (\$4,934,266.00) for the purpose of funding Grantee’s activities under the Parish-Implemented Recovery Program and the Sustainable Coastal Communities Program in the Parish; and

WHEREAS, Action Plan Amendment Number 3, approved by HUD on December 30, 2009, proposed using funds from the Statewide Unmet Needs Initiative for the Economic Revitalization Program (the “Economic Revitalization Program”). Action Plan Amendment Number 8, approved by HUD on February 16, 2011, allocates additional funds from the Disaster Recovery Enhancement Fund (DREF) to the Economic Revitalization Program through the Statewide Unmet Needs Initiative; and

WHEREAS, Grantee has or will apply for assistance from the CDBG Disaster Recovery Program through the Economic Revitalization Program for recovery assistance; and

WHEREAS, an additional public purposes to be derived from this Agreement is to provide for Louisiana's near and long-term capital needs through the Economic Revitalization Program; and

WHEREAS, the Parties now wish to enter into this Second Amendment to further amend the Agreement.

NOW, THEREFORE, in consideration of the promises and the mutual representations, warranties, and covenants herein contained, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

- I. Section "I (A): Grant Award" is deleted in its entirety and the following is substituted in lieu thereof:

- A. **Grant Award**

Subject to the terms and conditions of this Agreement, the OCD, as administrator of the CDBG Disaster Recovery Program, shall make available to Grantee disaster recovery funds up to the gross amount of seven million, nine hundred thirty four thousand, two hundred sixty six and 00/100 (\$7,934,266.00) Dollars (the "Grant Funds") for the purpose of funding Grantee's activities under the Parish-Implemented Recovery Program, the Sustainable Coastal Communities Program¹ and the Economic Revitalization Program² (the "Program").

Grantee may elect, in a writing signed by Grantee and the OCD, to direct all or a portion of the Grant Funds to the State for use within the Parish through the "State-Implemented Recovery Program," as defined by the Action Plan and all current, pending and future applicable Action Plan Amendment(s) (available at <http://www.doa.louisiana.gov/cdbg/DRactionplans.htm>). If Grantee makes such an election, the Grant Funds available to Grantee under this Agreement shall be reduced by the amount directed to the State for use through the State-Implemented Recovery Program within the Parish. The OCD may require this Agreement to be amended to reflect the redirection of Grantee's Grant Funds

¹ One hundred twenty five thousand and 00/100 (\$125,000.00) Dollars of Grantee's Grant Funds are for specific use under the Sustainable Coastal Communities Program and cannot be used by Grantee for any other program.

² Three million and 00/100 (\$3,000,000) Dollars of Grantee's Grant Funds are for specific use under the Economic Revitalization Program and cannot be used by Grantee for any other program (the "Economic Revitalization Grant Funds").

from the Parish-Implemented Recovery Program to the State-Implemented Recovery Program.

- II. Section "I(C): Goals and Objectives" is deleted in its entirety and the following is substituted in lieu thereof:

C. Goals and Objectives

The activities of the Program are expected to assist Grantee in the execution of the Parish-Implemented Recovery Program and the Economic Revitalization Program within the Parish, which are designed to promote the housing, infrastructure and economic recovery of the Parish and the State with regard to damage caused by Hurricanes Gustav and Ike.

- III. Section "I(D)(1): The Proposal" is deleted in its entirety and the following is substituted in lieu thereof:

1. The Proposal

Grantee shall submit to the OCD for approval a Recovery Proposal (the "Proposal") designed to address the housing, infrastructure, economic recovery and revitalization, and/or affordable rental housing needs of the Parish. The Proposal shall be submitted to the OCD on a form provided by the OCD and shall include the percentage of Grant Funds that will be used by the Parish for (1) the Housing Program, (2) the Infrastructure Program, (3) the Economic Development Program, and (4) for administration and planning. The Proposal must comply with all requirements of the Parish-Implemented Recovery Program, as set forth in the Action Plan and all current, pending and future application Action Plan Amendment(s) (available at <http://www.doa.louisiana.gov/cdbg/DRactionplans.htm>). The OCD shall make an approval determination of the Proposal pursuant to current OCD program guidelines (hereinafter "OCD policy"), HUD guidelines and regulations, and other applicable state and federal laws and regulations. If the Proposal is approved, the OCD shall provide Grantee with written notice of approval.

The approved Proposal may be amended in a writing signed by both parties.

The "Budget" for the Program shall be as follows:

Parish-Implemented Recovery Program	
Infrastructure Programs	\$4,785,220
Administrative Costs	\$24,046
Sustainable Coastal Communities Program	\$125,000
Economic Revitalization Program	\$3,000,000
TOTAL	\$7,934,266

The parties may agree, in writing, to a revision of the Budget or a reallocation of funds between categories within the Budget without the need to amend this Agreement; provided however, that in no case shall any such revisions or reallocations exceed the total allocation under the Agreement, subject to any mandatory expenditure noted in this Agreement.

- IV. Section "I(D)(12): Grantee's Activities under the Sustainable Coastal Communities Program" is deleted in its entirety and the following is substituted in lieu thereof:

12. Grantee's Activities under the Sustainable Coastal Communities Program

Grantee shall submit to the OCD for approval an application for project(s) to be funded under the Sustainable Coastal Communities Program within the Parish. The application shall include a detailed final budget and a project schedule. The OCD, at its sole discretion, shall make approval determinations for projects funded under the Sustainable Coastal Communities Program pursuant to current OCD policy and CDBG and HUD guidelines and regulations. If a project is approved, the OCD shall provide Grantee with a written notice of approval. No Grant Funds shall be drawn by Grantee under this Agreement for activities under the Sustainable Coastal Communities Program unless approved by the OCD in writing. If a project is not approved by the OCD, Grantee shall submit a revised application to the OCD for consideration.

Grantee shall conduct all activities under the Sustainable Coastal Communities Program in compliance with current OCD policy, all applicable HUD regulations and guidelines and the Action Plan and all current, pending and future applicable Action Plan Amendments.

- V. Section "I(D)(13): Grantee's Activities under the Economic Revitalization Program" is added after Section "I(D)(12): Grantee's Activities Under the Sustainable Coastal Communities Program":

13. Grantee's Activities under the Economic Revitalization Program

Grantee shall use the Economic Revitalization Grant Funds to construct the St. Charles Parish Community Center (the "Community Center"). Grantee shall conduct all activities under the Economic Revitalization Program in compliance with current OCD policy, all applicable HUD regulations and guidelines and the Action Plan and all current, pending and future applicable Action Plan Amendments.

Before any Grant Funds are drawn under this Agreement, Grantee shall submit an application, with a detailed budget and project schedule, to the OCD for approval. The OCD will make an approval determination pursuant to statutes and regulations governing the use of the Grant Funds. The OCD approval of the application, budget and project schedule is a pre-condition to the expenditure of Economic Revitalization Grant Funds. The application, project schedule and budget accepted in writing by OCD may not be amended without the further written consent of OCD.

It is currently anticipated that the Community Center will cost approximately eleven million, eight hundred eight thousand, eight hundred dollars and 00/100 (\$11,808,800.00). Use of the Grant Funds provided under this Agreement is contingent upon verification by the OCD of the initial and continued availability of additional funding sources. In the event that any portion of the additional funding sources is deemed by the OCD to be unavailable or thereafter become unavailable, the OCD may in its discretion deem as acceptable alternate sources of funding for the Community Center which the Grantee demonstrates are available to it for completion of the Community Center.

Grantee may increase the size of the Community Center with the OCD's written approval without the need to amend this Agreement. Such approval shall not be deemed to entitle Grantee to any additional funds under this Agreement.

- VI. Section "III (A): Term of Agreement" is deleted in its entirety and the following is substituted in lieu thereof:

A. Term of Agreement

The term of this Agreement, subject to all requisite consents and approvals as provided herein, shall commence on the date hereof and continue in full force and effect until Grantee has completed all requirements of this Agreement in

accordance with, and subject to, the terms and provision hereof, including the closeout of every project funded in whole or in part by this Agreement.

VII. Section "V (F): Use and Reversion of Assets" is deleted in its entirety and the following is substituted in lieu thereof:

The use and disposition of immovable property, equipment and remaining Grant Funds under this Agreement shall be in compliance with all CDBG regulations, which include but are not limited to the following:

1. Grantee shall transfer to the OCD any Grant Funds on hand and any accounts receivable attributable to the use of funds under this Agreement at the time of expiration, cancellation, or termination.
2. Immovable property under Grantee's control that was acquired or improved, in whole or in part, with funds under this Agreement in excess of \$25,000 shall be used to meet one of the CDBG National Objectives set forth in 24 CFR 570.208 until five (5) years after the closeout of the individual projects associated with the particular immovable property or expiration of this Agreement, whichever occurs first (or such longer period as the OCD deems appropriate). If Grantee fails to use such immovable property in a manner that meets a CDBG National Objective for the prescribed period of time, Grantee shall pay to the OCD an amount equal to the current fair market value of the property less any portion of the value attributable to expenditures of non-CDBG funds for the acquisition of, or improvement to, the property. Such payment shall constitute program income to the OCD. Grantee may retain real property acquired or improved under this Agreement after the expiration of the five-year period described above, or such longer period as the OCD deems appropriate.
3. In all cases in which equipment acquired, in whole or in part, with Grant Funds is sold, the proceeds shall be program income (prorated to reflect the extent to which funds received under this Agreement were used to acquire the equipment). Equipment not needed by Grantee for activities under this Agreement shall be (a) transferred to the OCD for the CDBG program or (b) retained by Grantee after compensating the OCD an amount equal to the current fair market value of the equipment less the percentage of non-CDBG funds used to acquire the equipment.

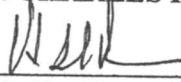
VIII. It is further agreed and understood that the language in this Amendment shall supersede any language to the contrary contained in the Agreement and that all other terms and conditions of the Agreement shall remain the same, unchanged and in full force and effect.

The Parties have executed on the date set forth next to their respective signatures below, but effective as of the date first above written.

OFFICE OF COMMUNITY DEVELOPMENT

Name: _____
Title: _____
Date: _____

ST. CHARLES PARISH, GRANTEE



V. J. St. Pierre, Jr., Parish President
Date: 8/24/11

2011-0277

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PLANNING AND ZONING)**

RESOLUTION NO. 5845

A resolution providing mandatory support for a waiver from the required width on a developed public street for Lot 3A-1 proposed in PZS 2011-18, a resubdivision of Lot 2B-1 of Portion of Coteau de France into Lots 2B-1-A & 3A-1 located in Sections 47 & 48 of T14S-R20E, requested by First Assembly of God Church of Des Allemands.

WHEREAS, the St. Charles Parish Subdivision Ordinance requires a supporting resolution from the Parish Council to waive the requirement for a lot to be 50' wide along a developed public street in the R-1A(M) zoning district; and,

WHEREAS, resubdivision PZS 2011-18, requested by First Assembly of God Church of Des Allemands, shown on the plat by G. Alex Teague, dated 06/21/11 and entitled "Resubdivision of Lot 2B-1 of Portion of Coteau de France into Lots 2B-1-A & 3A-1 located in Sections 47 & 48 of T14S-R20E, St. Charles Parish, Louisiana," proposes such a lot, 3A-1, that is land-locked and is not 50' wide on a developed public street; and,

WHEREAS, the St. Charles Parish Planning and Zoning Commission, at its August 4, 2011 meeting, recommended approval of the resubdivision with a waiver from the required width; and,

WHEREAS, the St. Charles Parish Council wishes to grant a 20' wide easement through Lot 41-F, which is deeded to St. Charles Parish under ordinance 91-5-21, 07-10-4 to provide access to proposed Lot 3A-1 as shown on the plat.

NOW, THEREFORE, BE IT RESOLVED THAT THE ST. CHARLES PARISH COUNCIL, does hereby grant an easement through Lot 41-F in favor of Lot 3A-1.

BE IT FURTHER RESOLVED, does hereby provide this resolution in support of PZS-2011-18, for Resubdivision of Lot 2B-1 of Portion of Coteau de France into Lots 2B-1-A & 3A-1 located in Sections 47 & 48 of T14S-R20E, St. Charles Parish, Louisiana as shown on the Plat by G. Alex Teague dated 6/21/2011 with a waiver from the required width or frontage on a developed public street for Lot 3A-1, as requested by First Assembly of God Church of Des Allemands.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO,
HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: _____

SECRETARY: _____

DLVD/PARISH PRESIDENT: August 23, 2011

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: _____

RETD/SECRETARY: August 24, 2011

AT: 10:00 Am RECD BY: _____

2011-0278

INTRODUCED BY: DENNIS NUSS, COUNCILMAN, DISTRICT VII
CAROLYN K. SCHEXNAYDRE, COUNCILWOMAN-AT-LARGE, DIVISION A
TERRY AUTHEMENT, COUNCILMAN-AT-LARGE, DIVISION B
BILLY RAYMOND, SR., COUNCILMAN, DISTRICT I
SHELLEY M. TASTET, COUNCILMAN, DISTRICT II
WENDY BENEDETTO, COUNCILWOMAN, DISTRICT III
PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV
LARRY COCHRAN, COUNCILMAN, DISTRICT V
MARCUS M. LAMBERT, COUNCILMAN, DISTRICT VI
V.J. ST. PIERRE, JR., PARISH PRESIDENT

RESOLUTION NO. 5846

A resolution requesting that the Gulf Ecosystem Restoration Task Force ("Task Force"), currently led by EPA Administrator Lisa Jackson and Executive Director John Hankinson, include in their strategic restoration strategy to be submitted to the President of the United States, the recognition that current land loss rates in Coastal Louisiana indicate that this is a "crisis" and make specific recommendations on changes to current federal processes to streamline and improve the permitting process required for coastal restoration efforts.

- WHEREAS,** on June 1, 2011, the U.S. Geological Survey ("USGS") released its report "Land Area Change in Coastal Louisiana from 1932-2010" (USGS Report), which calculated and quantified net land loss and gain rates in coastal Louisiana for the past 80 years; and,
- WHEREAS,** the USGS Report determined that since 1932 coastal Louisiana has sustained a net land loss of over 1,883 square miles, which accounts for a loss of 25% of all land in the affected region, for which a copy of the land loss map is attached; and,
- WHEREAS,** the USGS Report determined that trend analysis indicates that current wetland loss occurs at a rate of 16.57 square miles a year-equating to Louisiana's losing an area the size of a football field every hour; and,
- WHEREAS,** although Louisiana contains approximately 40% of all coastal habitat in the lower 48 states, it accounts for 90% of coastal land loss; and,
- WHEREAS,** the devastation and destruction caused by Hurricanes Katrina, Rita, Gustav, and Ike reinforced the tenet that a healthy, vibrant, and workable coast is necessary not just for our cultural and economic well-being but is vital to our overall hurricane protection needs; and,
- WHEREAS,** the Deepwater Horizon oil spill, the largest environmental disaster in the United States, placed again the spotlight on Louisiana's coast and our impending land loss crisis; and,
- WHEREAS,** as a result of the BP oil spill, President Barack Obama created the Gulf Coast Ecosystem Restoration Task Force to create a federal restoration strategy to address the Gulf Coast's environmental issues, with particular emphasis being placed on Louisiana's coastal land loss crisis; and,
- WHEREAS,** it is hoped and anticipated that 80% or more of Clean Water Act fines levied against BP and other responsible parties will be directed back to the areas affected to be used for coastal restoration and other initiatives, potentially billions of dollars for environmental restoration efforts; and,
- WHEREAS,** even if the Task Force's recommendation to direct oil spill fines back to the Gulf Coast for restoration purposes is implemented, a vital component necessary for the efficient and timely restoration of our coast is the streamlining of the permitting process; and,
- WHEREAS,** the current processes that dictate the permitting and approval of projects that are intended to restore and protect Louisiana's coast must follow the same arduous processes for a project that has no net benefit for coastal restoration/hurricane protection purposes; and,
- WHEREAS,** even though there is agreement that Louisiana coastal land loss is at crisis levels, federal prioritization of coastal projects over other initiatives has not been fully realized.

NOW THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, do hereby respectfully request that the Gulf Coast Ecosystem Restoration Task Force recognize and make recommendations in their strategic restoration strategy on the following:

Recognize that current and historical land loss in coastal Louisiana confirms that Louisiana is in a crisis in which emergency action must be taken; and,

Recognize that because Louisiana land loss rates are at crisis levels, the current emergency should be met with an appropriate level of federal response and addressed with a sense of urgency; and,

Recommend in their strategic restoration strategy that the permitting and processing of coastal restoration projects be given a higher priority and fast-tracked by all participating agencies; and,

Recommend in their strategic restoration strategy that appropriate resources and personnel be specifically allocated from each participating agency whose focus is to assist in the efficient processing of permits for coastal restoration projects; and,

Recommend in their strategic restoration strategy that permitting processes for coastal restoration projects be granted "alternative arrangements" authorization, or similar processes, that was provided by the White House's Council on Environmental Quality to the Army Corps of Engineers for their work on the greater New Orleans' Hurricane and Storm Damage Risk Reduction System (HSDRRS) projects, which allows for the fast-track implementation and "mitigation after the fact".

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO,
HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

Ecosystem Task Force

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: August 24, 2011
AT: 10:00 AM RECD BY: [Signature]

2011-0283

INTRODUCED BY: ST. CHARLES PARISH COUNCIL

RESOLUTION NO. 5847

A resolution authorizing the issuance of a Special License to Luling-Boutte Lions Club to conduct a Super Bingo.

WHEREAS, Parishes of the State of Louisiana are authorized to issue special licenses for super bingos pursuant to the authority granted by L.R.S. 4861.7; and,

WHEREAS, Section II.D. of Ordinance No. 89-4-2 provides that the Parish Council may issue by resolution special licenses for the conduct of bingo sessions at which the total amount of prizes to be awarded shall not exceed twenty-five thousand dollars (\$25,000.00) in cash or other thing(s) of value.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, do hereby authorize the issuance of a Special License to Luling-Boutte Lions Club to conduct a Super Bingo on Wednesday, September 7, 2011, with the total amount of prizes to be awarded not exceeding Fifteen Thousand dollars (\$15,000.00).

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 22nd day of August, 2011, to become effective five (5) days after publication in the Official Journal.

SuperBingo.Luling-BoutteLions 2011

CHAIRMAN: [Signature]
SECRETARY: [Signature]
DLVD/PARISH PRESIDENT: August 23, 2011
APPROVED: [Signature] DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: August 24, 2011
AT: 10:00 Am RECD BY: [Signature]