



St. Charles Parish

Meeting Minutes

Parish Council

St. Charles Parish
Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
www.stcharlesparish-la.gov

Final

Council Chairman Larry Cochran
Councilmembers Carolyn K. Schexnaydre, Jarvis Lewis,
Terrell D. Wilson, William Billy Woodruff, Wendy Benedetto,
Paul J. Hogan, Traci A. Fletcher, Julia Fisher-Perrier

Monday, April 6, 2015

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present 6 - Carolyn K. Schexnaydre, Terrell D. Wilson, William Woodruff, Paul J. Hogan, Larry Cochran, and Julia Fisher-Perrier

Absent 3 - Jarvis Lewis, Wendy Benedetto, and Traci A. Fletcher

Also Present

Parish President V.J. St. Pierre, Jr., Chief Operations Officer Bobby Donaldson, Chief Administrative Officer Buddy Boe, Legal Director Leon C. Vial, III, Assistant Parish Attorney David Moyer, Public Works/Wastewater Director Sam Scholle, Planning & Zoning Director Michael Albert, Grant Officer Holly Fonseca, Public Information Officer Renee Simpson, Superintendent Public Works and Contract Monitoring Stephen Truitt, Economic Development & Tourism Director Corey Faucheux, R.S.V.P. Director Michelle Higgins

CALL TO ORDER

PRAYER / PLEDGE

Pastor Butch Clay
Des Allemands Mennonite Church

APPROVAL OF MINUTES

A motion was made by Councilmember Woodruff, seconded by Councilmember Wilson, to approve the minutes from the regular meeting of March 16, 2015. The motion carried by the following vote:

Yea: 6 - Schexnaydre, Wilson, Woodruff, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 3 - Lewis, Benedetto and Fletcher

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

[2015-0114](#)

Proclamation: "National Service Recognition Day"

Sponsors: Mr. St. Pierre Jr.

Read

Councilman Lewis and Councilwoman Benedetto arrived in the meeting.

[2015-0115](#)

Proclamation: "National Public Safety Telecommunicators Week"

Sponsors: Mr. Cochran

Read

[2015-0117](#)

Proclamation: "Administrative Professionals Week in St. Charles Parish"

"Administrative Professionals Day"

Sponsors: Mr. St. Pierre Jr.

Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2015-0120](#)

Mr. Jeff Cantin, GSREIA - Solar Energy: Jobs, Savings, and Revenues

Sponsors: Mr. Cochran

Reported

[2015-0121](#)

Progressive Waste Solutions - Garbage Service Changes

Sponsors: Mr. St. Pierre Jr.

Chief Administrative Officer Buddy Boe spoke on the matter.
Mr. Mark Talbot, District Manager, Progressive Waste Solutions introduced himself.
Mr. Luis Lizama, SouthShore Operations Manager, Progressive Waste Solutions gave the report.

Council Discussion

Mr. Lizama spoke on the matter.
Mr. Talbot spoke on the matter.
Contract Monitor Steve Truitt spoke on the matter.
Parish President V.J. St. Pierre, Jr., spoke on the matter.
Mr. Boe spoke on the matter.

Reported

2015-0122

Animal Control

Discussion: to defer File No. 2015-0122 until a later date

Deferred

[2015-0123](#)

R.S.V.P. Program

R.S.V.P. Director Michelle Higgins

Council Discussion

Ms. Higgins spoke on the matter.

Reported

[2015-0124](#)

Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Chief Administrative Officer Buddy Boe spoke about the upcoming May election.

Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN COCHRAN 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 MONDAY, APRIL 20, 2015, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

[2015-0118](#)

An ordinance to approve and authorize the execution of a Contract for Engineering Services with Environmental Engineering Services, Inc. (EES), for necessary professional engineering services associated with Parish Project No. S150301 EPA Lake Pontchartrain Basin Restoration Program: St. Rose Sewer Network Upgrade.

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

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

[2015-0126](#)

An ordinance to approve and authorize the execution of a contract with Pintail Contracting Services, LLC for the West Bank "B" Plant Clarifier Refurbishment (Project No. WWKS 72) in the amount of \$265,499.96.

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

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

[2015-0049](#)

An ordinance to authorize the payment of a portion of the contract amount for Project No. P081102-4 Project Name: Dunleith Canal Stabilization - Phase 3 (Project) to Advanced Quality Construction, Inc. (AQ) and Everlast Synthetic Products, LLC (Everlast) in completion of the project and the withholding of liquidated damages.

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

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

[2015-0127](#)

An ordinance to approve and authorize the execution of a Wetlands Mitigation Agreement by and between St. Charles Parish and Delta Land Services, L.L.C., in the amount of \$832,500.00 for wetlands mitigation for the West Bank Hurricane Protection Levee, Phase III - ELLINGTON.

Sponsors: Mr. St. Pierre Jr., Department of Public Works, Ms. Schexnaydre, Mr. Lewis, Mr. Wilson, Mr. Woodruff, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

[2015-0110](#)

An ordinance to amend the 2015 Consolidated Operating and Capital Budget, Amendment No. 2, to adjust the beginning fund balance and to add expenses for the Roads and Drainage Fund - Fund 112 for construction, architectural/engineering, and other fees in the total amount of \$6,974,585 unexpended in 2014 for various parish projects that were not completed in 2014.

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

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

[2015-0111](#)

An ordinance to amend the 2015 Consolidated Operating and Capital Budget, Amendment No. 3, to add from the 2014 unexpended Roads and Drainage Fund Balance, construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2014.

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

Publish/Scheduled for Public Hearing to the Parish Council on April 20, 2015

PLANNING AND ZONING PETITIONS

2015-0003

An ordinance to amend the Zoning Ordinance of 1981, to change the land use zoning classification from CR-1 to R-2 at Lot A1 of Ormond Village, 14102 River Road, Destrehan as requested by Michelle Oubre.

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

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Speakers:

Ms. Michelle Oubre, Destrehan

Mr. Bobby Raymond, Destrehan

Public Hearing Requirements Satisfied

Enactment No: 15-4-1

Council Discussion

Planning & Zoning Director Michael Albert spoke on the matter.

Ms. Oubre spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-1

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

[2015-0091](#)

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 17. Parks and Recreation, Article II. Special Events, Section 17-19. Special provisions to revise Hours of Operation to add the St. Charles Parish Crawfish Cook-Off Festival held at the Jerusalem Shrine Center in Destrehan, shall not extend past 11:00 p.m. on Friday and Saturday night.

Sponsors: Ms. Benedetto

Reported:

Councilwoman Benedetto Recommended: Approval

Chief Administrative Officer Buddy Boe spoke on the matter.

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 15-4-2

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-2

[2015-0092](#)

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. P111002-10, Spillway Road Maintenance, to balance the contract quantities with actual quantities resulting in a decrease of \$5,129.70.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-3

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-3

[2015-0102](#)

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the German Coast Farmers' Market to provide certain services to St. Charles Parish.

Sponsors: Mr. St. Pierre Jr. and Department of Economic Development and Tourism

Reported:

Economic Development & Tourism Department Recommended: Approval

Speakers:

Ms. Carmen Johnson, Destrehan, German Coast Farmers' Market Treasurer

Mr. Milton Allemand, Hahnville

Mr. Charlie Bush, Destrehan

Ms. Jerelyn Bush, Destrehan

Mr. Timmy Perilloux, Montz

Public Hearing Requirements Satisfied

Enactment No: 15-4-4

Council Discussion

Ms. Marilyn Richoux, German Coast Farmers' Market President and Corresponding Secretary, spoke on the matter.

Ms. Ann Montgomery, German Coast Farmers' Market Vice President, spoke on the matter.

Economic Development & Tourism Director Corey Faucheux spoke on the matter.

A motion was made by Councilman Hogan, seconded by Councilwoman Schexnaydre to amend the Cooperative Endeavor Agreement in the fourth paragraph "... provide the following reports and supporting documentation to the St. Charles Parish Department of Economic Development & Tourism:" to read "... provide the following reports and supporting documentation to the St. Charles Parish Department of Economic Development & Tourism and the St. Charles Parish Council:". No vote taken to amend the Cooperative Endeavor Agreement.

Council Discussion

Amendment: to amend the previous motion to amend the Cooperative Endeavor Agreement in the fourth paragraph "... provide the following reports and supporting documentation to the St. Charles Parish Department of Economic Development & Tourism:" to read "... provide the following reports and supporting documentation to the St. Charles Parish Department of Economic Development & Tourism and forwarded to the St. Charles Parish Council by the Department of Economic Development & Tourism:"

A motion was made by Councilmember Hogan, seconded by Councilmember Schexnaydre, to Amend the Cooperative Endeavor Agreement. The motion carried by the following vote:

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-4

Amended

Enactment No: 15-4-4

Chief Administrative Officer Buddy Boe spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-4

[2015-0103](#)

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No P111002-15, Road Maintenance 2014, to balance the contract quantities with actual quantities resulting in an increase of \$130,114.19 and a decrease in time of sixteen (16) days.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-5

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-5

[2015-0104](#)

An ordinance to approve and authorize the Lafourche Basin Levee District to purchase and/or expropriate the necessary real estate interest to a portion of land owned by Rathborne Land Company, L.L.C., designated as Parcel 7-5 for the West Bank Hurricane Protection Levee, Phase II - Perimeter of Willowridge Estates from the Blouin Canal to the Davis Pond Guide Levee, St. Charles Parish, Louisiana, Sta. 100+00.00 to Sta. 212+46.34 and to authorize the transfer of the necessary funding thereof.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-6

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-6

[2015-0105](#)

An ordinance to approve and authorize the Lafourche Basin Levee District to purchase and/or expropriate the necessary real estate interest to a portion of land owned by Willowridge Estates, LLC, designated as Parcel 7-4 for the West Bank Hurricane Protection Levee, Phase II - Perimeter of Willowridge Estates from the Blouin Canal to the Davis Pond Guide Levee, St. Charles Parish, Louisiana, Sta. 100+00.00 to Sta. 212+46.34, and to authorize the transfer of the necessary funding thereof.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-7

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-7

[2015-0106](#)

An ordinance to approve and authorize the Lafourche Basin Levee District to purchase and/or expropriate the necessary real estate interest to portions of land owned by J.B. Levert Land Co., designated as Parcels 8-1-R-1, 8-2-C-1 and Western Tie In for the West Bank Hurricane Protection Levee, Phase II - Perimeter of Willowridge Estates from the Blouin Canal to the Davis Pond Guide Levee, St. Charles Parish, Louisiana, Sta. 100+00.00 to Sta. 212+46.34, and to authorize the transfer of the necessary funding thereof.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-8

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-8

[2015-0107](#)

An ordinance to approve and authorize the execution of a Construction Contract with Sealevel Construction, Inc., for Parish Project No. P120801, Randolph Pump Station Improvements (Re-advertisement), in the amount of \$770,450.00.

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

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-9

Council Discussion

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-9

[2015-0108](#)

An ordinance to approve and authorize the execution of a Wetland Mitigation Contract by and between Enterprise Woodlands, LLC, and St. Charles Parish in the amount of \$40,000.00 for wetlands mitigation for the West Bank Hurricane Protection Levee, Phase II - Willowridge.

Sponsors: Mr. St. Pierre Jr., Department of Public Works, Ms. Schexnaydre, Mr. Lewis, Mr. Wilson, Mr. Woodruff, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

Reported:

- Public Works Department Recommended: Approval
- Councilwoman Schexnaydre Recommended: Approval
- Councilman Lewis Recommended: Approval
- Councilman Wilson Recommended: Approval
- Councilman Woodruff Recommended: Approval
- Councilwoman Benedetto Recommended: Approval
- Councilman Hogan Recommended: Approval
- Councilman Cochran Recommended: Approval
- Councilwoman Fletcher Recommended: Approval
- Councilwoman Fisher-Perrier Recommended: Approval

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 15-4-10

Public Works/Wastewater Director Sam Scholle spoke on the matter.
Mr. Lucas Lilly, GCR, Inc., spoke on the matter.

Council Discussion

Mr. Lilly spoke on the matter.

Parish President V.J. St. Pierre, Jr., spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-10

[2015-0109](#)

An ordinance to approve and authorize the execution of an Agreement Regarding Supply of Wetland Mitigation Credits by and between Coastal Louisiana Resource, L.L.C., and St. Charles Parish in the amount of \$143,500.00 for wetlands mitigation for the West Bank Hurricane Protection Levee, Phase II - Willowridge.

Sponsors: Mr. St. Pierre Jr., Department of Public Works, Ms. Schexnaydre, Mr. Lewis, Mr. Wilson, Mr. Woodruff, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

Reported:

Public Works Department Recommended: Approval
Councilwoman Schexnaydre Recommended: Approval
Councilman Lewis Recommended: Approval
Councilman Wilson Recommended: Approval
Councilman Woodruff Recommended: Approval
Councilwoman Benedetto Recommended: Approval
Councilman Hogan Recommended: Approval
Councilman Cochran Recommended: Approval
Councilwoman Fletcher Recommended: Approval
Councilwoman Fisher-Perrier Recommended: Approval

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 15-4-11

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan and Cochran

Nay: 0

Absent: 2 - Fletcher and Fisher-Perrier

Enactment No: 15-4-11

[2015-0110](#)

An ordinance to amend the 2015 Consolidated Operating and Capital Budget, Amendment No. 2, to adjust the beginning fund balance and to add expenses for the Roads and Drainage Fund - Fund 112 for construction, architectural/engineering, and other fees in the total amount of \$6,974,585 unexpended in 2014 for various parish projects that were not completed in 2014.

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

Chief Administrative Officer Buddy Boe requested that File No. 2015-0110 be reintroduced for public hearing on April 20, 2015.

Public Hearing Requirements Not Satisfied

A motion was made by Councilmember Woodruff, seconded by Councilmember Hogan, that File No. 2015-0110 be Postponed Indefinitely and Reintroduced for public hearing on April 20, 2015. The motion carried by the following vote:

Yea: 6 - Schexnaydre, Lewis, Wilson, Woodruff, Hogan and Cochran

Nay: 0

Absent: 3 - Benedetto, Fletcher and Fisher-Perrier

Postponed Indefinitely and Reintroduced

[2015-0111](#)

An ordinance to amend the 2015 Consolidated Operating and Capital Budget, Amendment No. 3, to add from the 2014 unexpended Roads and Drainage Fund Balance, construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2014.

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

Chief Administrative Officer Buddy Boe requested that File No. 2015-0111 be reintroduced for public hearing on April 20, 2015.

Public Hearing Requirements Not Satisfied

A motion was made by Councilmember Hogan, seconded by Councilmember Lewis, that File No. 2015-0111 be Postponed Indefinitely and Reintroduced for public hearing on April 20, 2015. The motion carried by the following vote:

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Postponed Indefinitely and Reintroduced

[2015-0112](#)

An ordinance to amend the Code of Ordinances Chapter 15, Motor Vehicles and Traffic, Section 15-5.1. Engine brake ("jake brake") (a) to add a "No Jake Brake" area on the I-310 down ramps at Highway 90 in Boutte.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 15-4-12

Council Discussion
Assistant Parish Attorney David Moyer spoke on the matter.

Amendment: to amend the proposed ordinance in the "SUMMARY" "... Engine brake ("jake brake") (a) to add a "No Jake Brake" area ..." to read "... Engine brake ("No Unmuffled Compression Brake") (a) to add a "No Unmuffled Compression Brake" area ..." and to amend under "SECTION I." "... Engine brake ("jake brake") ..." to read "... Engine brake ("No Unmuffled Compression Brake") ..."

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Woodruff, to Amend File No. 2015-0112. The motion carried by the following vote:

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-12

Amended

Enactment No: 15-4-12

[2015-0112](#)

An ordinance to amend the Code of Ordinances Chapter 15, Motor Vehicles and Traffic, Section 15-5.1. Engine brake ("No Unmuffled Compression Brake") (a) to add a "No Unmuffled Compression Brake" area on the I-310 down ramps at Highway 90 in Boutte.

Sponsors: Mr. Hogan

Council Discussion

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 15-4-12

[2013-0312](#)

An ordinance to amend the Parish Code of Ordinances, Chapter 5. Boats, Docks and Waterways, Article II. Airboats.

Sponsors: Mr. Hogan

A motion was made by Councilmember Hogan, seconded by Councilmember Schexnaydre, to accept the revised version of File No. 2013-0312. The motion carried by the following vote:

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Amended

[2013-0312](#)

An ordinance to amend the Parish Code of Ordinances, Chapter 5. Boats, Docks and Waterways, Article II. Airboats.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Amendment: to amend the proposed ordinance under "THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS" Section under "Sec. 5-18. Area of use restricted." to change "Amended- (a) ..." to read "Amended- (a) The operation and use of airboats in the parish is hereby restricted to use for lawful purposes on real property or land upon which the airboat has permission to operate and the navigable streams of the parish. The operating of airboats on real property or land upon which the airboat does not have permission to operate is hereby authorized for any emergency, police, fire, ambulance, or other governmental vessels, airboats or other water craft when same is being operated in an official capacity or in association repairs to any utilities, pipelines, transmission lines, or related infrastructure, and for maritime or other emergency use."

A motion was made by Councilmember Hogan, seconded by Councilmember Schexnaydre, to Amend File No. 2013-0312. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan and Fisher-Perrier

Nay: 1 - Cochran

Absent: 1 - Fletcher

Amended

[2013-0312](#)

An ordinance to amend the Parish Code of Ordinances, Chapter 5. Boats, Docks and Waterways, Article II. Airboats.

Sponsors: Mr. Hogan

Speakers:

Captain Gary Smeed, Hahnville
Councilman Hogan requested Point of Order stating that the discussion has nothing to do with the proposed ordinance.

Captain Gary Smeed, Hahnville
Councilman Hogan requested Point of Order stating again that the discussion has nothing to do with the proposed ordinance.

Captain Gary Smeed, Hahnville

Public Hearing Requirements Satisfied

Council Discussion

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Lewis, to re-open File No. 2013-0312 for public hearing. The motion carried by the following vote:

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Speakers:

Captain Rodney Dufrene, Des Allemands

Public Hearing Requirements Satisfied

Council Discussion

A motion was made by Councilmember Hogan, seconded by Councilmember Schexnaydre, to Postpone Indefinitely File No. 2013-0312. The motion failed by the following vote:

Yea: 2 - Schexnaydre and Hogan

Nay: 6 - Lewis, Wilson, Woodruff, Benedetto, Cochran and Fisher-Perrier

Absent: 1 - Fletcher

Motion Failed

Council Discussion
Captain Dufrene spoke on the matter.

Councilman Lewis called for the Question.

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

Yea: 2 - Schexnaydre and Hogan

Nay: 6 - Lewis, Wilson, Woodruff, Benedetto, Cochran and Fisher-Perrier

Absent: 1 - Fletcher

Failed

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2015-0078](#)

A resolution requesting an Attorney General Opinion, as to whether or not the gratuitous spending of public money in violation of Louisiana Constitution Article VII, Section 14 (A) to the benefit of private individuals, which is the net result according to Attorney General Opinions 13-0171 and 14-0083 should the fund expended in association with the Blight Elimination Program created and implemented by the St. Charles Parish President (albeit with good intentions) be not collected, rises to the level of Malfeasance in Office, and to advise if the sending of bills by the Parish President to all the private individuals in an attempt to collect the money that improperly spent (irrespective of whether the funds are recovered or not) results in the elimination of the violation, and to advise on if there are any time limits in which the bills must be sent should the sending of bills be an acceptable means of resolving the violation, and to advise as to whether or not the Parish President can personally reimburse the Parish for the cost of the dumpsters in order to resolve the violation, and if the opinion advises that there are no means available to the Parish President to resolve the violation and that it requires the attention and involvement of prosecutorial agencies, that the Attorney General provides an opinion as to the steps and/or procedures that are needed to be taken by the Parish Council and/or any other entities so as to have the prosecutorial agency or agencies address the violation, and to advise if there are any time limitations in which action by the Parish Council or other agencies must occur regarding having the violation addressed, and to advise if there is any statute of limitation on such a violation, and to advise if there are any circumstances, such having had good intentions or any others circumstances, which trumps the State Constitution with regards to the violation and provide examples of such.

Sponsors: Mr. Hogan

File No. 2015-0078 postponed indefinitely per Parish Council Rule 8. #8.
Ordinances/Resolutions Which Have Been Tabled [Shall only appear on two (2) subsequent regular meeting Agendas]

Postponed Indefinitely (Council Rule 8)

RESOLUTIONS[2015-0116](#)

A resolution requesting authorization for St. Charles Parish to advertise for competitive bids for the Willowridge Pump Station, State Project Number H.010102, through the State of Louisiana Department of Transportation and Development (DOTD) under the Louisiana Statewide Flood Control Program.

Sponsors: Mr. St. Pierre Jr., Grants Office, Ms. Schexnaydre, Mr. Lewis, Mr. Wilson, Mr. Woodruff, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

Reported:

Grants Office Recommended: Approval
Councilwoman Schexnaydre Recommended: Approval
Councilman Lewis Recommended: Approval
Councilman Wilson Recommended: Approval
Councilman Woodruff Recommended: Approval
Councilwoman Benedetto Recommended: Approval
Councilman Hogan Recommended: Approval
Councilman Cochran Recommended: Approval
Councilwoman Fletcher Recommended: Approval
Councilwoman Fisher-Perrier Recommended: Approval

VOTE ON THE PROPOSED RESOLUTION

Yea: 8 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 1 - Fletcher

Enactment No: 6147

[2015-0125](#)

A resolution notifying the Louisiana Department of Environmental Quality that the St. Charles Parish Department of Wastewater has reviewed the Municipal Water Pollution Prevention Environmental Audit Report for **LA0032131 AI43356 - Luling Oxidation Pond**, and set forth the required action.

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

Reported:

Wastewater Department Recommended: Approval

VOTE ON THE PROPOSED RESOLUTION

Yea: 7 - Lewis, Wilson, Woodruff, Benedetto, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 2 - Schexnaydre and Fletcher

Enactment No: 6148

2015-0119

A resolution requesting an Attorney General Opinion, as to whether or not the gratuitous spending of public money in violation of Louisiana Constitution Article VII, Section 14 (A) to the benefit of private individuals, which is the net result according to Attorney General Opinions 13-0171 and 14-0083 should the fund expended in association with the Blight Elimination Program created and implemented by the St. Charles Parish President (albeit with good intentions) be not collected, rises to the level of Malfeasance in Office, and to advise if the sending of a form letter (not a bill) addressed to "Resident" from the Parish President's Legal Director to these private individuals informing them of a financial obligation to the Parish (which does not include the amount owed, nor how to learn of the amount owed, but advises that the Parish has no means available to force collection of the money owed to the Parish) results in the elimination of the violation whether the funds are collected or not, and to advise on if the sending of these letters is an acceptable means of resolving the violation, and to advise as to whether or not the Parish President can or has to or should personally reimburse the Parish for the cost of the dumpsters in order to resolve the violation should the sending of the letters not resolve the violation, and if the opinion advises that the letters are insufficient and that there are no means available to the Parish President to resolve the violation and that it requires the attention and involvement of prosecutorial agencies, that the Attorney General provides an opinion as to the steps and/or procedures that are needed to be taken by the Parish Council and/or any other entities so as to have the prosecutorial agency or agencies address the violation, and to advise if there are any time limitations in which action by the Parish Council or other agencies must occur regarding having the violation addressed, and to advise if there is any statute of limitation on such a violation, and to advise if there are any circumstances, such having had good intentions or any other circumstances, which trumps the State Constitution with regards to the violation and provide examples of such.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Council Discussion

Chief Administrative Officer Buddy Boe spoke on the matter.

Legal Services Director Leon C. Vial, III spoke on the matter.

Proposed resolution failed for lack of a majority by the following vote:

Yea: 1 - Hogan

Nay: 7 - Schexnaydre, Lewis, Wilson, Woodruff, Benedetto, Cochran and Fisher-Perrier

Absent: 1 - Fletcher

Failed

APPOINTMENTS

[2015-0047](#)

A resolution to appoint Mr. Ralph DeRoche to the Library Service District Board of Control as the District I Representative.

VOTE ON THE APPOINTMENT OF MR. RALPH DEROCHE

Yea: 7 - Schexnaydre, Lewis, Wilson, Woodruff, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Fletcher

Enactment No: 6149

ADJOURNMENT

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Wilson, to adjourn the meeting at approximately 8:46 pm. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Lewis, Wilson, Woodruff, Hogan, Cochran and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Fletcher

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Tiffany K. Clark
Council Secretary