



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Wendy Benedetto
Councilmembers Carolyn K. Schexnaydre, Snookie Fauchaux,
Terrell D. Wilson, Mary Tastet, Paul J. Hogan, Larry Cochran,
Traci A. Fletcher, Julia Fisher-Perrier

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

Monday, April 22, 2013

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Reverend Gary Keene
First Baptist Church of Luling

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2013-0137](#) In Recognition: Ingrid Adams, Library Service District Board of Control

Sponsors: Mr. Cochran

- 2 [2013-0140](#) Proclamation: "National Day of Prayer"

Sponsors: Mr. St. Pierre Jr.

- 3 [2013-0138](#) Proclamation: "Fair Housing Month in St. Charles Parish"

Sponsors: Mr. St. Pierre Jr.

- 4 [2013-0139](#) Proclamation: "Youth Wetlands Week"

Sponsors: Ms. Benedetto

- 5 [2013-0143](#) Proclamation: "Older Americans Month"

Sponsors: Mr. St. Pierre Jr.

6 [2013-0141](#) Proclamation: "Little Red Church Festival Weekend"

Sponsors: Mr. Wilson

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2013-0145](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

(No items for the regular Agenda)

[2013-0156](#) An ordinance to approve and authorize the execution of a Contract by and between the Parish of St. Charles and HHP Construction Group, LLC for 5th Street Sidewalk Extension Norco, Parish Project No. P091101, in the amount of \$148,250.00.

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

Attachments: [2013-0156 5th Street Sidewalk Extension, Norco.pdf](#)

[2013-0156 Letter from Clerk of Court.pdf](#)

[2013-0156 Contract-F](#)

[2013-0156 Final Ord 13-5-22 with Contract](#)

[2013-0156 Completion-F](#)

[2013-0157](#) An ordinance to approve and authorize the execution of a contract with Volute, Inc. for project P080502-4 Dunleith Canal Level Recharge System in the amount of \$181,419.00.

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

Attachments: [Contract Dunleith Canal Level Recharge System.pdf](#)

[2013-0157 Contract-F](#)

[2013-0157 Final Ord 13-5-1 with Contract](#)

[2013-0157 Completion-F](#)

PLANNING AND ZONING PETITIONS

- 7 [2013-0127](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from R-1AM to M-1 at 818 Fox Lane (Lot 1, Square B, Almedia Plantation Subdivision of Tract 32, and a 117 linear foot section of a 16-foot wide undeveloped road), St Rose, as requested by Metro Investments LLC.

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

Attachments: [Metro Inv. Recommendations.doc](#)

[Metro survey.pdf](#)

[Metro Aerial.pdf](#)

[Metro Investments LUR](#)

[Metro Investments minutes](#)

[2013-0127 Final Ord 13-4-6](#)

Legislative History

3/5/13	Department of Planning & Zoning	Received/Assigned PH
4/4/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/4/13	Planning Commission	Recommended Approval to the Parish Council
4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

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

- 8 [2013-0108](#) An ordinance to approve and authorize the Execution of an Agreement with the St. Charles Parish Department of Community Services and the St. Charles Parish School Board for a Summer Food Service Program from June 3, 2013 through July 11, 2013.

Sponsors: Mr. St. Pierre Jr. and Department of Community Services

Attachments: [2013 ST CHARLES PARISH COUNCIL SCHOOL BOARD ORDINANCE 2013](#)

[2013-0108 Agreement-F](#)

[2013-0108 Final Ord 13-4-7 with Agreement](#)

Legislative History

4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

- 13** [2013-0126](#) An ordinance to approve and authorize the execution of a Contract for Engineering Services with Civil & Environmental Consulting Engineers for necessary professional engineering services associated with Parish Project No. P130301 Cortez Pump Station Capacity Increase and Upgrades.

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

Attachments: [2013-0126 Contract-F](#)
[2013-0126 Final Ord 13-4-8 with Contract](#)

Legislative History

4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

- [2013-0129](#) An ordinance to amend the Code of Ordinances Appendix A, Sections X.G.1.c and X.G.3.a to change the permit type and to clarify the General Design Requirements for the installation of telecommunication towers and related equipment to reflect the International Building Code Wind Load Requirements.

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

Attachments: [Cell Tower Wind Recommendations.doc](#)
[Cell Tower Wind Load Minutes](#)
[2013-0129 Final Ord 13-4-9](#)

Legislative History

4/4/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/4/13	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council
		<i>Approval with amendments</i>
4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

- 36** [2013-0130](#) An ordinance to approve and authorize the execution of a Mitigation Participation Agreement by and between Chevron U.S.A, Inc. and the Parish of St. Charles in the amount of \$60,000.00 for wetlands mitigation required to further develop Rathborne Park in Luling.

Sponsors: Mr. St. Pierre Jr., Department of Parks and Recreation, Mrs. Tastet, Ms. Fisher-Perrier and Mr. Faucheux

Attachments: [Mitigation Participation Agmt St Charles Parish 3 0 Acres.pdf](#)
[2013-0130 Agreement-F](#)
[2013-0130 Final Ord 13-4-10 with Agreement](#)

Legislative History

4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

[2013-0131](#) An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. P091001, Drainage Improvements to KCS Canal Project to increase the contract amount by \$63,521.20 and increase the contract time by eighty three (83) days.

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

Attachments: [Construction Change Directive No 2.PDF](#)

[Construction Change Directive No. 1.pdf](#)

[Ordinance and Change Order.PDF](#)

[2013-0131 Change Order-F](#)

[2013-0131 Final Ord 13-4-11 with Change Order](#)

Legislative History

4/8/13 Parish President Introduced

4/8/13 Parish Council Publish/Scheduled for Public Hearing

48 [2013-0132](#) An ordinance to approve and authorize the execution of a Professional Services Agreement with Dr. Joseph Suhayda to perform consulting services during the Flood Insurance Rate Map appeal process currently being proposed by FEMA.

Sponsors: Mr. St. Pierre Jr. and Coastal Zone Management Section

Attachments: [Suhayda Contract.doc](#)

[2013-0132 Agreement-F](#)

[2013-0132 Final Ord 13-4-12 with Agreement](#)

Legislative History

4/8/13 Parish President Introduced

4/8/13 Parish Council Publish/Scheduled for Public Hearing

[2013-0133](#) An ordinance to amend the 2013 Consolidated Operating and Capital Budget, Amendment No. 3, to roll forward from the 2012 budget construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2012.

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

Attachments: [3rd Amendment - Public Works Rollover 4 08 2013.xls](#)

[revised 3rd Amendment - Public Works Rollover 4.10.2013.xls](#)

[2013-0133 Final Ord 13-5-2 with Exhibit](#)

Revised Version of Exhibit A - Page 79

Legislative History

4/8/13 Parish President Introduced

4/8/13 Parish Council Publish/Scheduled for Public Hearing

[2013-0134](#)

An ordinance to amend the 2013 Consolidated Operating and Capital Budget, Amendment No. 4, to add from the 2012 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 2012.

Sponsors:

Mr. St. Pierre Jr. and Department of Finance

Attachments:

[4th Amendment - Public Works Reallocate 4 08 2013.xls](#)

[revised 4th Amendment - Public Works Reallocate 4.09.2013.xls](#)

[2013-0134 Final Ord 13-5-3 with Exhibit](#)

Revised Version of Exhibit A - Page 94

Legislative History

4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

[2013-0135](#)

An ordinance to approve and authorize the execution of Amendment No. 1 to Ordinance No. 13-3-14 to change the term of the Agreement, which approved an Agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

Sponsors:

Ms. Fisher-Perrier and Mr. Wilson

Attachments:

[2013- Amend No 1 - Tauzin.doc](#)

Legislative History

4/8/13	Council Member(s)	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

- 55 [2013-0128](#) An ordinance to revoke and abandon a portion of the right-of-way for an undeveloped, unnamed street located between Lot 1, Square B, Almedia Plantation Subdivision of Tract 32 and Tract 30 of Almedia Plantation Subdivision, St. Rose in favor of the abutting property owners.

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

Attachments: [Almedia letters of no objection.pdf](#)
[Almedia LUR.doc](#)
[Almedia Memo from WW.pdf](#)
[Almedia Recommendation.doc](#)
[Almedia survey.pdf](#)
[AlmediaMemo from PWW.pdf](#)
[Almedia memo PWWWW.pdf](#)
[Almedia Aerial.pdf](#)
[Almedia Plantation Act of Revocation _UnnanmedStreet_in_AlmediaPlantation_1](#)
[Almedia minutes](#)
[2013-0128 Act of Revocation-F](#)
[2013-0128 Final Ord 13-4-13 with Revocation](#)

Revised Version of Act of Revocation - Page 114

Legislative History

3/5/13	Department of Planning & Zoning	Received/Assigned PH
4/4/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/4/13	Planning Commission	Recommended Approval to the Parish Council
4/8/13	Parish President	Introduced
4/8/13	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2013-0103](#) An ordinance to amend the 2013 Consolidated Operating and Capital Budget to recognize revenues received prior to year end 2012 relating to the Airport Expansion Agreement, thus increasing the beginning 2013 General Fund balance by \$1,212,000 and to add revenues of \$300,000 under General Fund Account 001-313020 - Airport Expansion Agreement for 2013 Airport Expansion Agreement Revenues.

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

Attachments: [5th Amendment - General Fund Airport 5.07.2013.xls](#)
[Copy of 2st Amendment - General Fund- Airport 3 08 2013](#)
[2013-0103 Final Ord 13-5-21 with Exhibit](#)

Legislative History

3/25/13	Parish President	Introduced
3/25/13	Parish Council	Publish/Scheduled for Public Hearing
4/8/13	Parish Council	Public Hearing Requirements Satisfied

Reported:

Finance Department Recommended: Approval

Speakers:

Ms. Mary Clulee, Luling

Mr. David Wedge, Bayou Gauche

4/8/13	Parish Council	Tabled.
--------	----------------	---------

Discussion: to table File No. 2013-0103

PERSONS TO ADDRESS THE COUNCIL

[2013-0148](#) Mr. David G. Wedge: Levees, Sunset Drainage District, and Requirements to address the council article 7 sections 1

Attachments: [2013-0148 Petition](#)

[2013-0149](#) Ms. Telesia Batte: Fema maps lobbying

Attachments: [2013-0149 Petition](#)

[2013-0150](#) Ms. Catherine Porthouse: Proposed FEMA maps, appeal, seclusion & science

Attachments: [2013-0150 Petition](#)

[2013-0151](#) Mr. Milton J. Allemand, Jr.: Rule of law, civility, and respect

Attachments: [2013-0151 Petition](#)

[2013-0152](#) Ms. Ann Marie Morvant: Bayou Gauche area

Attachments: [2013-0152 Petition](#)

[2013-0153](#)

Mr. Frank Whiteside: Biggert-Waters Act of 2012 - Suggestions for dealing with proposed new flood zones and extreme flood rates

Attachments: [2013-0153 Petition](#)

RESOLUTIONS

58 [2013-0142](#)

A resolution providing mandatory supporting authorization to Brennen Friloux to endorse the Planning and Zoning Commission positive recommendation for a R-3 use in a C-2 zoning district, to construct a duplex residence, at 10628 River Road (Lot B-2, portion of Lot 5 of Part of the Baptiste St.Amant Tract), Ama.

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

Attachments: [aerial.pdf](#)
[Recommendation at a Glance.doc](#)
[PZSPU-2013-04 Brennen Friloux LUR.doc](#)
[site plan and surve.pdf](#)
[Brennen Friloux minutes](#)
[2013-0142 Final Reso 5985](#)

Legislative History

2/22/13	Department of Planning & Zoning	Received/Assigned PH
4/4/13	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with stipulation that no more than 2 units are approved.</i>
4/4/13	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council <i>Approval with stipulation that no more than 2 units are approved.</i>

59 [2013-0144](#)

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 - Luling Oxidation Pond**, and set forth the required action.

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

Attachments: [2013-0144 Final Reso 5986](#)

60 [2013-0154](#)

A resolution to amend Resolution No. 5984 requesting the Louisiana Department of Transportation and Development to install "NO PARKING" signs on both sides of LA 3160 where it intersects with Hwy. 18 (River Road), on the west side of LA 3160 install sign within 75 feet from the intersection of Hwy. 18, in Hahnville.

Sponsors: Mr. Wilson

Attachments: [2013-0154 Final Reso 5987](#)

- 61 [2013-0155](#) A resolution requesting that the Federal Emergency Management Agency (FEMA) delay the start of the 90 appeal period on the current St. Charles Parish Preliminary DFIRM Maps until FEMA has released the new insurance premium rate chart as developed for the implementation of the Biggert-Waters Act of 2012, and St. Charles Parish has had time to evaluate their effects on its citizens.

Sponsors: Mr. St. Pierre Jr., Department of Planning & Zoning, Ms. Schexnaydre, Mr. Fauchaux, Mrs. Tastet and Mr. Hogan

Attachments: [2013-0155 Final Reso 5988](#)

APPOINTMENTS

- [2013-0117](#) Council Appointment to the St. Charles Parish Retiree Benefits Funding Trust - Board of Trustees.

Council Chairman will accept nominations for appointment to the St. Charles Parish Retiree Benefits Funding Trust - Board of Trustees in accordance with the United States Internal Revenue Code, Section 115 Retiree Benefits Trust. The Board shall be comprised of five (5) initial members; one (1) member of the St. Charles Parish Council to be designated by the Council. Term to begin immediately and expire January 10, 2016. [Term is concurrent with the Governing Authority.] [Deferred from the April 8, 2013 Parish Council Meeting.]

Legislative History

3/25/13 Parish Council Enacted Legislation
Approved Ordinance No. 13-3-12, creating the SCP Retiree Benefits Funding Trust, including the establishment of the Board of Trustees, in accordance with the United States Internal Revenue Code, Section 115 Retiree Benefits Trust for GASB 45 Compliance, term is concurrent with the Governing Authority.

4/8/13 Parish Council Deferred 1
Discussion: to defer File No. 2013-0117

- [2013-0118](#) Council Appointment to the St. Charles Parish Retiree Benefits Funding Trust - Board of Trustees.

Council Chairman will accept nominations for appointment to the St. Charles Parish Retiree Benefits Funding Trust - Board of Trustees in accordance with the United States Internal Revenue Code, Section 115 Retiree Benefits Trust. The Board shall be comprised of five (5) initial members; one (1) member of the St. Charles Parish Council to be designated by the Council. Term to begin immediately and expire January 10, 2016. [Term is concurrent with the Governing Authority.] [Deferred from the April 8, 2013 Parish Council Meeting.]

Legislative History

3/25/13 Parish Council Enacted Legislation
Approved Ordinance No. 13-3-12, creating the SCP Retiree Benefits Funding Trust, including the establishment of the Board of Trustees, in accordance with the United States Internal Revenue Code, Section 115 Retiree Benefits Trust for GASB 45 Compliance, term is concurrent with the Governing Authority.

4/8/13 Parish Council Deferred 1
Discussion: to defer File No. 2013-0118

[2013-0113](#) A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

Attachments: [2013-0113 Final Reso 5995](#)

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Barbara Smith. Six (6) year term to begin May 22, 2013 and expire May 22, 2019.

Legislative History

5/21/07	Parish Council	Enacted Legislation <i>Ms. Barbara Smith appointed to the Hospital Service District on May 21, 2007, per Resolution No. 5440 Term: June 5, 2007 - May 22, 2013</i>
4/8/13	Parish Council	Vacancy Announced

[2013-0114](#) A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

Attachments: [2013-0114 Final Reso 5992](#)

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Betty Portera. Six (6) year term to begin May 22, 2013 and expire May 22, 2019.

Legislative History

5/21/07	Parish Council	Enacted Legislation <i>Ms. Betty Portera appointed to the Hospital Service District on May 21, 2007, per Resolution No. 5441 Term: June 5, 2007 - May 22, 2013</i>
4/8/13	Parish Council	Vacancy Announced

[2013-0045](#) A resolution appointing a member to the Sunset Drainage District.

Attachments: [Sunset Drainage.2013.doc](#)
[Sunset Drainage.2013 second.doc](#)
[2013-0045 Final Reso 5998](#)

Council Office did not receive Petition Signatures by April 3, 2013 deadline.

Authorize advertisement of vacancy and authorize the forwarding of Petition Signatures to the Sunset Drainage District Board for verification. Term of Mr. Curlis J. Matherne to expire May 9, 2013. Five (5) year term to begin May 9, 2013 and expire May 9, 2018.

Legislative History

5/5/08	Parish Council	Enacted Legislation <i>Mr. Curlis J. Matherne appointed to the Sunset Drainage District on May 5, 2008, per Resolution No. 5545 Term: May 9, 2008 - May 9, 2013</i>
2/18/13	Parish Council	Authorized 1

[2013-0146](#) A resolution to appoint a member to the Planning & Zoning Commission as the District II Representative.

Attachments: [2013-0146 Final Reso 5996](#)

On May 6, 2013, the Council Chairman will accept nomination from the District II Councilmember to fill the vacancy created by the expiration of the term of Mr. Neal Clulee. Four (4) year term to begin May 31, 2013 and expire May 31, 2017.

Legislative History

5/18/09	Parish Council	Enacted Legislation
	<i>Mr. Neal Clulee appointed to the Planning & Zoning Commission on May 18, 2009, per Resolution No. 5645</i>	
	<i>Term: May 31, 2009 - May 31, 2013</i>	

[2013-0147](#) A resolution to appoint a member to the Planning & Zoning Commission as the District III Representative.

Attachments: [2013-0147 Final Reso 6000](#)

On May 6, 2013, the Council Chairman will accept nomination from the District III Councilmember to fill the vacancy created by the expiration of the term of Mr. John R. Gibbs. Four (4) year term to begin May 31, 2013 and expire May 31, 2017.

Legislative History

5/18/09	Parish Council	Enacted Legislation
	<i>Mr. John R. Gibbs appointed to the Planning & Zoning Commission on May 18, 2009, per Resolution No. 5646</i>	
	<i>Term: May 31, 2009 - May 31, 2013</i>	

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

[2013-0055](#) Executive Session: Mayor Mitchell J. Landrieu vs. St. Charles Parish Council, Et Al; Civil District Court for the Parish of Orleans, Case Number 2012-08721

Sponsors: Ms. Benedetto

Legislative History

2/18/13	Parish Council	Motioned 1
	<i>to go into Executive Session</i>	
2/18/13	Parish Council	Heard in Executive Session
2/18/13	Parish Council	Motioned 1
	<i>to return to the regular order of the agenda</i>	
3/11/13	Parish Council	Motioned 1
	<i>to go into Executive Session</i>	
3/11/13	Parish Council	Heard in Executive Session
3/11/13	Parish Council	Motioned 1
	<i>to return to the regular order of the agenda</i>	
3/25/13	Parish Council	Motioned 1
	<i>to go into Executive Session</i>	
3/25/13	Parish Council	Heard in Executive Session
3/25/13	Parish Council	Motioned 1
	<i>to return to the regular order of the agenda</i>	

4/8/13	Parish Council <i>to go into Executive Session</i>	Motioned 1
4/8/13	Parish Council	Heard in Executive Session
4/8/13	Parish Council <i>to return to the regular order of the agenda</i>	Motioned 1

ADJOURNMENT

MEETINGS

HOSPITAL BOARD: Wednesday, 4/24/13, 9AM, Council Chambers
COASTAL ZONE ADVISORY COMMITTEE: Thursday, 4/25/13, 6:30PM, Council Chambers
HOUSING AUTHORITY: Tuesday, 4/30/13, 6PM, Council Chambers
PLANNING & ZONING: Thursday, 5/2/13, 7PM, Council Chambers

ANNOUNCEMENTS

IMPORTANT DATES FOR THE SATURDAY, MAY 4, 2013 SPECIAL COUNCIL DISTRICT II ELECTION
**Early Voting - Tuesday April 23rd, Wednesday April 24th, Thursday April 25th, Friday April 26th, Saturday April 27th, 2013 at the Registrar of Voters Office (8:30 am till 6:00 pm); Westbank: Courthouse, 15045 River Road, Hahnville, Eastbank: Arterbury Building, 14564 River Road, New Sarpy. Election Day Polling Locations Open 7:00 am until 8:00 pm. Please view the Registrar of Voters Website for more Information.*
**Tuesday April 30, 2013 - Last day to Request Absentee Mail Ballots*
**Friday May 3, 2013 - Last Day for Registrar to receive Voted Absentee Ballot*
**Saturday May 4, 2013 - Election Day*

Accommodations for Disabled

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5125 to discuss the particular accommodations needed.