



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, March 11, 2013

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2013-0046](#) In Memoriam: Mr. Gerald A. "Jerry" Spohrer

Sponsors: Ms. Schexnaydre, Mr. Fauchaux, Mr. Wilson, Mrs. Tastet, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

Legislative History

2/18/13 Parish Council Deferred 1
File No. 2013-0046 was deferred until the March 11, 2013 Parish Council Meeting.

- 2 [2013-0067](#) In Memoriam: Carolyn Harris Louviere

Sponsors: Ms. Schexnaydre, Mr. Fauchaux, Mr. Wilson, Mrs. Tastet, Ms. Benedetto, Mr. Hogan, Mr. Cochran, Ms. Fletcher and Ms. Fisher-Perrier

- 3 [2013-0077](#) In Recognition: Laura Graeber Sullivan, Girl Scout Silver Award

Sponsors: Ms. Schexnaydre

- 4 [2013-0078](#) In Recognition: Aisosa Namur Ogunbor, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 5 [2013-0079](#) In Recognition: Cassidy Anne Lewis, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 6 [2013-0080](#) In Recognition: Elaine Jessica Mitchell, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 7 [2013-0081](#) In Recognition: Lindsey Ann Rhodes, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 8 [2013-0082](#) In Recognition: Mignon Noelle Mauduit, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 9 [2013-0083](#) In Recognition: Coya L. Hurst, Girl Scout Silver Award
Sponsors: Ms. Schexnaydre
- 10 [2013-0069](#) In Recognition: Seth Joseph Champagne, Eagle Scout
Sponsors: Mrs. Tastet
- 11 [2013-0076](#) In Recognition: Donovan Lee Hicks, Jr., Eagle Scout
Sponsors: Ms. Fisher-Perrier
- 12 [2013-0066](#) Proclamation: "Realtor® Appreciation Day"
Sponsors: Ms. Benedetto
- 13 [2013-0071](#) Proclamation: American Red Cross Month in St. Charles Parish
Sponsors: Mr. Cochran
- 14 [2013-0068](#) Proclamation: Trash Bash Cleanup and Recycling Awareness Day in
 St. Charles Parish
Sponsors: Mr. St. Pierre Jr.

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2013-0073](#) Mr. Ross Gares, Plant Manager, Rain CII Carbon, LLC - Presentation of an \$8,000
 Check for Parks & Recreation Grant
Sponsors: Mr. St. Pierre Jr.
- [2013-0075](#) Workforce Investment Act (WIA)
- [2013-0074](#) Parish President Remarks/Report
Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[2013-0070](#) 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

Attachments: [2012 annual report.doc](#)
[2013 GCFM AGREEMENT.doc](#)
[Net Worth December 2012.pdf](#)
[Profit and Loss Statement 2012.pdf](#)
[2013-0070 Agreement-F](#)
[2013-0070 Final Ord 13-3-11 with Agreement](#)

[2013-0020](#) An ordinance to approve and authorize the creation of the St. Charles Parish 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, the Louisiana Trust Code and Louisiana Law, pursuant to the St. Charles Parish Retiree Health Insurance Plan.

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

Attachments: [OptionalPage2OPEB3-7-13.pdf](#)
[St CharlesParishOPEBTrust3-7-13.pdf](#)
[2013-0020 Agreement-F](#)
[2013-0020 Final Ord 13-3-12 with Trust](#)

Legislative History

1/30/13 Contract/Finance and Administrative Committee No Quorum

[2013-0085](#) An ordinance to approve and authorize the execution of a Right of Way and Servitude Agreement by St. Charles Parish to Entergy Louisiana, LLC on the property of 15026 River Road, Hahnville.

Sponsors: Mr. St. Pierre Jr. and Department of Emergency Preparedness

Attachments: [2013-0085 Agreement-F](#)
[2013-0085 Final Ord 13-3-13 with Agreement](#)

[2013-0084](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve a change of zoning classification from R-1A to C-2 at Lot 10A of Block 105 of a portion of Ellington Plantation as requested by First National Bank, USA.

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

Attachments: [FNB Aerial BW.pdf](#)
[FNB Recommendations.doc](#)
[FNB Survey.pdf](#)
[FNB Minutes](#)
[FNB LUR](#)
[2013-0084 Final Ord 13-3-10](#)

Legislative History

1/17/13	Department of Planning & Zoning	Received/Assigned PH
3/7/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
3/7/13	Planning Commission	Recommended Approval to the Parish Council

[2013-0086](#) An ordinance to approve and authorize the execution of an Agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

Sponsors: Mr. Cochran, Mr. Faucheux and Ms. Benedetto

Attachments: [VetoMsg-Ordinance No13-3-14.pdf](#)
[2013-0086 NEW AGREEMENT \(SCP & TC\)](#)
[2013-0086 Final Ord 13-3-14 with Agreement](#)

[2013-0087](#) An ordinance to approve and authorize the execution of a Contract with Southern Construction of Metairie, LLC, for the St. Charles Parish Courthouse Door and Window Replacement project, HMPG # 1786-089-0001, FEMA Project #0071, in the amount of \$358,052.00.

Sponsors: Mr. St. Pierre Jr. and General Government Buildings

Attachments: [20130318152247339.pdf](#)
[2013-0087 Contract-F](#)
[2013-0087 Final Ord 13-3-15 with Contract](#)
[2013-0087 Completion-F](#)

[2013-0088](#) An ordinance to authorize the Parish President to sign and approve a Consent Judgment to make full and final settlement in the matter entitled **Bayou Fleet Partnership, L.L.P. vs. St. Charles Parish**, Civil Action No. 10-1557, Section B (3) pending in the United States District Court for the Eastern District of Louisiana.

Sponsors: Mr. St. Pierre Jr. and Chief Administrative Officer

Attachments: [2013-0088 Failed Proposed Ordinance](#)

PLANNING AND ZONING PETITIONS

15 [2013-0059](#) An ordinance approving and authorizing a Home Occupation under the operation of Lawrence Grabert - "J.T's A/C & Heat" - a heating and air conditioning contractor - at 705 Magnolia Ridge Rd, Boutte.

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

Attachments: [Grabert 2013-02_Lawrence Grabert.doc](#)
[Grabert aerial_color.pdf](#)
[Grabert Rec at a Glance PZHO 2013 02 Lawrence J. Grabert, Jr..doc](#)
[Grabert Minutes 02.07.13](#)
[2013-0059 Final Ord 13-3-1](#)

Legislative History

12/26/12	Department of Planning & Zoning	Received/Assigned PH
2/7/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
2/7/13	Planning Commission	Recommended Approval to the Parish Council
2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

16 [2013-0060](#) An ordinance approving and authorizing a Home Occupation under the operation of Robert Donald Meyer - "Louisiana Tree Company" - a licensed arborist- at 106 Judy Court, Montz.

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

Attachments: [Meyer Aerial_color.pdf](#)
[Meyer LUR 2013 Robert Donald Meyer.doc](#)
[Meyer Rec at a Glance PZHO 2013 03 Robert Donald Meyer.doc](#)
[Meyer Minutes 02.07.13](#)
[2013-0060 Final Ord 13-3-1](#)

Legislative History

1/3/13	Department of Planning & Zoning	Received/Assigned PH
2/7/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission

2/7/13	Planning Commission	Recommended Approval to the Parish Council
2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 17 [2013-0061](#) An ordinance approving and authorizing a Home Occupation under the operation of Wendy and Mark Abate - "Xtreme Inflatables, LLC" - space walk rentals- at 146 Dixie Dr., Des Allemands.

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

Attachments: [Abate Aerial_BW.pdf](#)
[Abate LUR_2013-04_Wendy Abate.doc](#)
[Abate Rec at a Glance PZHO 2013 04 Wendy Abate.doc](#)
[Abate Minutes 02.07.13](#)
[2013-0061 Final Ord 13-3-3](#)

Legislative History

1/5/13	Department of Planning & Zoning	Received/Assigned PH
2/7/13	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with the stipulation that no more than 2 inflatables are operated on the subject property one time.</i>
2/7/13	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council <i>Approval with the stipulation that no more than 2 inflatables are operated on the subject property one time.</i>
2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 18 [2013-0062](#) An ordinance approving and authorizing a Home Occupation under the operation of Tina Berteau - "Studio 124" - a hair salon- at 124 Ducayet Drive, Destrehan.

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

Attachments: [Berteau Aerial_Color.pdf](#)
[Berteau Land Use Report 2013-05_.doc](#)
[Berteau Rec at a Glance PZHO 2013 05 Tina Berteau.doc](#)
[Berteau Minutes 02.07.13](#)
[2013-0062 Final Ord 13-3-4](#)

Legislative History

12/26/12	Department of Planning & Zoning	Received/Assigned PH
2/7/13	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission <i>Approval with the stipulation that the business is in compliance with building codes.</i>

2/7/13	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council <i>Approval with the stipulation that the business is in compliance with building codes.</i>
2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

2013-0063

An ordinance approving and authorizing a Home Occupation under the operation of Richard Dupont - "Doberman Security & Alarm Company, LLC" - a security and alarm company- at 81 Rosedown Drive, Destrehan.

Sponsors:

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

Attachments:

[Dupont Aerial color.pdf](#)

[Berteau Land Use Report 2013-05 .doc](#)

[Berteau Rec at a Glance PZHO 2013 05 Tina Berteau.doc](#)

[Berteau Minutes 02.07.13](#)

[2013-0063 Final Ord 13-3-5](#)

Legislative History

1/7/13	Department of Planning & Zoning	Received/Assigned PH
2/7/13	Department of Planning & Zoning	Recommended Approval to the Planning Commission
2/7/13	Planning Commission	Recommended Approval to the Parish Council
2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 20 2013-0042 An ordinance to approve and authorize the execution of Amendment No. 3 to Ordinance No. 06-12-23, which approved a Professional Services Contract with St. Charles Mosquito Control, Inc. for Mosquito Control Services in St. Charles Parish to exercise the extension provision of said contract.

Sponsors:

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

Attachments:

[Amend No 3 - Mosquito Control.doc](#)

[2013-0042 Amendment-F](#)

[2013-0042 Final Ord 13-3-6 with Amendment](#)

Legislative History

2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 23 [2013-0057](#) An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 2, Administration, Article I. In General, Section 2-12. Procedures for the procurement of architects and engineers, by removing Sub-section (b).

Sponsors: Mr. Hogan

Attachments: [2013-0057 1-8-13 P memo PC](#)
[2013-0057 AG opinion 12-0133](#)
[2013-0057 Failed Proposed Ordinance \(03-11-13\)](#)
[2013-0057 Failed Proposed Ordinance \(06-06-16\)](#)

Legislative History

1/8/13	Council Member(s)	Correspondence Sent to the Parish Council, from District IV Councilman Paul J. Hogan, PE, to review and provide comments on the proposed draft ordinance no later than January 23, 2013. Advise if a committee meeting would be in order to discuss.
2/18/13	Council Member(s)	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 24 [2013-0058](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Section 15-5, Motor Vehicles and Traffic, of said Code, to provide for the installation of "**KEEP OFF MEDIAN**" signs along the median of Ormond Boulevard, from Highway 61 (Airline Drive) to LA 48 (River Road) in Destrehan.

Sponsors: Ms. Benedetto

Attachments: [2013-0058 Final Ord 13-3-7](#)

Legislative History

2/18/13	Council Member(s)	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 25 [2013-0064](#) An ordinance to amend the 2013 Consolidated Operating and Capital Budget to add revenues and associated expenses for Fund 001 - General Fund - District Court -Division C (001-400206), Planning and Zoning (001-400610), Coastal Zone Management (001-400611), General Government Buildings (001-400640), Retired Employees Group Insurance (001-400670), Emergency Operations Subsidiary (001-410711), Fund 105 - Road Lighting, Fund 113 - Recreation, Fund 310 - Westbank Hurricane Protection Levee, and Fund 313 LCDBG Public Facilities Construction Fund in the total amount of \$15,171,107 unexpended in 2012 for various projects and services.

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

Attachments: [1st Amendment - General Fund- Capital Projects 2 15 2013](#)
[2013-0064 Final Ord 13-3-8 with Exhibit](#)

Legislative History

2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

- 27 [2013-0065](#) An ordinance to authorize the Parish President to make full and final settlement in the matter entitled **J. CALDARERA & COMPANY, INC VS. ST CHARLES PARISH and ASHBRIIT, INC** 29th Judicial District Court for the Parish of St. Charles, Number 67, 404, Division "D".

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

Attachments: [2013-0065 Final Ord 13-3-9](#)

Legislative History

2/18/13	Parish President	Introduced
2/18/13	Parish Council	Publish/Scheduled for Public Hearing

RESOLUTIONS

- 28 [2013-0072](#) 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 **LA0073521 AI43357 - Hahnville Wastewater Treatment Plant**, and set forth the required action.

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

APPOINTMENTS

- [2013-0044](#) A resolution to appoint a member to the Library Service District Board of Control.

Attachments: [2013-0044 Final Reso 5981](#)

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Ingrid Adams. Five (5) year term to begin April 1, 2013 and expire April 1, 2018.

Legislative History

1/10/11	Parish Council	Enacted Legislation <i>Ms. Ingrid Adams appointed to the Library Service District Board of Control on January 10, 2011, per Resolution No. 5801 Term: January 10, 2011 - April 1, 2013</i>
2/18/13	Parish Council	Vacancy Announced

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>

ADJOURNMENT**MEETINGS**

CIVIL SERVICE BOARD: Tuesday, 3/12/13, 6:30PM, Council Chambers
COMMUNITY ACTION ADVISORY BOARD: Wednesday, 3/13/13, 7PM, Council Chambers
SUNSET DRAINAGE DISTRICT: Thursday, 3/14/13, 7PM, Council Chambers
LIBRARY BOARD: Tuesday, 3/19/13, 6PM, Council Chambers
ZONING BOARD OF ADJUSTMENT: Thursday, 3/21/13, 7PM Council Chambers

Accommodations for Disabled

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