



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Wendy Benedetto
Councilmembers Paul J. Hogan,
Terrell D. Wilson, Mary K. Clulee, Dick Gibbs,
William Billy Woodruff, Marilyn B. Bellock,
Traci A. Fletcher, Julia Fisher-Perrier

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

Monday, April 18, 2016

6:00 PM

Council Chambers, Courthouse

Final

CALL TO ORDER

PRAYER / PLEDGE

Pastor Tim Buford
First Baptist Church, Luling

APPROVAL OF MINUTES

Regular Meeting – March 21, 2016

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2016-0165](#) Proclamation: "National Day of Prayer"
Sponsors: Mr. Cochran
Attachments: [2016-0165 Day of Prayer](#)

- 2 [2016-0172](#) In Recognition: Tyrell Cornwell, Housing Authority Board of Commissioners
Sponsors: Mr. Cochran
Attachments: [2016-0172 Tyrell Cornwell](#)

- 3 [2016-0173](#) In Recognition: Celeste Uzee, Housing Authority Board of Commissioners
Sponsors: Mr. Cochran
Attachments: [2016-0173 Celeste Uzee](#)

- 4 [2016-0167](#) Proclamation: "ALS Awareness Month in St. Charles Parish"
Sponsors: Mr. Wilson
Attachments: [2016-0167 ALS](#)

- 5 [2016-0168](#) Proclamation: “Older Americans Month”
- Sponsors: Mr. Cochran
- Attachments: [2016-0168 Older Americans](#)
- 6 [2016-0169](#) Proclamation: “Youth Wetlands Week”
- Sponsors: Ms. Benedetto
- Attachments: [2016-0169 Wetland Watchers](#)
- 7 [2016-0176](#) Confirmation Hearing for Appointment of Director - Department of
Public Works/Department of Wastewater - Mr. Clayton Fauchaux
- Sponsors: Mr. Cochran
- Attachments: [2016-0176 Director PW&WW Confirmation Letter - PP](#)
- Legislative History
- 4/8/16 Parish Council Correspondence Received
 from Parish President Cochran submitting Mr. Clayton Fauchaux for
 confirmation as Director of the Department of Public Works/ Department
 of Wastewater

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2016-0170](#) Civil Service Board/Personnel Office

ORDINANCES / RESOLUTIONS INTRODUCED FOR PUBLICATION / PUBLIC HEARING

Monday, May 2, 2016, 6:00 pm, Council Chambers, Courthouse, Hahnville

- 12 [2016-0171](#) An ordinance to approve and authorize the execution of an Intergovernmental Agreement with the Sheriff and Law Enforcement District for the provision of security at the St. Charles Parish Courthouse.
- Sponsors: Mr. Cochran and General Government Buildings
- Attachments: [2016-0171 SCP Sheriff CEA Courthouse Security](#)
- 17 [2016-0174](#) An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 24 Noise, Section 24-5. Exemptions. to exempt Industrial Area Status designated properties.
- Sponsors: Mr. Hogan

PLANNING AND ZONING PETITIONS

- 18 [2016-0141](#) An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981 to change the land use zoning classification from R-1A to C-2 at Lots 1B-1 and 1B-2, Block J of Ellington Gardens (207 Angus Drive, Luling), as requested by Ellington Swim Club, Inc. and Whitney Properties VII, LLC.

Sponsors: Mr. Hogan

Attachments: [2016-0141 Recommendation at a Glance](#)
[2016-0141 LUR PZR-2016-04 Whitney Props Ellington](#)
[2016-0141 Survey](#)
[2016-0141 LUR Aerial](#)

Legislative History

2/23/16	Department of Planning & Zoning	Received/Assigned PH
4/4/16	Council Member(s)	Introduced
4/4/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
4/7/16	Department of Planning & Zoning	Recommended Approval to the Planning Commission
4/7/16	Planning Commission	Recommended Approval to the Parish Council

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 25 [2016-0153](#) An ordinance to approve and authorize the execution of Department of the Army License No. DACW29-2-16-19 (Easement) to allow the continued maintenance of an existing drainage ditch parallel to the East Guide Levee of the Bonnet Carre' Spillway Norco.

Sponsors: Mr. Cochran and Chief Administrative Officer

Attachments: [2016-0153 Easement](#)

Legislative History

4/4/16	Parish President	Introduced
4/4/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 50** [2016-0154](#) An ordinance to approve and authorize the execution of an Engineering Services Contract with Barowka and Bonura Engineers and Consultants, LLC. for the design of Parish Project No. P160302, Four-Year Road Maintenance Program (2016-19) and Subdivision Inspection.
- Sponsors:** Mr. Cochran and Department of Public Works
- Attachments:** [2016-0154 Multiphase contract for Banura on road main 4-yr](#)
- Legislative History**
- | | | |
|--------|------------------|--|
| 4/4/16 | Parish President | Introduced |
| 4/4/16 | Parish Council | Publish/Scheduled for Public Hearing to the Parish Council |
- 76** [2016-0155](#) An ordinance to approve and authorize the Parish President to acquire a 5,950.83 SF perpetual drainage servitude over property identified as Parcel DS6-2, and a 109.81 SF perpetual drainage servitude over property identified as Parcel DS6-4 both in Section 7, Township 12 South - Range 7 East, Town of MONTZ, St. Charles Parish, Louisiana, which property is more particularly described in the Act of Servitude attached hereto and made a part hereof, from Michelle Ann Kusy Brady and Wayne A. Brady Jr., and/or all other owners of record, as their interests may appear, said property to be used for drainage purposes in connection with Parish Project P080802 Coulee Canal Improvements.
- Sponsors:** Mr. Cochran and Department of Public Works
- Attachments:** [2016-0155 Act of Servitude_DS6-2_DS6-4_Brady et ux to SCP](#)
[2016-0155 Sheet 2 from Coulee Canal Req'd Drainage Complete Set - Revised](#)
- Legislative History**
- | | | |
|--------|------------------|--|
| 4/4/16 | Parish President | Introduced |
| 4/4/16 | Parish Council | Publish/Scheduled for Public Hearing to the Parish Council |

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

- 81** [2016-0137](#) An ordinance to provide for the reestablishment of the Board of Commissioners of the Sunset Drainage District to serve as the governing authority of the said District as previously existed prior to the St. Charles Parish Council becoming the governing authority.
- Sponsors:** Mr. Hogan
- [This proposed ordinance was tabled on April 4, 2016; public hearing requirements were satisfied.]*
- Legislative History**
- | | | |
|---------|-------------------|------------|
| 3/21/16 | Council Member(s) | Introduced |
|---------|-------------------|------------|

3/21/16	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
4/4/16	Parish Council	Public Hearing Requirements Satisfied
	Reported:	
	Councilman Hogan Recommended:	Approval
4/4/16	Parish Council	Tabled.
	Council Discussion	
	Parish President Larry Cochran spoke on the matter.	
	Interim Public Works Director Sam Scholle spoke on the matter.	
4/4/16	Parish Council	Tabled.

83 [2016-0151](#)

A resolution requesting that District Attorney Joel Chaisson make and provide the St. Charles Parish Council with a written determination as to the “reasonableness” of the appropriate steps that were taken by former Parish President V.J. St. Pierre, Jr. to resolve his violating La. Const. art. VII, Sec. 14(A) when he misspent \$150,000 of public funds in providing dumpsters to private individuals in light of Louisiana Attorney General Opinions No. 13-0171, No. 14-0083, and No. 14-0045 which advised that the Parish must make a reasonable attempt to collect debts owed to it, and that the written determination include the basis upon which the determination is made.

Sponsors:

Mr. Hogan

Attachments:[2016-0151 AG Opinion # 13-0171 - Dumpsters](#)[2016-0151 AG OPINION # 14-0083 - PP RQST \(07-14-14\)](#)[2016-0151 AG Opinion # 14-0045 - Dumpster cost recovery](#)[2016-0151 Blight Letter to Residents \(03-20-15\)](#)*[This proposed resolution was tabled on April 4, 2016.]***Legislative History**

4/4/16	Council Member(s)	Introduced
4/4/16	Parish Council	Tabled.
	Public comment opened; no public comment	
4/4/16	Parish Council	Tabled.

RESOLUTIONS

- 95 [2016-0166](#) A resolution of the St. Charles Parish Council, acting as the governing authority of the Sunset Drainage District, to repeal any and all Personnel Policies, Rules and Procedures, and By-laws which were adopted by the Sunset Drainage District Board of Commissioners prior to August 15, 2013, the date the St. Charles Parish Council was appointed and designated as the governing authority of the Sunset Drainage District.

Sponsors:

Ms. Benedetto, Mr. Wilson, Mr. Gibbs, Mr. Woodruff, Ms. Bellock, Ms. Fletcher and Ms. Fisher-Perrier

APPOINTMENTS

- 96 [2016-0158](#) A resolution to confirm the appointment of Ms. Julia Fisher-Perrier as a representative to the South Central Planning & Development Commission.

Sponsors:

Mr. Cochran

Attachments:

[South Central By-laws](#)

[2016-0158 - PP letter - Fisher-Perrier](#)

Confirmation – Ms. Julia Fisher-Perrier, South Central Planning & Development Commission

To confirm the appointment to the South Central Planning & Development Commission. Term to begin immediately and expire January 12, 2020. Term is concurrent with the Governing Authority (1/11/2016 – 1/12/2020).

Legislative History

3/14/16	Parish Council	Correspondence Received from Mr. Kevin Belanger, South Central Planning & Development Commission; the Commission By-laws were revised on 10/15/15. St. Charles Parish now has 5 members and all are appointed by the Chief Elected Official (Parish President).
4/4/16	Parish Council	Correspondence Received from Parish President Cochran; appointing Ms. Julia Fisher-Perrier as a member to the Board of Commissioners of the South Central Planning & Development Commission.

- 98 [2016-0159](#) A resolution to confirm the appointment of Mr. Paul Murray, IV as a representative to the South Central Planning & Development Commission.

Sponsors: Mr. Cochran

Attachments: [South Central By-laws](#)
[2016-0159 - PP letter - Murray](#)

Confirmation – Mr. Paul Murray, IV, South Central Planning & Development Commission

To confirm the appointment to the South Central Planning & Development Commission. Term to begin immediately and expire January 12, 2020. Term is concurrent with the Governing Authority (1/11/2016 – 1/12/2020).

Legislative History

3/14/16	Parish Council	Correspondence Received from Mr. Kevin Belanger, South Central Planning & Development Commission; the Commission By-laws were revised on 10/15/15. St. Charles Parish now has 5 members and all are appointed by the Chief Elected Official (Parish President).
4/4/16	Parish Council	Correspondence Received from Parish President Cochran; appointing Mr. Paul Murray, IV as a member to the Board of Commissioners of the South Central Planning & Development Commission.

- 100 [2016-0160](#) Accept resignation of Ms. Barbara Smith - St. Charles Hospital Service District Board of Commissioners

Attachments: [2016-0160 resignation - Barbara Smith](#)

Legislative History

5/20/13	Parish Council	Enacted Legislation Ms. Barbara Smith appointed to the Hospital Service District Board of Commissioners on May 20, 2013, per Resolution No. 5995 Term: May 22, 2013 - May 22, 2019
3/15/16	Board Member	Resigned Correspondence received from Ms. Barbara Smith, dated March 15, 2016, notifying the Parish Council of her resignation. Resignation effective March 15, 2016.

- [2016-0161](#) A resolution to appoint a member to the Hospital Service District.

On May 2, 2016, Council Chairman will accept nominations to fill the vacancy caused by the resignation of the term of Ms. Barbara Smith. Unexpired term to begin immediately and expire May 22, 2019.

Legislative History

5/20/13	Parish Council	Enacted Legislation Ms. Barbara Smith appointed to the Hospital Service District Board of Commissioners on May 20, 2016, per Resolution No. 5995 Term: May 22, 2013 - May 22, 2019
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[2016-0162](#) A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

On May 2, 2016, Council Chairman will accept nominations to fill the vacancy caused by the expiration of the term of Mr. Ricky Bosco. Six (6) year term to begin May 22, 2016 and expire May 22, 2022.

Legislative History

6/7/10 Parish Council Enacted Legislation
*Mr. Ricky Bosco appointed to the Hospital Service District Board of Commissioners on June 7, 2010, per Resolution No. 5754
 Term: May 21, 2010 - May 22, 2016*

[2016-0163](#) A resolution to appoint a member to the Planning & Zoning Commission as the District IV Representative.

On May 2, 2016, Council Chairman will accept nomination from the District IV Councilmember to fill the vacancy caused by the expiration of the term of Mr. Jason Richard. Four (4) year term to begin May 31, 2016 and expire May 31, 2020.

Legislative History

9/21/15 Parish Council Enacted Legislation
*Mr. Jason Richard appointed to the Planning & Zoning Commission as the District V Representative on September 21, 2015, per Resolution No. 6186
 Term: September 21, 2015 - May 31, 2016*

[2016-0164](#) A resolution to appoint a member to the Planning & Zoning Commission as the District VI Representative.

On May 2, 2016, Council Chairman will accept nomination from the District VI Councilmember to fill the vacancy caused by the expiration of the term of Mr. Carmine Frangella. Four (4) year term to begin May 31, 2016 and expire May 31, 2020.

Legislative History

2/4/13 Parish Council Enacted Legislation
*Mr. Carmine Frangella appointed to the Planning & Zoning Commission as the District VI Representative on February 4, 2013, per Resolution No. 5974
 Term: February 4, 2013 - May 31, 2016*

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

ZONING BOARD OF ADJUSTMENT: Thursday, 4/21/16, 7PM, Council Chambers
 HOUSING AUTHORITY: Tuesday, 4/26/16, 6PM, Council Chambers
 HOSPITAL BOARD: Wednesday, 4/27/16, 10AM, 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) 783-5000 to discuss the particular accommodations needed.