



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 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

Monday, April 18, 2016

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present 9 - Wendy Benedetto, Paul J. Hogan, Terrell D. Wilson, Mary K. Clulee, John R. 'Dick' Gibbs, William Woodruff, Marilyn B. Bellock, Traci A. Fletcher, and Julia Fisher-Perrier

Also Present

Parish President Larry Cochran, Executive Secretary Robin Delahoussaye, Legal Services Director Robert Raymond, Chief Administrative Officer Billy Raymond, Executive Director of Procurement and Government Buildings Darrin Duhe, Executive Director of Community Affairs Dwayne LaGrange, Executive Director of Technology and Communications Anthony Ayo, Finance Director Grant Dussom, Interim Public Works Director Sam Scholle, Planning & Zoning Director Michael Albert, Interim Public Information Officer Tristan Babin

CALL TO ORDER

PRAYER / PLEDGE

Pastor Tim Buford
First Baptist Church, Luling

APPROVAL OF MINUTES

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to approve the minutes from the Regular Meeting of March 21, 2016. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

[2016-0165](#)

Proclamation: "National Day of Prayer"

Sponsors: Mr. Cochran

Read

[2016-0172](#)

In Recognition: Tyrell Cornwell, Housing Authority Board of Commissioners

Sponsors: Mr. Cochran

Read

[2016-0173](#)

In Recognition: Celeste Uzee, Housing Authority Board of Commissioners

Sponsors: Mr. Cochran

Council Discussion

Read

[2016-0167](#)

Proclamation: "ALS Awareness Month in St. Charles Parish"

Sponsors: Mr. Wilson

Read

[2016-0168](#)

Proclamation: "Older Americans Month"

Sponsors: Mr. Cochran

Read

[2016-0169](#)

Proclamation: "Youth Wetlands Week"

Sponsors: Ms. Benedetto

Read

[2016-0176](#)

Confirmation Hearing for Appointment of Director - Department of Public Works/Department of Wastewater - Mr. Clayton Faucheux

Sponsors: Mr. Cochran

Reported:

Parish President Recommended: Approval
Chief Administrative Officer Billy Raymond spoke on the matter.
Parish President Larry Cochran spoke on the matter.

VOTE ON THE APPOINTMENT OF MR. CLAYTON FAUCHEUX

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Confirmed

Mr. Clayton Faucheux spoke in reference to File No. 2016-0176.
Parish President Larry Cochran spoke on the matter.
Council Discussion

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2016-0170](#)

Civil Service Board/Personnel Office

Hailey St. Romain, Personnel Department

Reported

Parish President Larry Cochran requested Point of Privilege and introduced Richard Whitney, III; St. Martin Episcopal School student who job shadowed the Parish President.

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN BENEDETTO 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, MAY 2, 2016, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

[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

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[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

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0175](#)

An ordinance to approve and authorize the execution of a Professional Services Agreement with Bella Marketing, L.L.C. dba: Coastal Permitting, for providing permitting services as requested via Task Order for various parish projects.

Sponsors: Mr. Cochran

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0177](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification of Lot 340A, Carolyn Drive Subdivision, bearing municipal address 126 Carolyn Drive, Destrehan from R-1A(M) and C-2 to R-2, as requested by Stein Management, LLC.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0178](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the land use zoning reclassification of Lots 30, 31 & 32, located at 237 Annex Street, New Sarpy from C-2 to R-1AM, as requested by Anthony Reynaud.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0179](#)

An ordinance to approve and authorize the Parish President to acquire a temporary construction servitude in Section 47, Township 13 South, Range 21 East in St. Charles Parish which property is more particularly described in the Donation of Temporary Construction Servitude, attached hereto and made a part hereof, from Mary Ann Vial wife of/and Harry T. Lemmon, as their interests may appear, said property to be used by St. Charles Parish for drainage purposes in connection with the Primrose Culvert Improvement Project.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0180](#)

An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 5, to add expenses and related grant revenues for Fund's 123 - Flood Protection Fund, Fund 001 General Fund, Account's 400610(Planning and Zoning) and 410711 (Emergency Preparedness Subsidiary), Fund 105 Road Lighting, Fund 113 Recreation and Fund 401 Wastewater for contractual and professional services, construction, architectural/engineering, and other fees in the total amount of \$32,625,001 unexpended in 2015 for various parish projects that were not completed in 2015.

Sponsors: Mr. Cochran and Department of Finance

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0181](#)

An ordinance to amend the 2016 Consolidated Operating and Capital Budget, Amendment No. 6, to add expenses and related grant revenues for Fund's 123 - Flood Protection Fund, Fund 001 General Fund, Account's 400610 (Planning and Zoning) and 410711 (Emergency Preparedness Subsidiary), and Fund 401 Wastewater for contractual and professional services, construction, architectural/engineering, and other fees in the total amount of \$1,023,245 unexpended in 2015 for various parish projects that were not completed in 2015.

Sponsors: Mr. Cochran and Department of Finance

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

[2016-0182](#)

An ordinance to approve and authorize the execution of Change Order No. 1 for the St. Charles Parish EOC Grounding, Parish Project No. P150701, to increase the contract time by thirty-eight (38) days at no cost to St. Charles Parish.

Sponsors: Mr. Cochran and Department of Emergency Preparedness

Publish/Scheduled for Public Hearing to the Parish Council on May 2, 2016

PLANNING AND ZONING PETITIONS

[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

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Speakers:

Mr. Richard Whitney, Jr., Treasurer, Ellington Swim Club, Inc.

Public Hearing Requirements Satisfied

Enactment No: 16-4-7

Council Discussion

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-7

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

[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

Reported:

Chief Administrative Officer Recommended: Approval

Public Hearing Requirements Satisfied

Enactment No: 16-4-8

VOTE ON THE PROPOSED ORDINANCE

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-8

[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

Reported:

Public Works Department Recommended: Approval

Amendment: to amend the proposed ordinance in the first "WHEREAS" and in "SECTION I." to change "P030302" to read "P160302"

A motion was made by Councilmember Hogan, seconded by Councilmember Fisher-Perrier, to amend File No. 2016-0154. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-9

Amended

Enactment No: 16-4-9

[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

Speakers:

Mr. Milton Allemand, Hahnville

A motion was made by Councilmember Hogan, seconded by Councilmember Wilson, to extend Mr. Allemand's time an additional three minutes. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-9

Time Extended

Enactment No: 16-4-9

Public Hearing Requirements Satisfied

Enactment No: 16-4-9

Council Discussion

Interim Public Works Director Sam Scholle spoke on the matter.

Executive Director of Procurement and Government Buildings Darrin Duhe spoke on the matter.

Parish President Larry Cochran spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-9

[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

Reported:

Public Works Department Recommended: Approval

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Fletcher, to accept the revised version of the Survey. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-10

Amended

Enactment No: 16-4-10

Speakers:

Mr. Milton Allemand, Hahnville

Public Hearing Requirements Satisfied

Enactment No: 16-4-10

Council Discussion

Interim Public Works Director Sam Scholle spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 16-4-10

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED[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

Remained Tabled

[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

Remained Tabled

RESOLUTIONS

[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

Reported:

Councilwoman Benedetto Recommended: Approval
Councilman Wilson Recommended: Approval
Councilman Gibbs Recommended: Approval
Councilman Woodruff Recommended: Approval
Councilwoman Bellock Recommended: Approval
Councilwoman Fletcher Recommended: Approval
Councilwoman Fisher-Perrier Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Council Discussion

Parish President Larry Cochran spoke on the matter.

Legal Services Director Robert Raymond spoke on the matter.

Councilwoman Clulee motioned to Table File No. 2016-0166. Motion failed for lack of a second.

Discussion: to postpone indefinitely File No. 2016-0166 and that an advertisement be placed informing of the Sunset Drainage District item to be taken up by the parish council at the next meeting

A motion was made by Councilmember Hogan, seconded by Councilmember Clulee, to Postpone Indefinitely File No. 2016-0166. The motion failed by the following vote:

Yea: 2 - Hogan and Clulee

Nay: 7 - Benedetto, Wilson, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Enactment No: 6218

Motion Failed

Enactment No: 6218

Council Discussion

Parish President Cochran spoke on the matter.

VOTE ON THE PROPOSED RESOLUTION

Yea: 8 - Benedetto, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 1 - Hogan

Enactment No: 6218

[2016-0183](#)

A resolution of a commitment to continuing the Participation Agreement with Assumption Youth Detention Center in Assumption Parish.

Sponsors: Mr. Cochran

A motion was made by Councilmember Fletcher, seconded by Councilmember Wilson, to deviate from the regular order of the agenda to take up File No. 2016-0183, a matter not on the agenda. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 6219

Deviated

Enactment No: 6219

Reported:

Parish President Recommended: Approval
Chief Administrative Officer Billy Raymond spoke on the matter.

Chairman Benedetto opened public comment for anyone to discuss the deviation; no public comment.

VOTE ON THE PROPOSED RESOLUTION

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 6219

A motion was made by Councilmember Hogan, seconded by Councilmember Fisher-Perrier, to return to the regular order of the agenda. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 6219

Returned

Enactment No: 6219

APPOINTMENTS

[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

VOTE ON THE APPOINTMENT OF MS. JULIA FISHER-PERRIER

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 6220

[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

VOTE ON THE APPOINTMENT OF MR. PAUL MURRAY, IV

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Enactment No: 6221

[2016-0160](#)

Accept resignation of Ms. Barbara Smith - St. Charles Hospital Service District Board of Commissioners

Resignation Accepted by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

Resignation Accepted

[2016-0161](#)

A resolution to appoint a member to the Hospital Service District.

Vacancy Announced

[2016-0162](#)

A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

Vacancy Announced

[2016-0163](#)

A resolution to appoint a member to the Planning & Zoning Commission as the District IV Representative.

Vacancy Announced

[2016-0164](#)

A resolution to appoint a member to the Planning & Zoning Commission as the District VI Representative.

Vacancy Announced

ADJOURNMENT

A motion was made by Councilmember Fletcher, seconded by Councilmember Woodruff, to adjourn the meeting at approximately 7:24 pm. The motion carried by the following vote:

Yea: 9 - Benedetto, Hogan, Wilson, Clulee, Gibbs, Woodruff, Bellock, Fletcher and Fisher-Perrier

Nay: 0

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Tiffany K. Clark
Council Secretary