



St. Charles Parish

Meeting Agenda

Parish Council

Council Chairman Billy Raymond, Sr.
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Shelley M. Tastet, Wendy Benedetto, Paul J. Hogan,
Larry Cochran, Marcus M. Lambert, Dennis Nuss

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

Monday, July 26, 2010

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

[2010-0259](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

PLEDGE

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

1 [2010-0252](#) Proclamation: "National Night Out"

Sponsors: Mr. Raymond

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2010-0240](#) Department of Emergency Preparedness

Legislative History

7/12/10 Parish Council Not Reported

[2010-0253](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

(No items for the regular Agenda)

[2010-0255](#) An ordinance to provide for the installation of “**FOUR-WAY STOP**” signs at the intersections of Fifth Street, Vial Street, and Highland Drive in Norco.

Sponsors: Mr. Lambert

Attachments: [2010-0255 Councilman memo to PW.pdf](#)
[2010-0255 PW ltr Sheriff.pdf](#)

Legislative History

5/5/10	Council Member(s)	Rcmnd'ation Request Fwd'd to the Department of Public Works <i>from Councilman Lambert; review area of 5th Street and Vial Street in Norco for the installation of a 4-Way Stop.</i>
5/11/10	Council Member(s)	Correspondence Received <i>from the Department of Public Works to Sheriff Champagne requesting a listing of all traffic incidents in the area within the past twelve months.</i>
6/22/10	Council Member(s)	Correspondence Received <i>from the Department of Public Works; in order to install "Four-Way Stop" signs at this intersection; Manual on Uniform Traffic Control Devices gives certain criteria that must be met; survey revealed that none of the criteria apply to this intersection, for these reasons the Department cannot recommend the installation of "Four-Way Stop" signs. It should also be noted that the Parish is currently working on a sidewalk for Fifth Street; the conceptual design of the sidewalk shows crosswalks to be constructed at various points along Fifth Street, after this project is constructed this Department will re-evaluate the intersection and make another recommendation accordingly.</i>

[2010-0256](#) An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P070108 Schexnayder Pump Station Bar Screen Cleaner and Deck to decrease the contract amount by \$25,141.00 and decrease the contract time by thirty three (33) days.

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

Attachments: [P070108 Ordinance Cover Letter_Ruby.doc](#)
[2010-0256 Change Order-F](#)
[2010-0256 Final Ord 10-8-1 with Change Order](#)

[2010-0236](#) An ordinance to approve and authorize the execution of a Construction Contract with Frickey Brothers Construction, Inc. for Project No. P090803, St Charles Parish Public Works and Wastewater Office Relocation Project in the amount of \$505,862.00.

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

Attachments: [2010-0236 Contract-F](#)
[2010-0236 Final Ord 10-8-2 with Contract](#)
[2010-0236 Completion-F](#)

Legislative History

7/6/10 Operations, Maintenance and Construction Management Committee Discussed.
Speakers:
Mr. Sam Scholle, Public Works/Wastewater Director
Mr. Robbie Brou, Waterworks Director

PLANNING AND ZONING PETITIONS

- 2 [2010-0247](#) An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from M-1 to C-3 on proposed Parcel D-2B of Fairview Plantation as requested by Waffle House, Inc.

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

Attachments: [Waffle House Aerial.pdf](#)
[Waffle House LUR.doc](#)
[Waffle House Minutes.doc](#)
[Waffle House Recommendations.doc](#)
[Waffle House Survey.pdf](#)
[Waffle House ZoningMap.pdf](#)
[2010-0247 Final Ord 10-7-9](#)

Legislative History

5/28/10	Department of Planning & Zoning	Received/Assigned PH
7/1/10	Department of Planning & Zoning	Recommended Approval to the Planning Commission
7/1/10	Planning Commission	Recommended Approval to the Parish Council
7/12/10	Parish President	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

- 3 [2010-0241](#) An ordinance to approve and authorize the execution of an Agreement between the Pontchartrain Levee District and St. Charles Parish for the West Shore - Lake Pontchartrain, LA Hurricane Protection Project in Montz, La.

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

Attachments: [Ltr to Steve Wilson and Tim Vial.pdf](#)
 [PLD Resolution.pdf](#)
 [Pont. Levee Dist. - West Shore Levee.doc](#)
 [2010-0241 Agreement-F](#)
 [2010-0241 Final Ord 10-7-10 with Agreement](#)

Legislative History

7/12/10	Council Member(s)	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

- 13 [2010-0246](#) An ordinance to enact a **MORATORIUM** on the placement of animals other than pets in any zoning district other than OL in St. Charles Parish, said Moratorium shall remain in effect until January 31, 2011.

Sponsors: Mr. Hogan

Attachments: [2010-0246 Failed Proposed Ordinance \(07-26-10\)](#)
 [2010-0246 Failed Proposed Ordinance \(08-23-10\)](#)

Legislative History

7/12/10	Council Member(s)	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

- 14 [2010-0248](#) An ordinance to approve and authorize the execution of a Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the West Bank and Vicinity Louisiana Project in Luling.

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

Attachments: [Agreement.pdf](#)
 [2010-0248 Final Ord 10-7-11 with Agreement](#)

Legislative History

7/12/10	Parish President	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

[2010-0249](#) An ordinance to provide for the installation of **"THREE-WAY STOP"** signs at the intersection of St. Maria Street and Monsanto Avenue in Luling.

Sponsors: Mr. Nuss

Attachments: [2010-0249 Council memo PW.pdf](#)
[2010-0249 PW memo Sheriff.pdf](#)
[2010-0249 PW memo Council.pdf](#)

Legislative History

7/8/10	Council Member(s)	Rcmnd'ation Request Fwd'd to the Department of Public Works <i>from Councilman Nuss; review the area at the corner of St. Maria Street and Monsanto Avenue for the installation of a three-way stop</i>
7/12/10	Council Member(s)	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing
7/15/10	Council Member(s)	Correspondence Received <i>from the Department of Public Works to Sheriff Champagne requesting a listing of all traffic incidents in the area within the past twelve months.</i>

19 [2010-0250](#) An ordinance approving and authorizing the execution of Change Order No. 2 for Parish Project No P090103-3, St. Charles Parish Road Maintenance 2009, to increase the contract amount by \$89,692.31.

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

Attachments: [2010-0250 Change Order-F](#)
[2010-0250 Final Ord 10-7-12 with Change Order](#)

Legislative History

7/12/10	Parish President	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

26 [2010-0251](#) An ordinance to amend the Code of Ordinances to modify permit fees, Chapter 6, Article 2, Section 6-15. Fees.

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

Attachments: [2010-0251 Final Ord 10-7-13](#)

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Legislative History

7/12/10	Parish President	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

- 28 [2010-0183](#) An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P090202 Install New Pump and Station Cover New Sarpy PS to decrease the contract amount by \$13,718.49 and add forty (40) days to the contract time.

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

Attachments: [2010-0183 Change Order-F](#)
[2010-0183 Final Ord 10-7-14 with Change Order](#)

Revised Version of Ordinance and Change Order - Page 55

Legislative History

5/17/10	Parish President	Introduced
5/17/10	Parish Council	Publish/Scheduled for Public Hearing
6/7/10	Parish Council	Public Hearing Requirements Not Satisfied
<i>Reported:</i>		
<i>Public Works Department Recommended: Approval</i>		
6/7/10	Parish Council	Postponed Indefinitely 1
<i>Discussion: to postpone indefinitely File No. 2010-0183</i>		
7/12/10	Parish President	Introduced
7/12/10	Parish Council	Publish/Scheduled for Public Hearing

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

- [2010-0096](#) An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 4, Animals and Fowl, Article I., In General, Section 4-10. Keeping of animals not considered pets and keeping of exotic animals, by amending (a.).

Sponsors: Mr. Hogan

Attachments: [2010-0096 5-22-09 PH memo Legal](#)
[2010-0096 7-15-09 2nd Request Legal](#)
[2010-0096 8-4-09 3rd Request Legal](#)
[2010-0096 8-19-09 4th Request Legal](#)
[2010-0096 9-14-09 5th Request Legal](#)
[2010-0096 5-27-10 PH memo PZ-Animal](#)

Legislative History

5/22/09	Council Member(s)	Correspondence Sent to Ms. Dawn Higdon, Legal Assistant, from District IV, Councilman Paul J. Hogan, PE, to review and comment on the proposed ordinance regarding changes to the existing ordinance for the allowance of animals (other than pets) in zoning districts other than O-L.
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7/15/09	Council Member(s)	Correspondence Sent 2nd Request Memo - to Ms. Dawn Higdon, Legal Assistant, from District IV, Councilman Paul J. Hogan, PE, to review and comment on the proposed ordinance regarding changes to the existing ordinance for the allowance of animals (other than pets) in zoning districts other than O-L.
8/4/09	Council Member(s)	Correspondence Sent 3rd Request Memo - to Ms. Dawn Higdon, Legal Assistant, from District IV, Councilman Paul J. Hogan, PE, to review and comment on the proposed ordinance regarding changes to the existing ordinance for the allowance of animals (other than pets) in zoning districts other than O-L.
8/19/09	Council Member(s)	Correspondence Sent 4th Request Memo - to Ms. Dawn Higdon, Legal Assistant, from District IV, Councilman Paul J. Hogan, PE, to review and comment on the proposed ordinance regarding changes to the existing ordinance for the allowance of animals (other than pets) in zoning districts other than O-L.
9/14/09	Council Member(s)	Correspondence Sent 5th Request Memo - to Ms. Dawn Higdon, Legal Assistant, from District IV, Councilman Paul J. Hogan, PE, to review and comment on the proposed ordinance regarding changes to the existing ordinance for the allowance of animals (other than pets) in zoning districts other than O-L.
3/1/10	Legislative Committee	Discussed. <i>Speakers:</i> <i>Ms. Angela Robert, Animal Control Supervisor</i> <i>Ms. Kim Marousek, Planning & Zoning Director</i>
5/27/10	Council Member(s)	Correspondence Sent to Ms. Kimberly Marousek, Planning & Zoning Director, and Ms. Angie Robert, Animal Control Supervisor, from District IV, Councilman Paul J. Hogan, PE, to advise by Thursday, June 3rd if you have any proposed changes that should be incorporated into the proposed ordinance allowing animals in zoning districts other than O-L, which will be introduced at the next Parish Council Meeting.
6/7/10	Council Member(s)	Introduced
6/7/10	Parish Council	Publish/Scheduled for Public Hearing
6/21/10	Parish Council	Public Hearing Requirements Satisfied <i>Reported:</i> <i>Councilman Hogan Recommended: Approval</i>
6/21/10	Parish Council	Tabled. <i>Discussion: to table File No. 2010-0096 and install a working committee with a representative from the Departments of Animal Control and Planning & Zoning</i>
7/12/10	Parish Council	Tabled.

- 38 [2010-0209](#) An ordinance to approve and authorize the execution of an Act of Cash Sale by David J. Vial, M.D., L. L. C., to St. Charles Parish for a certain 7.3788 acre parcel of property located at 166 Scorpio Street in Hahnville.

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

Attachments: [Ordinance - Act of Sale- David J. Vial - attachment.doc](#)
[2010-0209 Act of Cash Sale-F](#)
[2010-0209 Final Ord 10-7-15 with Sale](#)

Legislative History

6/7/10	Parish President	Introduced
6/7/10	Parish Council	Publish/Scheduled for Public Hearing
6/21/10	Parish Council	Public Hearing Requirements Satisfied

Reported:

Public Works Department Recommended: Approval

Speakers:

Mr. Milton Allemand, Hahnville

Mr. Ray Coleman, 3C Riverside Properties, LLC

6/21/10	Parish Council	Motioned 1 <i>to extend Mr. Coleman's time an additional three minutes</i>
6/21/10	Parish Council	Tabled. <i>Discussion: to table File No. 2010-0209</i>
7/12/10	Parish Council	Removed from the Table 1
7/12/10	Parish Council	Tabled.

APPOINTMENTS

- [2010-0220](#) Appoint a member to the River Region Caucus.

Council will confirm nomination to fill the vacancy caused by the expiration of the term of Councilwoman Wendy Benedetto. One (1) year term to begin July 31, 2010 and expire July 31, 2011.

Nominee: Councilwoman Wendy Benedetto

Legislative History

6/21/10	Parish Council	Vacancy Announced
7/12/10	Parish Council	Nomination(s) Accepted <i>Nominee:</i> <i>Councilman Hogan nominated Councilwoman Benedetto</i>
7/12/10	Parish Council	Close Nomination(s) for

- [2010-0221](#) Appoint a member to the River Region Caucus.

Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilman Larry Cochran. One (1) year term to begin July 31, 2010 and expire July 31, 2011. [Deferred from the July 12, 2010 Parish Council Meeting]

Legislative History

6/21/10	Parish Council	Vacancy Announced
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7/12/10 Parish Council Deferred 1

[2010-0222](#)

Council Alternate Appointment to the River Region Caucus.

Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilman Marcus M. Lambert - Alternate. One (1) year term to begin July 31, 2010 and expire July 31, 2011. [Deferred from the July 12, 2010 Parish Council Meeting]

Legislative History

6/21/10 Parish Council Vacancy Announced

7/12/10 Parish Council Deferred 1

[2010-0223](#)

Council Alternate Appointment to the River Region Caucus.

Council will confirm nomination to fill the vacancy caused by the expiration of the term of Councilman Paul J. Hogan, PE - Alternate. One (1) year term to begin July 31, 2010 and expire July 31, 2011.

Nominee: Councilman Paul J. Hogan, PE

Legislative History

6/21/10 Parish Council Vacancy Announced

7/12/10 Parish Council Nomination(s) Accepted

Nominee:

Councilwoman Benedetto nominated Councilman Hogan

7/12/10 Parish Council Close Nomination(s) for

[2010-0224](#)

A resolution to appoint a member to the Civil Service Board.

Attachments:

[2010-0224 Final Reso 5761](#)

Council will confirm nomination to fill the vacancy created by the expiration of the term of Mr. Ralph M. Wilderson. Three (3) year term to begin August 1, 2010 and expire August 1, 2013.

Nominee: Mr. Ralph M. Wilderson

Legislative History

7/23/07 Parish Council Enacted Legislation

Mr. Ralph M. Wilderson appointed to the Civil Service Board on July 23, 2007, per Resolution No. 5457

Term: August 1, 2007 - August 1, 2010

6/21/10 Parish Council Vacancy Announced

7/12/10 Parish Council Nomination(s) Accepted

Nominee:

Councilwoman Schexnaydre nominated Mr. Ralph Wilderson

7/12/10 Parish Council Close Nomination(s) for

[2010-0226](#)

A resolution appointing a member to the Zoning Board of Adjustment as the District VI Representative.

Attachments: [2010-0226 Final Reso 5762](#)

Council will confirm nomination from the District VI Councilmember to fill the vacancy caused by the resignation of the term of Mr. Joshua D. Johnson. Unexpired term to begin immediately and expire December 7, 2013.

Nominee: Mr. Robert Fisher, Jr.

Legislative History

12/7/09	Parish Council	Enacted Legislation <i>Mr. Joshua D. Johnson appointed to the Zoning Board of Adjustment as the District VI Representative on December 7, 2009, per Resolution No. 5700</i> <i>Term: December 7, 2009 - December 7, 2013</i>
6/21/10	Parish Council	Vacancy Announced
7/12/10	Parish Council	Nomination(s) Accepted <i>Nominee:</i> <i>Councilwoman Benedetto nominated Mr. Robert Fisher</i>
7/12/10	Parish Council	Close Nomination(s) for

ADJOURNMENT**MEETINGS**

HOUSING AUTHORITY: Tuesday, 7/27/10, 6PM, Council Chambers, Courthouse
HOSPITAL BOARD: Wednesday, 7/28/10, 9AM, Council Chambers, Courthouse
CHILDREN AND YOUTH PLANNING BOARD: Wednesday, 7/28/10, 1PM, Council Chambers, Courthouse
PLANNING & ZONING COMMISSION: Thursday, 8/5/10, 7PM, Council Chambers, Courthouse

ANNOUNCEMENTS

ST. CHARLES PARISH RECYCLING DROP OFF EVENT: Saturday, August 7, 2010, 9AM - 12Noon; Locations: Westbank - St. Charles Plaza, Highway 90, Luling; Eastbank - New Sarpy Annex, Highway 48, New Sarpy

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.