



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.stcharlesgov.net

Final

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

Monday, April 21, 2014

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present 7 - Carolyn K. Schexnaydre, Mary Tastet, Terrell D. Wilson, William Woodruff, Paul J. Hogan, Traci A. Fletcher, and Julia Fisher-Perrier

Absent 2 - Wendy Benedetto, and Larry Cochran

Also Present

Parish President V.J. St. Pierre, Jr., Chief Operations Officer Bobby Donaldson, Chief Administrative Officer Buddy Boe, Public Works/Wastewater Director Sam Scholle, Planning & Zoning Director Kimberly Marousek, Finance Director Grant Dussom, Public Information Officer Renee Simpson, Emergency Preparedness Director Ronald J. Perry, Community Services Director Joan Tonglet Diaz, Personnel Officer Sandy Zimmer

CALL TO ORDER

Meeting called to order at 6:03 pm.

PRAYER

Pastor Larry Badon
First Baptist Church, Luling

PLEDGE

Pastor Larry Badon
First Baptist Church, Luling

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

1 [2014-0107](#) Proclamation: "National Day of Prayer"

Sponsors: Mr. St. Pierre Jr.

Read

- 2 [2014-0108](#) In Recognition: Jeff Berger, Library Service District Board of Control

Sponsors: Mr. Cochran

Read

- 3 [2014-0118](#) Proclamation: "Youth Wetlands Week"

Sponsors: Ms. Fisher-Perrier

Read

- 4 [2014-0109](#) Proclamation: "ALS Awareness Month in St. Charles Parish"

Sponsors: Ms. Fisher-Perrier

Read

- 5 [2014-0119](#) Proclamation: "Older Americans Month"

Sponsors: Mr. St. Pierre Jr.

Read

- 6 [2014-0110](#) Proclamation: "Little Red Church Festival Weekend"

Sponsors: Mr. Wilson

Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2014-0111](#) Ms. Lisa Schilling, Executive Director, South Central Louisiana Human Services Authority - brief overview and update of the Authority

Sponsors: Ms. Fisher-Perrier

Council Discussion

Reported

- [2014-0112](#) Civil Service Board/Personnel Office

Personnel Officer Sandy Zimmer

Reported

[2014-0113](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Council Discussion

Parish President V.J. St. Pierre, Jr. presented Emergency Preparedness Director Ronald Perry with a distinguished award from the U.S. Department of Justice, Federal Bureau of Investigations.

Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN FISHER-PERRIER 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, MONDAY, MAY 5, 2014, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

[2014-0121](#) An ordinance to amend the St Charles Parish Code of Ordinances Chapter 17, Parks and Recreation Article III. Edward A. Dufresne Community Center. Sections 17-24 Subsection A (4) to include the use of a Parish approved private security vendor.

Sponsors: Mr. St. Pierre Jr. and Department of Parks and Recreation

Publish/Scheduled for Public Hearing to the Parish Council on May 5, 2014

[2014-0122](#) An ordinance to approve and authorize the execution of Change Order No. 1 (Final) for the Courthouse Fire Alarm System Project P130528 to add three days to the contract.

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

Publish/Scheduled for Public Hearing to the Parish Council on May 5, 2014

[2014-0123](#) An Ordinance to amend the 2014 Consolidated Operating and Capital Budget, Amendment No. 5, to add revenues and associated expenses for construction for Fund 113 - Recreation - for various parish projects that were not completed in 2013.

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

Publish/Scheduled for Public Hearing to the Parish Council on May 5, 2014

PLANNING AND ZONING PETITIONS

7 [2014-0097](#) An ordinance approving a Home Occupation under the operation of Rodney W. Palmisano - "R.W. Palmisano Contractors LLC" - a contractor business at 23 Holster Lane, St Rose.

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

Reported:

P & Z Department Recommended: Approval
Planning Commission Recommended: Approval

Public Hearing Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

[2014-0098](#) An ordinance approving a Home Occupation under the operation of Brennen Dauzat- "Four Seasons Groundworks, LLC" - a lawn maintenance business at 603 Evangeline Road, Montz.

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

Reported:

P & Z Department Recommended: Approval
Planning Commission Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Planning & Zoning Director Kim Marousek spoke on the matter.

Councilwoman Fletcher proposed two stipulations:

1. that outdoor storage of equipment and other materials is prohibited
2. no employee parking be onsite

Discussion: to table File No. 2014-0098

A motion was made by Councilmember Schexnaydre, seconded by Councilmember Fletcher, that this Ordinance be Tabled.. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

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

- 8 [2014-0099](#) 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 2, 2014 through July 10, 2014.

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

Reported:

Community Services Department Recommended: Approval

Speakers:

Mr. David Wedge, Bayou Gauche

Public Hearing Requirements Satisfied

Council Discussion

Community Services Director Joan Diaz spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 14 [2014-0100](#) An ordinance to authorize the Parish President to make full and final settlement in the matter entitled **Progressive Waste Solutions of LA, Inc., v. St. Charles Parish**, in the 29th Judicial District Court for the Parish of St. Charles, State of Louisiana, Case No. 77,770-D.

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

Reported:

Legal Services Department Recommended: Approval

Speakers:

Mr. David Wedge, Bayou Gauche

Public Hearing Requirements Satisfied

Council Discussion

Chief Administrative Officer Buddy Boe spoke on the matter.

Councilman Hogan requested that the Administration email to the parish council the unified list of debris piles, with less than 10 cubic yards that needs to be picked up.

Councilwoman Fisher-Perrier motioned to table File No. 2014-0100.

Further Council Discussion

Parish President V.J. St. Pierre, Jr. spoke on the matter.

Councilwoman Fisher-Perrier withdrew her motion to table File No. 2014-0100.

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 23 [2012-0057](#) An ordinance to revise the Code of Ordinances Appendix A, Section VI. E. Batture Districts.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Planning & Zoning Director Kim Marousek spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 5 - Schexnaydre, Tastet, Woodruff, Hogan and Fisher-Perrier

Nay: 2 - Wilson and Fletcher

Absent: 2 - Benedetto and Cochran

- 26 [2014-0101](#) An ordinance to amend the Code of Ordinances, Appendix A, Section VI. Zoning district criteria and regulations., J. AV-1 Aviation District., Policy statement and 4. Transportation System.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Proposed ordinance failed for lack of a majority by the following vote

Yea: 2 - Tastet and Fletcher

Nay: 5 - Schexnaydre, Wilson, Woodruff, Hogan and Fisher-Perrier

Absent: 2 - Benedetto and Cochran

28 [2014-0102](#)

An ordinance to amend the 2014 Consolidated Operating and Capital Budget to add revenues and associated expenses for Fund 001 - General Fund - District Court -Division D (001-400207) in the amount of \$38,291, Coroner (001-430160) in the amount of \$6,841, General Government Buildings (001-400640) in the amount of \$801,492, Emergency Operations Subsidiary (001-410711) in the amount of \$908,083, Fund 105 - Road Lighting in the amount of \$155,000, Fund 113 - Recreation in the amount of \$345,000, Fund 310 - Westbank Hurricane Protection Levee in the amount of \$922,267, and Fund 313 LCDBG Public Facilities Construction Fund in the amount of \$177,473, unexpended in 2013 for various projects and services.

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

Reported:

Finance Department Recommended: Approval

Speakers:

Mr. David Wedge, Bayou Gauche

Public Hearing Requirements Satisfied

Council Discussion

Finance Director Grant Dussom spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 30 [2014-0103](#) An ordinance to amend the 2014 Consolidated Operating and Capital Budget, Amendment No. 2, to add a total of \$11,419,587 in grant revenues and associated expenses for Fund 001 - General Fund - Emergency Operations Subsidiary (001-410711), Fund 113 - Recreation, Fund 310 - Westbank Hurricane Protection Levee, and Fund 313 LCDBG Public Facilities Construction Fund for various projects and services.

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

Reported:

Finance Department Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Finance Director Grant Dussom spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 32 [2014-0104](#) An ordinance to amend the 2014 Consolidated Operating and Capital Budget, Amendment No. 3, to add expenses for the Roads and Drainage Fund - Fund 112 for construction, architectural/engineering, and other fees in the total amount of \$11,238,515 unexpended in 2013 for various parish projects that were not completed in 2013.

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

Reported:

Finance Department Recommended: Approval

Public Hearing Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE

Yea: 6 - Schexnaydre, Tastet, Wilson, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 3 - Benedetto, Hogan and Cochran

- 34 [2014-0105](#) An ordinance to amend the 2014 Consolidated Operating and Capital Budget, Amendment No. 4, to add from the 2013 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 2013.

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

Reported:

Finance Department Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

RESOLUTIONS

- [2014-0114](#) A resolution providing mandatory supporting authorization to endorse the positive recommendation of Planning and Zoning Commission for PZSPU-2014-04 to permit two dwelling units in a C-2 zoning district with a waiver from required four (4) parking stalls to zero (0), as requested by Lisa Carey.

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

Reported:

P & Z Department Recommended: Approval w/Stipulation Approval with a waiver to the parking requirements

Planning Commission Recommended: Approval w/Stipulation Approval with a waiver to the parking requirements

Council Discussion

Planning & Zoning Director Kim Marousek spoke on the matter.

Amendment: to amend the proposed resolution in the "SUMMARY" and in the "NOW, THEREFORE, BE IT RESOLVED" Section to change "... four (4) parking stalls to zero (0) ..." to read "... four (4) parking stalls to two (2) noncompliant parking spaces ..."

A motion was made by Councilmember Hogan, seconded by Councilmember Schexnaydre, that this Resolution be Amended. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 36 [2014-0114](#) A resolution providing mandatory supporting authorization to endorse the positive recommendation of Planning and Zoning Commission for PZSPU-2014-04 to permit two dwelling units in a C-2 zoning district with a waiver from required four (4) parking stalls to two (2) noncompliant parking spaces, as requested by Lisa Carey.

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

Further Council Discussion

Planning & Zoning Director Kim Marousek spoke on the matter.

VOTE ON THE PROPOSED RESOLUTION AS AMENDED

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

- 37 [2014-0115](#) A resolution requesting that the Attorney General provide an Opinion as to the accuracy of the following statements subsequent to the St. Charles Parish Council having become the newly situated governing authority of the Sunset Drainage District and having assumed all functions of the previous governing authority: 1) that all property (buildings, tools, equipment, lands, canal bottoms, servitudes, right of ways, the Crawford Canal pumping station, etc.) owned by the Sunset Drainage District (SDD) prior to the Council becoming its governing authority, remains the property of the SDD, 2) that all said items owned by the SDD falls under the control and governance of the governing authority of the SDD, 3) that any agreements relative the SDD's property, the usage of the SDD property, and the functions of the SDD require approval and authorization from the governing authority of the SDD, and 4) that the St. Charles Parish Council is required to fulfill all of the duties, responsibilities, requirements, and obligations incumbent upon it as the governing authority of the Sunset Drainage District as defined in the applicable provisions of RS 38:1601 through 38:1681 and any applicable Parish ordinances.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Council Discussion

Parish President V.J. St. Pierre, Jr. spoke on the matter.

Public Works/Wastewater Director Sam Scholle spoke on the matter.

Chief Administrative Officer Buddy Boe spoke on the matter.

Proposed resolution failed for lack of a majority by the following vote

Yea: 2 - Schexnaydre and Hogan

Nay: 5 - Tastet, Wilson, Woodruff, Fletcher and Fisher-Perrier

Absent: 2 - Benedetto and Cochran

- 38 [2014-0124](#) A resolution opposing HB898, HB862, SB407, SB579, SB469, HB855, SB531, SB546, HB148, HB881, and HB408 as the bills would adversely affect St. Charles Parish operations, revenue, and authority to perform its functions as a local governing authority.

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

Councilman Hogan questioned if this being an item not on the agenda, would it need to be opened for public hearing?

Chairman Fisher-Perrier called for public comment on File No. 2014-0124.

Councilman Hogan clarified that the public comment is for the council to discuss the deviation to take up the file.

Chairman Fisher-Perrier stated that the vote is not on the item; the vote is on the deviation.

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to deviate from the regular order of the agenda to take up File No. 2014-0124. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to deviate from the regular order of the agenda to take up File No. 2014-0124; a matter not on the agenda; no public comment. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

Reported:

Chief Administrative Officer Recommended: Approval

VOTE ON THE PROPOSED RESOLUTION

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

A motion was made by Councilmember Fletcher, seconded by Councilmember Woodruff, to return to the regular order of the agenda. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

39 [2014-0125](#) A resolution supporting SB 236, SB 567, SB 341, SB 75, and SB 573 as the bills would positively affect St. Charles Parish operations, revenue, and authority to perform its functions as a local governing authority and support our multimodal reliant economy.

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

Councilman Hogan questioned if this being an item not on the agenda, would it need to be opened for public hearing?

Chairman Fisher-Perrier called for public comment on File No. 2014-0125.

Councilman Hogan clarified that the public comment is for the council to discuss the deviation to take up the file.

Chairman Fisher-Perrier stated that the vote is not on the item; the vote is on the deviation.

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to deviate from the regular order of the agenda to take up File No. 2014-0125. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

A motion was made by Councilmember Wilson, seconded by Councilmember Fletcher, to deviate from the regular order of the agenda to take up File No. 2014-0125; a matter not on the agenda; no public comment. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

Reported:

Chief Administrative Officer Recommended: Approval

VOTE ON THE PROPOSED RESOLUTION

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

A motion was made by Councilmember Fletcher, seconded by Councilmember Woodruff, to return to the regular order of the agenda. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

APPOINTMENTS

[2014-0116](#) A resolution to appoint a member to the Planning & Zoning Commission as the District I Representative.

Vacancy Announced

[2014-0117](#) A resolution to appoint a member to the Planning & Zoning Commission as the District VII Representative.

Vacancy Announced

ADJOURNMENT

A motion was made by Councilmember Fletcher, seconded by Councilmember Tastet, to adjourn the meeting at approximately 8:51 pm. The motion carried by the following vote:

Yea: 7 - Schexnaydre, Tastet, Wilson, Woodruff, Hogan, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Benedetto and Cochran

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.

Tiffany K. Clark
Council Secretary