



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 12, 2010

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

CALL TO ORDER

PRAYER

Pastor Curtis Stacey
River of Life Christian Fellowship, New Sarpy

PLEDGE

Pastor Curtis Stacey
River of Life Christian Fellowship, New Sarpy

APPROVAL OF MINUTES

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

1 [2010-0238](#) In Recognition: Audrey Raziano

Sponsors: Mr. Raymond

2 [2010-0239](#) In Recognition: Ernest Matherne

Sponsors: Mr. Raymond

[2010-0242](#) Confirmation Hearing - Joan Tonglet Diaz, Director of the Department of Community Services

Sponsors: Mr. St. Pierre Jr.

Legislative History

7/2/10 Parish Council Correspondence Received
from Parish President St. Pierre submitting Mrs. Joan Tonglet Diaz for
confirmation as Director of the Department of Community Services

- 3 [2010-0245](#) A resolution approving the issuance, sale and delivery of not exceeding \$1,000,000 of Taxable Limited Tax Bonds of Hospital Service District No. 1 of the Parish of St. Charles, State of Louisiana.

Sponsors: Mr. St. Pierre Jr. and Bond Counsel

Attachments: [2010-0245 Final Reso 5758](#)

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

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

[2010-0217](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

Legislative History

6/21/10	Parish Council	Not Reported
	<i>Parish President St. Pierre yielded his report time in order for Wallace Roberts & Todd Architects (WRT) to give a full report.</i>	

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

[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](#)

[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 \(08-23-10\)](#)

[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

[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](#)

[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>
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[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](#)

[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](#)

[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](#)

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:</i>	<i>Approval</i>
6/7/10	Parish Council	Postponed Indefinitely 1
	<i>Discussion:</i>	<i>to postpone indefinitely File No. 2010-0183</i>

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

5 [2010-0218](#) 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 “**No Overnight Parking**” signs on Hollywood Park Road in Montz.

Sponsors: Mr. Lambert

Attachments: [2010-0218 Final Ord 10-7-1](#)

Legislative History

5/14/10	Council Member(s)	Correspondence Sent <i>to the Residents of Hollywood Park Road requesting opinion towards installing "No Overnight Parking" signs</i>
6/21/10	Council Member(s)	Introduced

- | | | | |
|--|---------|----------------|--------------------------------------|
| | 6/21/10 | Parish Council | Publish/Scheduled for Public Hearing |
|--|---------|----------------|--------------------------------------|
- 6** [2010-0219](#) An ordinance approving and authorizing the execution of Change Order No. 2 (Final) for Parish Project No P070701, Maryland Drive Bridge Crossing, to increase the contract time by 131 days and to increase the contract amount by \$38,363.14.
- Sponsors:** Mr. St. Pierre Jr. and Department of Public Works
- Attachments:** [2010-0219 Change Order-F](#)
 [2010-0219 Final Ord 10-7-2 with Change Order](#)
- Legislative History**
- | | | | |
|--|---------|------------------|--------------------------------------|
| | 6/21/10 | Parish President | Introduced |
| | 6/21/10 | Parish Council | Publish/Scheduled for Public Hearing |
- 10** [2010-0228](#) An ordinance to approve and authorize the execution of a Cooperative Agreement with the LSU Ag Center for the continued support of the St. Charles Parish Cooperative Extension Service through June 30, 2015.
- Sponsors:** Mr. St. Pierre Jr.
- Attachments:** [2010-0228 Agreement-F](#)
 [2010-0228 Final Ord 10-7-3 with Agreement](#)
- Legislative History**
- | | | | |
|--|---------|------------------|--------------------------------------|
| | 6/21/10 | Parish President | Introduced |
| | 6/21/10 | Parish Council | Publish/Scheduled for Public Hearing |
- 14** [2010-0229](#) An ordinance to amend Ordinance No. 93-4-22, to provide for the clarification of "Stop" signs on Third Street and Fourth Street at the front and rear of Fifth African Baptist Church in St. Rose.
- Sponsors:** Mr. Cochran
- Attachments:** [2010-0229 Final Ord 10-7-4](#)
- Legislative History**
- | | | | |
|--|---------|-------------------|--------------------------------------|
| | 6/21/10 | Council Member(s) | Introduced |
| | 6/21/10 | Parish Council | Publish/Scheduled for Public Hearing |
- 15** [2010-0230](#) An ordinance to approve and authorize the execution of a contract with Civil Construction Contractors, LLC for project P090201-1 Culvert Replacement at Michael Dr. in the amount of \$179,496.25.
- Sponsors:** Mr. St. Pierre Jr. and Department of Public Works
- Attachments:** [2010-0230 Contract-F](#)
 [2010-0230 Final Ord 10-7-5 with Contract](#)
- Legislative History**
- | | | | |
|--|---------|------------------|--------------------------------------|
| | 6/21/10 | Parish President | Introduced |
| | 6/21/10 | Parish Council | Publish/Scheduled for Public Hearing |

- 21 [2010-0231](#) An ordinance to approve and authorize the execution of a Construction Contract with Sealevel Construction, Inc. for Project No. P090701, Lakewood Pump Station Bar Screen Cleaner Installation Project in the amount of \$1,297,217.00.

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

Attachments: [2010-0231 Contract-F](#)
[2010-0231 Final Ord 10-7-6 with Contract](#)
[2010-0231 Completion-F](#)

Legislative History

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

- [2010-0232](#) An ordinance to amend Ordinance No. 09-1-11 to terminate the Agreement between Egle' Associates and St. Charles Parish for government affairs representation before the Federal Government.

Sponsors: Mr. Cochran, Ms. Schexnaydre, Mr. Raymond, Mr. Tastet, Mr. Lambert and Mr. Nuss
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Legislative History

6/21/10	Council Member(s)	Introduced
6/21/10	Parish Council	Publish/Scheduled for Public Hearing

- 27 [2010-0233](#) An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the South Central Planning & Development Commission for Building Code Plan Review and Inspections.

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

Attachments: [2010-0233 St. Charles Fee Schedule](#)
[2010-0233 Agreement-F](#)
[2010-0233 Final Ord 10-7-7 with Agreement](#)

Legislative History

6/21/10	Parish President	Introduced
6/21/10	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.
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>

- 33** [2010-0207](#) An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P070107 Paradis Pump Station Bar Screen Cleaner and Deck to decrease the contract amount by \$67,260.00 and add nine (9) days to the contract time.

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

Attachments: [2010-0207 Change Order-F](#)
[2010-0207 Final Ord 10-7-8 with Change Order](#)

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 <i>Reported:</i> <i>Public Works Department Recommended: Approval</i>
6/21/10	Parish Council	Tabled. <i>Discussion: to table File No. 2010-0207</i>

- [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
to extend Mr. Coleman's time an additional three minutes

6/21/10 Parish Council Tabled.
Discussion: to table File No. 2010-0209

RESOLUTIONS

37 [2010-0243](#) A resolution to enact a Sales Tax Holiday in St. Charles Parish on August 6, 2010, and August 7, 2010.

Sponsors: Ms. Benedetto

Attachments: [2010-0243 Final Reso 5759](#)

APPOINTMENTS[2010-0177](#)

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

Attachments:

[2010-0177 Final Reso 5760](#)

Council will confirm nomination from the District VI Councilmember to fill the vacancy caused by the resignation of the term of Mr. Theron Dufrene. Unexpired term to begin immediately and expire May 31, 2012.

Nominee: Mr. Joshua Johnson

Legislative History

5/19/08	Parish Council	Enacted Legislation <i>Mr. Theron Dufrene appointed to the Planning & Zoning Commission as the District VI Representative on May 19, 2008, per Resolution No. 5548 Term: May 31, 2008 - May 31, 2012</i>
5/17/10	Parish Council	Vacancy Announced
6/7/10	Parish Council	Deferred 1
6/21/10	Parish Council	Nomination(s) Accepted <i>Nominee: Councilman Lambert nominated Mr. Joshua Johnson</i>
6/21/10	Parish Council	Close Nomination(s) for

[2010-0220](#)

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 Councilwoman Wendy Benedetto. One (1) year term to begin July 31, 2010 and expire July 31, 2011.

Legislative History

6/21/10	Parish Council	Vacancy Announced
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[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.

Legislative History

6/21/10	Parish Council	Vacancy Announced
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[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.

Legislative History

6/21/10	Parish Council	Vacancy Announced
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[2010-0223](#) 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 Paul J. Hogan, PE - Alternate. One (1) year term to begin July 31, 2010 and expire July 31, 2011.

Legislative History

6/21/10 Parish Council Vacancy Announced

[2010-0224](#) A resolution to appoint a member to the Civil Service Board.**Attachments:** [2010-0224 Final Reso 5761](#)

Council Chairman will accept nominations 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.

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

[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 Chairman will accept 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.

Legislative History

12/7/09 Parish Council Enacted Legislation
*Mr. Joshua D. Johnson appointed to the Zoning Board of Adjustment as the District VI Representative on December 7, 2009, per Resolution No. 5700
Term: December 7, 2009 - December 7, 2013*

6/21/10 Parish Council Vacancy Announced

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL[2010-0244](#) Executive Session: United States District Court No. 10-1557, Section B - Magistrate 3 - Bayou Fleet Partnership, LLP vs. St. Charles Parish

Sponsors: Department of Legal Services

Attachments: [Petition.5.26.10 Bayou Fleet Suit.pdf](#)

ADJOURNMENT

MEETINGS

CIVIL SERVICE BOARD: Tuesday, 7/13/10, 6:30PM, Council Chambers

COMMUNITY ACTION ADVISORY BOARD: Wednesday, 7/14/10 7PM, Council Chambers

ZONING BOARD OF ADJUSTMENT: Thursday, 7/15/10, 7PM, Council Chambers

LIBRARY BOARD: Tuesday, 7/20/10, 6PM, Council Chambers

COASTAL ZONE ADVISORY COMMITTEE: Thursday, 7/22/10, 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.