



# 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](http://www.stcharlesparish-la.gov)

### Final

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

Monday, March 6, 2017

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, Personnel, and Government Buildings Darrin Duhe, Executive Director of Technology and Communications Anthony Ayo, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Faucheux, Wastewater Assistant Director L.J. Brady, Planning & Zoning Director Michael Albert, Grants Officer Carla Chiasson, Adrienne Bourgeois, Public Information Office

### CALL TO ORDER

### PRAYER / PLEDGE

Reverend Dr. Danny Gleason  
St. Charles Methodist Church, Destrehan

### SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

#### [2017-0062](#)

In Recognition: Hahnville Volunteer Fire Department, 50 Years of Service

**Sponsors:** Mr. Wilson

**Read**

#### [2017-0063](#)

In Recognition: Sandra Zimmer, Personnel Officer

**Sponsors:** Mr. Cochran

**Read**

[2017-0064](#)

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

**Sponsors:** Mr. Woodruff and Mr. Wilson

Councilwoman Fletcher spoke on the matter.

Councilman Gibbs spoke on the matter.

**Read**

[2017-0065](#)

Proclamation: "Arc Fest in St. Charles Parish"

**Sponsors:** Mr. Woodruff

**Read**

[2017-0066](#)

Proclamation: "Lions Month in St. Charles Parish"

**Sponsors:** Mr. Woodruff

**Read**

## **REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)**

[2017-0067](#)

Tim Bonura, All South Consulting Engineers - Bike and Pedestrian Master Plan

**Sponsors:** Mr. Cochran

Mr. Tim Bonura, All South Consulting Engineers was not in attendance.

Mr. Gavin D. Gillen, All South Consulting Engineers, LLC

Councilwoman Clulee spoke on the matter.

Mr. Gillen spoke on the matter.

Councilwoman Bellock spoke on the matter.

Councilwoman Fisher-Perrier spoke on the matter.

**Reported**

[2017-0068](#)

## Department of Wastewater

Wastewater Assistant Director L.J. Brady

Councilman Hogan spoke on the matter.

Mr. Brady spoke on the matter.

Public Works/Wastewater Director Clayton Fauchaux spoke on the matter.

Councilman Woodruff spoke on the matter.

**Reported**[2017-0069](#)

## Parish President Remarks/Report

**Sponsors:** Mr. Cochran**Reported**

**IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN WILSON 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, MARCH 20, 2017, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:**

[2017-0080](#)

An ordinance to approve and authorize the execution of a contract with Sealevel Construction, Inc. for Parish Project No. S030101, Killona Force Main Extension, with a Base Bid in the amount of \$1,009,200.00.

**Sponsors:** Mr. Cochran and Department of Wastewater**Publish/Scheduled for Public Hearing to the Parish Council on March 20, 2017**

[2017-0081](#)

An ordinance to authorize the Parish President to settle and obtain a full and final compromise with Royal St. Charles Sewerage, Co., Inc. through the payment of \$32,500.00 in the matters entitled "**Royal St. Charles Sewerage Co., Inc.**", 29th Judicial District Court, Parish of St. Charles, No. 38,150 and "**Parish of St. Charles Versus Harold Falgout, Jr., Et AL**", 29th Judicial District Court, Parish of St. Charles, No. 36,793.

**Sponsors:** Mr. Cochran and Department of Legal Services

**Publish/Scheduled for Public Hearing to the Parish Council on March 20, 2017**

[2017-0082](#)

An ordinance to approve and authorize the execution of an Engineering Services Contract between Burk-Kleinpeter, Inc., and St. Charles Parish for the development and implementation of a Corrective Action Plan (CAP) for the Hydraulic Lifts Area (AOL-2) at the Former Madere's Garage located at 15042 River Road, Hahnville, LA 70057.

**Sponsors:** Mr. Cochran and General Government Buildings

**Publish/Scheduled for Public Hearing to the Parish Council on March 20, 2017**

[2017-0083](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification of Lot D-2A-1 of Fairview Plantation, from M-1 to C-3 as requested by Bruce Bourgeois for BMB Real Estate, LLC.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

**Publish/Scheduled for Public Hearing to the Parish Council on March 20, 2017**

[2017-0084](#)

An ordinance approving and authorizing the execution of an Act of Dedication for Ashton Oaks Subdivision, Luling, St. Charles Parish, LA.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

**Publish/Scheduled for Public Hearing to the Parish Council on March 20, 2017**

**ORDINANCES SCHEDULED FOR PUBLIC HEARING  
(INTRODUCED AT PREVIOUS MEETING)**[2017-0044](#)

An ordinance to approve and authorize the execution of a Contract between the State of Louisiana Division of Administration and St. Charles Parish for funding of the LA 18 Cast Iron Water Main Replacement Phase II project in Hahnville through the Louisiana Office of Community Development's FY 2015-2016 Community Water Enrichment Fund, CWEF File #1516-CWEF-STC-0001.

**Sponsors:** Mr. Cochran and Grants Office

Reported:

Grants Office Recommended: Approval

**Public Hearing Requirements Satisfied**

Enactment No: 17-3-1

**VOTE ON THE PROPOSED ORDINANCE**

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

**Nay:** 0

Enactment No: 17-3-1

[2015-0370](#)

An ordinance of the Parish of St. Charles providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 16 Nuisances, Article III. Weeds, Grass, Etc., Section 16-26. Notice to Abate and Section 16-27. Abatement by parish to amend the abatement procedures related to the required notification period.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Speakers:

Mr. Milton Allemand, Hahnville

**Public Hearing Requirements Satisfied**

Council Discussion

Legal Services Director Robert Raymond spoke on the matter.

**A motion was made by Councilmember Hogan, seconded by Councilmember Fisher-Perrier, to Postpone Indefinitely File No. 2015-0370. The motion carried by the following vote:**

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

**Nay:** 0

**Postponed Indefinitely**[2017-0061](#)

An ordinance to amend the 2017 Consolidated Operating and Capital Budget to add grant revenues to Fund 313 - LCDBG Public Facilities Construction Fund and associated capital expenditures totaling \$731,235 for the Killona Sewer Force Main Extension Project, unexpended in 2016, and to add grant revenues totaling \$68,745 as well as capital expenditures totaling \$511,048 to Fund 401 Wastewater for the Killona Sewer Force Main Extension Project unexpended in 2016.

**Sponsors:** Mr. Cochran and Department of Finance

Reported:

Finance Department Recommended: Approval

**Public Hearing Requirements Satisfied**

Enactment No: 17-3-2

**VOTE ON THE PROPOSED ORDINANCE**

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

**Nay:** 0

Enactment No: 17-3-2

**ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED**[2017-0039](#)

An ordinance to amend the St. Charles Parish Zoning Ordinance of 1981, to change the zoning classification from M-1/C-2 to R-1B on Tract 4-II-A-2A (6.27 acres), a 7,298 sq. ft. portion of a parcel designated as The Whirlpool Property, and a large portion of Undesignated Tract C of Plantation Business Campus all totaling approximately 12.75 acres as requested by Paul Joey Murray, III on behalf of P & L Investments, IX.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

Councilwoman Benedetto spoke on the matter.

**Remained Tabled**[2017-0043](#)

A resolution in support of a Preliminary Plat approval for Lots 1-30 of Destrehan Plantation Estates with a waiver from the geometric standard for lot side lines as requested by P & L Investments IX, LLC.

**Sponsors:** Mr. Cochran and Department of Planning & Zoning

**Remained Tabled**

**RESOLUTIONS**[2017-0070](#)

A resolution adopting a Louisiana Compliance Questionnaire as a required part of St. Charles Parish's annual financial and compliance audit.

**Sponsors:** Mr. Cochran and Department of Finance

Reported:

Finance Department Recommended: Approval

Public comment opened; 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: 6271

[2017-0071](#)

A resolution to approve and authorize the execution of a superseding Agreement between the State of Louisiana Department of Transportation and Development and St. Charles Parish for the funding of the St. Charles Parish East Bank Multi-Use Path, Phase VI, State Project No. H.009763, Federal Project No. H009763.

**Sponsors:** Mr. Cochran and Grants Office

Reported:

Grants Office Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

**VOTE ON THE PROPOSED RESOLUTION**

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

**Nay:** 0

Enactment No: 6272

[2016-0360](#)

A resolution requesting that the Parish President and all Department heads respond within ten (10) business days to all Parish Council letters, memos, emails, and/or any other form of communication prepared by and/or on behalf of Council Members requesting information, production of documents, input when requested on proposed ordinances or resolutions, responses to letters, or anything else that may be asked of the administration, all referred to herein as items, with the initial response providing what was requested, or at a minimum, providing 1) acknowledgment that the communication was received, and 2) a date by which the requested items will be provided.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

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

**Yea:** 1 - Hogan

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

**Failed**

[2016-0414](#)

A resolution requesting that Parish President Larry Cochran have the Parish's Legal Counsel provide a written response to the memorandum that was forwarded to his office on February 9, 2017, regarding the expenditure of budgeted funds within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Councilman Hogan motioned to Postpone Indefinitely File No. 2016-0414. Motion failed for lack of a second.

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

**Yea:** 1 - Hogan

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

**Failed**



[2016-0421](#)

A resolution requesting that Parish President Larry Cochran have the Parish's Legal Counsel provide a written response to the memorandum that was forwarded to his office on December 7, 2016, regarding a proposed ordinance regarding problem properties within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened; no public comment

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0072](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting that he provide an update on where things stand with Legal's discovery and other pretrial matters relating to the Magnolia Ridge Compliance Docket # 79141 and advise on when it is anticipated that a suit will be filed with respect to this matter, within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Council Discussion

Parish President Larry Cochran spoke on the matter.

Chief Administrative Officer Billy Raymond spoke on the matter.

Councilwoman Benedetto called for the vote.

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0073](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017 requesting that he advise on if the Parish Legal Counsel is good with the wording in ordinance to amend relating to enforcement of the burning codes, within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0074](#)

A resolution requesting that Parish President Larry Cochran provides a written response to all of the questions asked in the memorandum that was forwarded to his office on August 8, 2016, regarding the Animal Shelter and the Humane Society within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened; no public comment

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0075](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, regarding code provisions relating to shrubs, trees, and plantings within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened; no public comment

Councilman Hogan motioned to Postpone Indefinitely File No. 2017-0075. Motion failed for lack of a second.

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0076](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting he hire an engineering firm to conduct a study with respect as to what constitutes a blocked line of sight so that it can be incorporate into our codes, within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Council Discussion

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0077](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 29, 2017, requesting that he check up on the Public Works Department's review of proposed sewer code amendments referenced in an e-mail dated January 29, 2017, within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened; no public comment

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

**Yea:** 1 - Hogan

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

**Failed**

[2017-0078](#)

A resolution requesting that Parish President Larry Cochran provide a written response to the email he received on January 31, 2017, requesting a legal review and input regarding a proposed ordinance pertaining to regulating donation boxes, within seven (7) business days following the consideration of this resolution.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened; no public comment

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

**Yea:** 1 - Hogan

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

**Failed**

2017-0079

A resolution requesting an Attorney General's Opinion with respect to the executive power of the Parish President to execute the budget not being absolute in accordance with the St. Charles Parish Home Rule Charter Article IV, Section A (7) which specifically requires an ordinance from the Council to incur a debt in any manner, the Charter controlling over La. RS 39:1301, *et seq*, the Louisiana Local Government Budget Act, and the application of this Charter provision noted in a judgment rendered in Case No. 82,015 by the 29th Judicial Court for the Parish of St. Charles taking into account the Charter provision and the Charter controlling over La. RS 39:1301, in addition to advising on which budgeted funds, when spent, results in the incurring of debt which requires and ordinance.

**Sponsors:** Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public comment opened

Mr. Milton Allemand, Hahnville

Council Discussion

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

**Yea:** 1 - Hogan

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

**Failed**

## APPOINTMENTS

2017-0059

A resolution to appoint a member to the Library Service District Board of Control as the District VI Representative.

Nominee:

Councilwoman Fletcher nominated Mr. Gary M. Matherne, Sr.

**Nomination(s) Accepted**

**A motion was made by Councilmember Benedetto, seconded by Councilmember Fletcher, to Close Nomination(s) for File No. 2017-0059. The motion carried by the following vote:**

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

**Nay:** 0

**Nomination(s) Closed**

*Councilwoman Benedetto departed the meeting.*

## **ADJOURNMENT**

**A motion was made by Councilmember Woodruff, seconded by Councilmember Fletcher, to adjourn the meeting at approximately 7:50 pm. The motion carried by the following vote:**

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

**Nay:** 0

**Absent:** 1 - Benedetto

**I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.**

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**Tiffany K. Clark**  
**Council Secretary**