



St. Charles Parish

Meeting Agenda

Parish Council

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

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

Monday, June 20, 2011

6:00 PM

Council Chambers, Courthouse

Final

Minutes

ATTENDANCE

PRAYER

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

1 [2011-0218](#) Proclamation: "235th Anniversary of American Independence"

Sponsors: Mr. St. Pierre Jr.

2 [2011-0219](#) Proclamation: Catfish Festival

Sponsors: Mr. Hogan

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

[2011-0225](#) Wallace Roberts & Todd Consultants - Comprehensive Land Use
Plan Presentation

Sponsors: Mr. Nuss

[2011-0226](#) Parish President Remarks/Report

Sponsors: Mr. St. Pierre Jr.

G Monday, July 11, 2011, 6:00 pm, Council Chambers, Courthouse, Hahnville

(No items for the regular Agenda)

[2011-0228](#) An ordinance to approve and authorize the execution of a contract with Frickey Brothers Construction, LLC, for the construction of Federal Project No. 22-00876, Killona Park Development, Phase III, located at 201 LA 3141 Killona in the amount of \$144,873.00.

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

Attachments: [2011-0228 Contract-F](#)
[2011-0228 Completion-F](#)
[2011-0228 Final Ord 11-7-1 with Contract](#)

[2011-0229](#) An ordinance to approve and authorize the execution of a contract with Frickey Brothers Construction, LLC, for the Bonnet Carre Spillway Boat Launch Rehabilitation, at I - 10, Disaster Recovery CDBG Contract #684276, 45-FSCC-1001, in the amount of \$117,699.60.

Sponsors: Mr. St. Pierre Jr. and Coastal Zone Management Section

Attachments: [2011-0229 Contract-F](#)
[2011-0229 Final Ord 12-2-3 with Contract](#)
[2011-0229 Completion-F](#)

[2011-0230](#) An ordinance to approve and authorize the execution of a Construction Contract with Sealevel Construction, Inc. for Project No. P990604-1, Coronado Park Pump Station #2 Drainage Improvement Project in the amount of \$737,701.40.

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

Attachments: [Coronado Agreement.pdf](#)
[2011-0230 Contract-F](#)
[2011-0230 Final Ord 11-7-2 with Contract](#)
[2011-0230 Completion-F](#)

[2011-0231](#) 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 PARKING**” signs on both sides of Adams Street in Killona from 167 Adams Street to the intersection of Adams Street and Killona Drive.

Sponsors: Mr. Raymond

Attachments: [2011-0231 Final Ord 11-7-3](#)

[2011-0232](#) An ordinance to confirm and ratify the acquisition of Lot 29-A, Square 1 of Oakland Estates, 206 East Oakland Street, St. Rose, St. Charles Parish, Louisiana from HSBC Mortgage Services, Inc., and/or all other owners of record, as their interests may appear, in the amount of \$122,000.00.

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

Attachments: [Signed Purchase Agreement.pdf](#)

[Executed.Sale..pdf](#)

[2011-0232 Final Ord 11-7-4](#)

[2011-0233](#) An ordinance to approve and authorize modification of the Act of Conservation Servitude for Public Use and Benefit as granted by Willowridge Estates, L.L.C. and Rathborne Land Company, Inc. unto Saint Charles Parish on the 28 day of December, 1999 and to modify the consent decree between the United States of America and Willowridge Estates, L.L.C. and Rathborne Land Company, Inc. in the matter *United States of America versus Willowridge Estates, L.L.C. and Rathborne Land Company, Inc.* in order to allow for the construction of a levee to traverse the Willowridge Subdivision.

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

Attachments: [2011-0233 Final Ord 11-7-5](#)

[2011-0196](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

Sponsors: Mr. Hogan

Attachments: [2011-0196 Ltr to PZ](#)

[Cemeteries Recommendations.doc](#)

[Cemeteries Minutes 06 02 11.docx](#)

[Cemeteries in M-1 as SPU 08.04.11 minutes](#)

[Cemeteries Recommendation at a Glance](#)

[2011-0196 Failed Proposed Ordinance \(5-13-11\)](#)

[2011-0196 Failed Proposed Ordinance \(8-8-11\)](#)

Legislative History

5/13/11	Council Member(s)	Rcmnd'ation Request Fwd'd to the Department of Planning & Zoning
5/16/11	Council Member(s)	Introduced
5/16/11	Parish Council	Publish/Scheduled for Public Hearing
6/2/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
6/2/11	Planning Commission	Recommended Denial to the Parish Council
6/6/11	Parish Council	Public Hearing Requirements Not Satisfied

6/6/11 Parish Council Tabled.
Discussion: to table File No. 2011-0196

PLANNING AND ZONING PETITIONS

[2011-0213](#) 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 R-1AM to C-2 at Lot B-2, Estate of Abraham Byrd, Section 15, T13S, R20E (14952 River Road) in Hahnville LA as requested by Hankins-Kenny Ventures.

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

Attachments: [Hankins-Kenny petition in favor.pdf](#)
[Hankins-Kenny Recommendations.doc](#)
[Hankins-Kenny survey.pdf](#)
[Hankins-Kenny ZoningMap.pdf](#)
[Hankins-Kenny Ventures Minutes 06.02.11](#)
[Hankins-Kenny Ventures Rezone LUR](#)
[2011-0213 Final Ord 11-6-12](#)

Legislative History

4/5/11	Department of Planning & Zoning	Received/Assigned PH
6/2/11	Department of Planning & Zoning	Recommended Approval to the Planning Commission
6/2/11	Planning Commission	Recommended Approval to the Parish Council
6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

5 [2011-0214](#) 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 R-1A to C-1 at Lot 36A-1 (123 Elm Street), Hahnville LA, as requested by Cornelius & Terri Darensbourg.

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

Attachments: [Cornelius and Terri Darensbourg Zoning Aerial.pdf](#)
[Cornelius Recommendations.doc](#)
[Cornelius Survey.pdf](#)
[Cornelius and Terri Darensbourg Minutes 06.02.11](#)
[Cornelius and Terri Darensbourg Rezone LUR](#)
[2011-0214 Final Ord 11-6-13](#)

Legislative History

5/2/11	Department of Planning & Zoning	Received/Assigned PH
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6/2/11	Department of Planning & Zoning	Recommended Approval to the Planning Commission
6/2/11	Planning Commission	Recommended Approval to the Parish Council
6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

- 6** [2011-0215](#) 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 R-1A to R-1AM at Lot 62 & one half of Lot 63, Square A, St. Charles Terrace Subdivision (230 Terrace St.), New Sarpy LA, as requested by Theodore Collins.

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

Attachments: [Theodore ZONING MAP.pdf](#)
[Theodore Recommendations.doc](#)
[Theodore Petition.pdf](#)
[Theodore Aerial.pdf](#)
[Theodore Collins Minutes](#)
[Theodore Collins Rezone LUR](#)
[2011-0215 Final Ord 11-6-14](#)

Legislative History

4/4/11	Department of Planning & Zoning	Received/Assigned PH
6/2/11	Department of Planning & Zoning	Recommended Denial to the Planning Commission
6/2/11	Planning Commission	Recommended Approval to the Parish Council
6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

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

- 7 [2011-0201](#) An ordinance to approve and authorize the execution of a contract with Gottfried Contracting, LLC, for project S080502-1 and S080501-6 Hahnville and Destrehan Regional Wastewater Treatment Plants - Headworks and Influent Wet Well Rehabilitation in the amount of \$397,715.00.
- Sponsors:** Mr. St. Pierre Jr. and Department of Wastewater
- Attachments:** [Destrehan and Hahnville Project Section 500 - Agreement.pdf](#)
 [Letter to Introduce Ordinance](#)
 [2011-0201 Contract-F](#)
 [2011-0201 Final Ord 11-6-15 with Contract](#)
- Legislative History**
- | | | |
|--------|------------------|--------------------------------------|
| 6/6/11 | Parish President | Introduced |
| 6/6/11 | Parish Council | Publish/Scheduled for Public Hearing |
- 13 [2011-0202](#) An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P090201-1 Michael Drive Drainage Improvements to decrease the contract amount by \$17,675.00 and add forty six (46) days to the contract time.
- Sponsors:** Mr. St. Pierre Jr. and Department of Public Works
- Attachments:** [Change Order document Michael Dr.doc](#)
 [Michael drive Change Order Breakdown.pdf](#)
 [Cover Memo for Change Orders Michael Dr](#)
 [2011-0202 Change Order-F](#)
 [2011-0202 Final Ord 11-6-16 with Change Order](#)
- Legislative History**
- | | | |
|--------|------------------|--------------------------------------|
| 6/6/11 | Parish President | Introduced |
| 6/6/11 | Parish Council | Publish/Scheduled for Public Hearing |
- 16 [2011-0170](#) An ordinance to amend the Code of Ordinance by revising Chapter 22, Article V. Sewer Development Connection Fee, Section 22-107, by adding (e) and (f).
- Sponsors:** Mr. Hogan
- Attachments:** [2011-0170 4-8-11 PH memo All](#)
 [2011-0170 Final Ord 11-6-17](#)
- Legislative History**
- | | | |
|--------|-------------------|---|
| 4/8/11 | Council Member(s) | Correspondence Sent to the Parish Council, Parish President V.J. St. Pierre, Jr., Chief Administrative Officer Mr. Timothy J. Vial, Planning & Zoning Director Ms. Kimberly Marousek, Wastewater Assistant Director Mr. Sammy Accardo, from District IV Councilman Paul J. Hogan, PE, to review the proposed ordinance and advise if you have any concerns, questions, comments or suggestions and to provide comments no later than Friday, April 15, 2011; if wish to co-sponsor let the Council Secretary know by the same date. |
|--------|-------------------|---|

4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended: Approval</i>	
5/2/11	Parish Council	Postponed Indefinitely 1
	<i>Discussion: to postpone indefinitely File No. 2011-0170</i>	
6/6/11	Council Member(s)	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

- 17 [2011-0209](#) An ordinance to approve and authorize the execution of Change Order No. 1 (Final) for the construction of Federal Project No. 22-00910, Rathborne Park Development, Phase I, to increase the contract time by fifty-seven (57) days.

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

Attachments: [2011-0209 Change Order-F](#)
[2011-0209 Final Ord 11-6-18 with Change Order](#)

Legislative History

6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

- 20 [2011-0210](#) An ordinance to approve and authorize the execution of a Construction Contract with Fischer's, Inc. for Project No. P090803-2, SCP Public Works and Wastewater Office Roof Replacement Project in the amount of \$144,835.00.

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

Attachments: [2011-0210 Contract-F](#)
[2011-0210 Final Ord 11-6-19 with Contract](#)

Legislative History

6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

- 26 [2011-0211](#) An ordinance to permit a mud racing drag strip in an M-1 zoning district at 10390 Airline Drive, St. Rose on a portion of the former 60 Acres Landfill as requested by Brian Driskill and Larry D'Antoni.

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

Attachments: [AERIAL_PZSPU 2011-05_Reduced.pdf](#)
[mra_guidelines.pdf](#)
[Site Plan_PZSPU_2011-05.pdf](#)
[Recommendation at a Glance_PZSPU 2011-05.doc](#)
[Driskill Minutes](#)
[Driskill and D'Antoni LUR](#)
[2011-0211 Final Ord 11-6-20](#)

Legislative History

3/24/11	Department of Planning & Zoning	Received/Assigned PH
6/2/11	Department of Planning & Zoning <i>Approval with the following:</i>	Rcmd'd Approval w/Stip. to the Planning Commission

Waivers:

1. *Waiver from required beautification landscaping*
2. *Waiver from required dust-free hard surface for access drive and parking*

Stipulations:

1. *The application shall notify the Department of Planning and Zoning if/when attendance at any event exceeds 400 people at any time during any event. If attendance exceeds this number, Planning staff will coordinate with fire, emergency medical services, the Sheriff, and any other health/safety office to determine if additional site restrictions or requirements should be applied. The Planning and Zoning Director may require the applicant to re-file or apply for an amendment to the Special Permit.*
2. *Any gate on the driveway shall be setback a distance to allow a truck and trailer combination to safely pull onto the driveway and keep Airline Drive clear.*
3. *Emergency Medical Services (EMS) shall be on site for at least the first two events and the Planning Director working with Emergency Services shall determine whether on-site EMS will continue to be a requirement of the Special Permit thereafter.*
4. *Minor changes for clarity, as requested by Planning Staff, are allowed to the submitted site plan.*
5. *All events shall comply with the requirements of the St. Charles Parish noise ordinance.*

6/2/11	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council <i>Approval with the two waivers and five stipulations.</i>
6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing

3 [2011-0212](#) An ordinance to adopt the St. Charles Parish Comprehensive Land Use Plan: St. Charles 2030.

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

Attachments: [Public Comments.pdf](#)
 [P&Zcomm resolution.pdf](#)
 [Minutes 06 02 11 \(2\)](#)
 [2011-0212 Notice of Plan-F](#)
 [2011-0212 Final Ord 11-6-11 with Notice of Plan](#)
 [2011-0212 - SCP Parks and Rec Masterplan FINAL_V3](#)

Legislative History

6/6/11	Parish President	Introduced
6/6/11	Parish Council	Publish/Scheduled for Public Hearing
6/14/11	Legislative Committee	Meeting Cancelled

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

[2011-0196](#) An ordinance to amend the Code of Ordinances Appendix A, Section VI. D [I]. 1. c. Special Permit Uses in the M-1 Zoning District, to allow cemeteries as a Special Permit Use.

Sponsors: Mr. Hogan

Attachments: [2011-0196 Ltr to PZ](#)
 [Cemeteries Recommendations.doc](#)
 [Cemeteries Minutes 06 02 11.docx](#)
 [Cemeteries in M-1 as SPU 08.04.11 minutes](#)
 [Cemeteries Recommendation at a Glance](#)
 [2011-0196 Failed Proposed Ordinance \(5-13-11\)](#)
 [2011-0196 Failed Proposed Ordinance \(8-8-11\)](#)

Legislative History

5/13/11	Council Member(s)	Rcmd'ation Request Fwd'd to the Department of Planning & Zoning
5/16/11	Council Member(s)	Introduced
5/16/11	Parish Council	Publish/Scheduled for Public Hearing
6/2/11	Department of Planning & Zoning	No Recommendation to the Planning Commission
6/2/11	Planning Commission	Recommended Denial to the Parish Council
6/6/11	Parish Council	Public Hearing Requirements Not Satisfied

6/6/11 Parish Council Tabled.
Discussion: to table File No. 2011-0196

- 27 [2009-0423](#) An ordinance to amend the St. Charles Parish Code of Ordinances, Chapter 3 Alcoholic Beverages, Article I. In General, Sec. 3-1. Location restrictions, to clarify and further define the location restrictions with regards to the sale of alcoholic beverages.

Sponsors: Mr. Hogan

Attachments: [2009-0423 Failed Proposed Ordinance \(11-02-09\)](#)
[2009-0423 Failed Proposed Ordinance \(06-20-11\)](#)
[2009-0423 Failed Proposed Ordinance \(08-08-11\)](#)
[2009-0423 Failed Proposed Ordinance \(09-06-11\)](#)

Legislative History

10/19/09	Council Member(s)	Introduced
10/19/09	Parish Council	Publish/Scheduled for Public Hearing
11/2/09	Parish Council	Tabled.
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended:</i>	<i>Approval</i>
	<i>Discussion: to table File No. 2009-0423</i>	
11/2/09	Parish Council	Reconsidered
	<i>Discussion: to reconsider the vote on File No. 2009-0423</i>	
11/2/09	Parish Council	Tabled.
	<i>Discussion: to table File No. 2009-0423</i>	
11/2/09	Parish Council	Public Hearing Requirements Satisfied
11/2/09	Parish Council	Approved 1
	Proposed ordinance failed for lack of a majority by the following vote	
12/7/09	Legislative Committee	Discussed.
4/18/11	Council Member(s)	Introduced
4/18/11	Parish Council	Publish/Scheduled for Public Hearing
5/2/11	Parish Council	Amended
	<i>Amendment: to amend the proposed ordinance under "SECTION I. Revised: (b)" to change "... street being at right angles to the public street ..." to read "... street being at approximately right angles to the public street ..."</i>	
5/2/11	Parish Council	Public Hearing Requirements Not Satisfied
5/2/11	Parish Council	Tabled 1 to the Legislative Committee
	<i>Discussion: to table File No. 2009-0423 and send to the Legislative Committee</i>	
5/16/11	Parish Council	Removed from the Table 1
5/16/11	Parish Council	Amended
	<i>Amendment: to accept the revised version of File No. 2009-0423</i>	

5/16/11	Parish Council	Public Hearing Requirements Satisfied
	<i>Reported:</i>	
	<i>Councilman Hogan Recommended:</i>	<i>Approval</i>
5/16/11	Parish Council	Tabled.
	Discussion:	to table File No. 2009-0423
6/6/11	Parish Council	Removed from the Table 1
6/6/11	Parish Council	Tabled.
	Public Hearing	previously satisfied.
	Discussion:	to table File No. 2009-0423

RESOLUTIONS

- 28 [2011-0224](#) A resolution authorizing the Parish President to acquire Lot 29-A of Oakland Estates, St. Rose, St. Charles Parish, Louisiana, which property is more particularly described in the attached Purchase Agreement, at its appraised value of \$122,000.00, from HSBC Mortgage Services, Inc., and/or all other owners of record, as their interests may appear, said property to be used by St. Charles Parish for drainage improvement purposes, including but not limited to drainage conveyance and access to the Drainage Pump Station known as the "Oakland Pump Station".

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

Attachments: [Signed Purchase Agreement.pdf](#)
[2011-0224 Final Reso 5833](#)

APPOINTMENTS

- [2011-0220](#) Appoint a member to the River Region Caucus.
- On July 11, 2011, Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilwoman Wendy Benedetto. Term to begin July 31, 2011 and expire January 9, 2012.*
- [2011-0221](#) Appoint a member to the River Region Caucus.
- On July 11, 2011, Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilman Larry Cochran. Term to begin July 31, 2011 and expire January 9, 2012.*
- [2011-0222](#) Council Alternate Appointment to the River Region Caucus.
- On July 11, 2011, Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilman Marcus M. Lambert - Alternate. Term to begin July 31, 2011 and expire January 9, 2012.*

[2011-0223](#) Council Alternate Appointment to the River Region Caucus.

On July 11, 2011, Council Chairman will accept nomination to fill the vacancy caused by the expiration of the term of Councilman Paul J. Hogan, PE - Alternate. Term to begin July 31, 2011 and expire January 9, 2012.

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

[2011-0227](#) Calendar of Official Action for the 2012 Budget: Set Public Hearing Dates - Grant Dussom

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

Attachments: [Calendar 2012 Budget.doc](#)
[2012 Budget Summary \(sent to paper 9.23.2011\).pdf](#)
[2012 Budget Message.pdf](#)
[2012 Budget Summary \(New format 11 09\).pdf](#)
[2011-0227 Final Ord 11-11-1 with Exhibits](#)

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

*ZONING BOARD OF ADJUSTMENT: Thursday, 6/23/11, 7PM, Council Chambers
HOUSING AUTHORITY: Tuesday, 6/28/11, 6PM, Council Chambers
HOSPITAL BOARD: Wednesday, 6/29/11, 9AM, Council Chambers
COASTAL ZONE ADVISORY COMMITTEE: Thursday, 6/30/11, 6:30PM, Council Chambers
PLANNING & ZONING COMMISSION: Thursday, 7/7/11, 7PM, Council Chambers*

ADJOURNMENT

Twenty-First Annual Independence Day Celebration: Sunday, 7/3/11, 6PM - 9PM, Luling Bridge Park - Fireworks Display at Dark

PARISH HOLIDAY: Monday, 7/4/11 - Independence Day

*****PLEASE NOTE THAT THERE WILL BE A THREE (3) WEEK LAPSE BETWEEN COUNCIL MEETINGS. THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, JULY 11, 2011.*

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.