



St. Charles Parish

Meeting Agenda

Parish Council

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

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
www.stcharlesparish-la.gov

Monday, March 20, 2017

6:00 PM

Council Chambers, Courthouse

Final

CALL TO ORDER

PRAYER / PLEDGE

Reverend Richard Williams
New Hope Baptist Church, Hahnville

APPROVAL OF MINUTES

Regular Meeting – February 20, 2017
Regular Meeting – March 6, 2017

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 [2017-0087](#) In Recognition: Paige Elizabeth Sanchez, Boutte River Region Lions Club 2016 Miss Queen IV

 Sponsors: Mr. Hogan
 Attachments: [2017-0087 Paige Sanchez](#)

- 2 [2017-0088](#) In Recognition: Elizabeth Claire Coneglio, Boutte River Region Lions Club 2016 Teen Miss Queen IV

 Sponsors: Mr. Wilson
 Attachments: [2017-0088 Elizabeth Coneglio](#)

- 3 [2017-0089](#) In Recognition: Annaliese Marie Munson, Boutte River Region Lions Club 2016 Junior Miss Queen IV

 Sponsors: Mr. Woodruff
 Attachments: [2017-0089 Annaliese Munson](#)

- 4 [2017-0090](#) Proclamation: Trash Bash Cleanup and Recycling Awareness Day in St. Charles Parish

 Sponsors: Mr. Cochran
 Attachments: [2017-0090 Trash Bash](#)

- 5 [2017-0091](#) Proclamation: "Realtor® Appreciation Day"
- Sponsors: Ms. Benedetto
- Attachments: [2017-0091 Realtor Day](#)
- 6 [2017-0092](#) Proclamation: "Child Abuse Prevention Month"
- Sponsors: Mr. Cochran
- Attachments: [2017-0092 Child Abuse](#)
- 7 [2017-0093](#) Proclamation: "Parkinson's Disease Awareness Month"
- Sponsors: Ms. Benedetto
- Attachments: [2017-0093 Parkinson's](#)
- 8 [2017-0094](#) Proclamation: United Way of St. Charles Bridge Run Day
- Sponsors: Ms. Fisher-Perrier and Ms. Benedetto
- Attachments: [2017-0094 Bridge Run](#)
- 9 [2017-0095](#) Proclamation: "National Service Recognition Day"
- Sponsors: Mr. Cochran
- Attachments: [2017-0095 National Service Day](#)

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- [2017-0085](#) Animal Control
- [2017-0086](#) Parish President Remarks/Report
- Sponsors: Mr. Cochran

ORDINANCES / RESOLUTIONS INTRODUCED FOR PUBLICATION / PUBLIC HEARING

Monday, April 3, 2017, 6:00 pm, Council Chambers, Courthouse, Hahnville

(No items for the regular Agenda)

PLANNING AND ZONING PETITIONS

- 10 [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

Attachments: [2017-0083 Recommendation at a Glance](#)
[2017-0083 LUR PZR-2017-07 Bruce Bourgeois for BMB Real Estate LLC](#)
[2017-0083 COUNCIL PACKET](#)

Legislative History

2/10/17	Department of Planning & Zoning	Received/Assigned PH
3/2/17	Department of Planning & Zoning	Recommended Approval to the Planning Commission
3/2/17	Planning Commission	Recommended Approval to the Parish Council
3/6/17	Parish President	Introduced
3/6/17	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

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

- 19 [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

Attachments: [2017-0080 Contract Killona FM](#)
[2017-0080 Servitude-F](#)

Legislative History

3/6/17	Parish President	Introduced
3/6/17	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council

- 27 [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

Legislative History

3/6/17 Parish President Introduced

3/6/17 Parish Council Publish/Scheduled for Public Hearing to the Parish Council

- 28 [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

Attachments: [2017-0082 Old Madere's Garage Engineering contract \(single Project\)](#)
[2017-0082 BKIMadre' Garage AOI-2 CAP Proposal](#)
[2017-0082 LDEQ CAP Letter](#)

Legislative History

3/6/17 Parish President Introduced

3/6/17 Parish Council Publish/Scheduled for Public Hearing to the Parish Council

- 42 [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

Attachments: [2017-0084 Act of Dedication](#)
[2017-0084 P&Z checklist](#)
[2017-0084 Dedication packet](#)

Legislative History

3/6/17 Parish President Introduced

3/6/17 Parish Council Publish/Scheduled for Public Hearing to the Parish Council

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

- 63** [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

Attachments: [2017-0039 Recommendation at a Glance_Destrehan Plantation Estates_Rezon](#)
[2017-0039 Minutes 02.02.17 Destrehan Plantation Estates \(Rezone\)](#)
[2017-0039 LUR PZR-2017-05 P L Investments LLC](#)
[2017-0039 DRAFT REVISED Preliminary Plat](#)
[2017-0039 COUNCIL PACKET DESTREHAN PLTN ESTATES](#)
[2017-0039 Maps](#)

[This proposed ordinance was tabled on February 20, 2017; public hearing requirements were satisfied.]

Legislative History

1/5/17	Department of Planning & Zoning	Received/Assigned PH
2/2/17	Department of Planning & Zoning	Recommended Denial to the Planning Commission
2/2/17	Planning Commission	Recommended Approval to the Parish Council
2/6/17	Parish President	Introduced
2/6/17	Parish Council	Publish/Scheduled for Public Hearing to the Parish Council
2/20/17	Parish Council	Public Hearing Requirements Satisfied
	Reported:	
	P & Z Department Recommended: Denial	
	Planning Commission Recommended: Approval	
	Speakers:	
	Mr. Mike Landry, Norco, General Manager ADM Growmark	
	Planning & Zoning Director Michael Albert spoke on the matter.	
	Mr. Landry spoke on the matter.	
	Mr. Joey Murray, Murray Architects, Inc., Destrehan, representing P & L Investments, IX	
2/20/17	Parish Council	Tabled.
	Council Discussion	
	Mr. Albert spoke on the matter.	
	Parish President Larry Cochran spoke on the matter.	

2/20/17	Parish Council	Tabled.
3/6/17	Parish Council	Remained Tabled
	Councilwoman Benedetto spoke on the matter.	

- 80** [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

Attachments: [2017-0043 Recommendation at a Glance_Destrehan Plantation Estates_Prelim](#)
[2017-0043 Minutes 02.02.17 Destrehan Plantation Estates \(Rezone\)](#)
[2017-0043 ADDENDUM LUR PZS-2017-07 PRELIM PLAT Destrehan Plantatio](#)
[2017-0043 COUNCIL PACKET DESTREHAN PLTN ESTATES](#)

[This proposed resolution was tabled on February 20, 2017.]

Legislative History

1/5/17	Department of Planning & Zoning	Received/Assigned PH
2/2/17	Department of Planning & Zoning	Rcmd'd Approval w/Stip. to the Planning Commission
	Approval contingent with a waiver from the geometric standard for lot side lines.	
2/2/17	Planning Commission	Rcmd'd Approval w/Stip. to the Parish Council
	Approval with a waiver from the geometric standard for lot side lines.	
2/20/17	Parish President	Introduced
2/20/17	Parish Council	Tabled.
	Reported:	
	P & Z Department Recommended: Approval w/Stipulation	Approval
	contingent with a waiver from the geometric standard for lot side lines.	
	Planning Commission Recommended: Approval w/Stipulation	
	Approval contingent with a waiver from the geometric standard for lot side lines.	
	Public comment opened	
	Mr. Joey Murray, Murray Architects, Inc., Destrehan	
2/20/17	Parish Council	Tabled.
3/6/17	Parish Council	Remained Tabled

RESOLUTIONS

- 106** [2017-0098](#) A resolution in support of the resubdivision of Parcel D-2A of Fairview Plantation with side lot lines that are not perpendicular to the Airline Drive, the street frontage.

Sponsors: Mr. Cochran and Department of Planning & Zoning

Attachments: [2017-0098 Recommendation at a Glance](#)
[2017-0098 LUR PZS-2017-14 Bruce Bourgeois for BMB Real Estate, LLC](#)
[2017-0098 COUNCIL PACKET](#)

Legislative History

2/10/17	Department of Planning & Zoning	Received/Assigned PH
3/2/17	Department of Planning & Zoning	Rcmnd'd Approval w/Stip. to the Planning Commission
	Approval with a waiver to the St. Charles Parish Subdivision Regulation requirement that all lot lines shall be at right angles to straight street lines or radial to curved street lines.	
3/2/17	Planning Commission	Rcmnd'd Approval w/Stip. to the Parish Council
	Approval with a waiver to the St. Charles Parish Subdivision Regulation requirement that all lot lines shall be at right angles to straight street lines or radial to curved street lines.	

- 112** [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

Legislative History

10/17/16	Council Member(s)	Introduced
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10/17/16	Parish Council	Amended
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
	Council Discussion	
	Amendment:	to amend the proposed resolution in the "SUMMARY" and in the "NOW, THEREFORE, BE IT RESOLVED Section" to change "...five (5) business days ..." to read "...ten (10) business days ...".
10/17/16	Parish Council	Amended
10/17/16	Parish Council	Approved as Amended
	Further Council Discussion	
	Parish President Larry Cochran spoke on the matter.	
10/17/16	Parish Council	Failed
11/14/16	Council Member(s)	Introduced
11/14/16	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
11/14/16	Parish Council	Failed
11/28/16	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
11/28/16	Parish Council	Failed
11/28/16	Council Member(s)	Introduced
2/20/17	Council Member(s)	Introduced
2/20/17	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
	Council Discussion	
	Parish President Larry Cochran spoke on the matter.	
2/20/17	Parish Council	Failed
3/6/17	Council Member(s)	Introduced

3/6/17 Parish Council Approved
Reported:
Councilman Hogan Recommended: Approval

Public comment opened
Mr. Milton Allemand, Hahnville

3/6/17 Parish Council Failed

- 113** [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

Attachments: [2016-0421 Backup Info](#)

Legislative History

12/5/16 Legislative Committee Discussed.

3/6/17 Council Member(s) Introduced

3/6/17 Parish Council Approved
Reported:
Councilman Hogan Recommended: Approval

Public comment opened; no public comment

3/6/17 Parish Council Failed

- 115** [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

Attachments: [2017-0072 Backup Info](#)

Legislative History

3/6/17 Council Member(s) Introduced

3/6/17 Parish Council Approved
 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.

3/6/17 Parish Council Failed

- 136** [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

Attachments: [2017-0073 Backup Info](#)

Legislative History

3/6/17 Council Member(s) Introduced

3/6/17 Parish Council Approved
 Reported:
 Councilman Hogan Recommended: Approval

Public comment opened
 Mr. Milton Allemand, Hahnville

3/6/17 Parish Council Failed

- 138** [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

Attachments: [2017-0074 Backup Info](#)

Legislative History

3/6/17 Council Member(s) Introduced

3/6/17 Parish Council Approved
 Reported:
 Councilman Hogan Recommended: Approval

Public comment opened; no public comment

3/6/17 Parish Council Failed

- 141** [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

Attachments: [2017-0076 Backup Info](#)

Legislative History

3/6/17	Council Member(s)	Introduced
3/6/17	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened	
	Mr. Milton Allemand, Hahnville	
	Council Discussion	
3/6/17	Parish Council	Failed

- 143** [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

Attachments: [2017-0077 Backup Info](#)

Legislative History

3/6/17	Council Member(s)	Introduced
3/6/17	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
3/6/17	Parish Council	Failed

- 147 [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

Attachments: [2017-0078 Backup Info](#)

Legislative History

3/6/17	Council Member(s)	Introduced
3/6/17	Parish Council	Approved
	Reported:	
	Councilman Hogan Recommended:	Approval
	Public comment opened; no public comment	
3/6/17	Parish Council	Failed

- 150 [2017-0096](#) A resolution requesting that the Parish President take the necessary steps needed to have all sunken vessels located within Bayou Gauche and the portion of Bayou Des Allemands located within St. Charles Parish removed in accordance with the provisions provided for in Louisiana Revised Statute 34:843.

Sponsors: Mr. Hogan

Attachments: [2017-0096 backup](#)

- 152 [2017-0097](#) A resolution requesting that Parish President Larry Cochran have the Legal Department provide a written response to the email he was copied on dated February 23, 2017 asking how much time does a resident have to respond to the issue regarding the illegal chickens at 119 Kerry's Point and in addition to an update on where things stand at this point in time and the planned path forward to have this issue resolved.

Sponsors: Mr. Hogan

Attachments: [2017-0097 back-up](#)

APPOINTMENTS

- 157 [2017-0059](#) A resolution to appoint a member to the Library Service District Board of Control as the District VI Representative.

Council will confirm nomination for the District VI appointment to the board to fill the vacancy created by the expiration of the term of Mr. Larry LaBorde. Five (5) year term to begin April 1, 2017 and expire April 1, 2022. Nominee: Mr. Gary M. Matherne, Sr.

Legislative History

7/21/14	Parish Council	Enacted Legislation Mr. Larry LaBorde appointed to the Library Board of Control on July 21, 2014, per Resolution No. 6093 Term: July 21, 2014 - April 1, 2017
2/20/17	Parish Council	Vacancy Announced
3/6/17	Parish Council	Nomination(s) Accepted Nominee: Councilwoman Fletcher nominated Mr. Gary M. Matherne, Sr.
3/6/17	Parish Council	Close Nomination(s) for
3/6/17	Parish Council	Nomination(s) Closed

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

LIBRARY BOARD: Tuesday, 3/21/17, 6PM, Council Chambers
*HURRICANE PROTECTION PROJECTS COMMITTEE MEETING: Wednesday, 3/22/17, 5PM, Council Chambers, **Discussion: Levee Update*
*SPECIAL PROJECTS/PUBLIC SAFETY, HEALTH, AND ENVIRONMENTAL COMMITTEE: Wednesday, 3/22/17, Immediately following Hurricane Committee, Council Chambers, **Discussion: LAMP & DFIRM*
*LEGISLATIVE COMMITTEE: Wednesday, 3/22/17, Immediately following Special Projects Committee, Council Chambers, **Discussion: Change of zoning classification & preliminary plat approval requested by P & L Investments IX, LLC (File No. 2017-0039 & 2017-0043)*
COASTAL ZONE ADVISORY COMMITTEE: Thursday, 3/23/17, 6:30PM, Council Chambers
HOUSING AUTHORITY: Tuesday, 3/28/17, 6PM, Council Chambers
HOSPITAL BOARD: Wednesday, 3/29/17, 10AM, Council Chambers
ST. CHARLES PARISH COUNCIL MEETING: Monday, 4/3/17, 6PM, Council Chambers

ANNOUNCEMENTS

*IMPORTANT DATES FOR THE MARCH 25, 2017 HOUSE OF REPRESENTATIVES
DISTRICT 92 SPECIAL ELECTION FOR PRECINCT 5/5:*

**Tuesday March 21, 2017 - Last day to Request Absentee Mail Ballots*

**Friday March 24, 2017 - Last Day for Registrar to receive Voted Absentee Ballot*

**Saturday March 25, 2017 - Election Day*

*IMPORTANT DATES FOR THE APRIL 29, 2017 SPECIAL HOUSE OF REP.
DISTRICT 92, SENATE DISTRICT 2, & PARISHWIDE SCHOOL BOARD MILLAGE
RENEWAL ELECTION:*

**Wednesday March 29, 2017 – Last Day to Register to Vote*

**Saturday April 8, 2017 – Last Day to Register to Vote Online at geauxvote.com*

**Tuesday April 25, 2017 - Last Day to Request Absentee Mail Ballots*

**Early Voting: Saturday April 15th, Monday April 17th – Saturday April 22nd: At The
Registrar of Voters Office (8:30 am till 6:00 pm): Westbank - Courthouse, 15045 River
Rd. Hahnville; Eastbank - Arterbury Building, 14564 River Rd. New Sarpy*

**Friday April 28, 2017 - Last Day for Registrar to receive Voted Absentee Ballot*

**Saturday April 29, 2017 - Election Day*

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) 783-5000 to discuss the particular accommodations needed.