



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

Final

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

Monday, July 22, 2019

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

- Present** 6 - Wendy Benedetto, Paul J. Hogan, Mary K. Clulee, William Woodruff, Traci A. Fletcher, and Julia Fisher-Perrier
- Absent** 3 - Terrell D. Wilson, John R. 'Dick' Gibbs, and Marilyn B. Bellock

Also Present

Parish President Larry Cochran, Executive Secretary Robin Delahoussaye, Legal Services Director Robert Raymond, Chief Administrative Officer Billy Raymond, Executive Director Darrin Duhe, Executive Director Dwayne LaGrange, Executive Director Micah Cormier, Finance Director Grant Dussom, Public Works/Wastewater Director Clayton Fauchaux, Senior Projects Manager Sam Scholle, Earl Matherne, Planning Administrator, Emergency Preparedness Director Joe Ganote, Heather Keller, Public Information Office

CALL TO ORDER

PRAYER / PLEDGE

Deacon Donnie Hills
First Baptist Church of Paradis

Chairman Fisher Perrier entertained a motion and a second to temporarily suspend Council Rule 14 and replace with the following: no member No member may speak until recognized by the Chairman. The Chairman shall recognize members by order on the electronic voting system. If the electronic voting system is inoperable in whole or in part, or unavailable, then the Chairman shall name the member to speak in the order in which the requests are received. Each member shall confine himself to the question under debate, avoid personalities, and refrain from impugning the motives of any other member's argument or vote. While a member is speaking, no member shall hold any private discourse. The Chairman should be addressed during all meetings as "Mr. Chairman" or "Madame Chairman", as is gender appropriate.

Councilman Wilson arrived in the meeting.

A motion was made by Councilmember Benedetto, seconded by Councilmember Clulee, to suspend and replace Council Rule 14. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

APPROVAL OF MINUTES

A motion was made by Councilmember Wilson, seconded by Councilmember Benedetto, to approve the minutes from the regular meeting of July 1, 2019. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

1 2019-0223

**In Recognition: St. Charles Catholic High School Comets Baseball
2019 LHSAA Division II State Champions**

Sponsors: Mr. Cochran

Public comment not opened

A motion was made by Councilmember Benedetto, seconded by Councilmember Clulee, to deviate from the regular order of the agenda to take up File No. 2019-0223; a matter not on the agenda. The motion carried by the following vote

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Deviated

2019-0223

In Recognition: St. Charles Catholic High School Comets Baseball
2019 LHSAA Division II State Champions

Sponsors: Mr. Cochran

Read

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

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Returned

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

2019-0214

Department of Finance

Mr. Philip Rebowe, CPA, CFE, CCA, Carr, Riggs & Ingram, LLC
Ms. Amy Verberne, CPA, Carr, Riggs & Ingram, LLC

Reported

2019-0215

Civil Service Board/Personnel Office

Discussion: to defer File No. 2019-0215 until a later date

Report Deferred

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, AUGUST 5, 2019, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

2019-0216

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. S150301A St. Rose Sewer Network Upgrade to increase the contract amount by \$36,683.96 and decrease the number of days by 140.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0217

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. S170701 Hahnville Wastewater Treatment Plant (UV Upgrade) to increase the contract amount by \$18,950.00 and increase the number of days by 16.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0218

An ordinance to rename Rue La Cannes, Luling to Deputy Jeff Watson Street.

Sponsors: Mr. Cochran

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0220

An ordinance to approve and authorize the execution of a contract with Barriere Construction Co., LLC for the construction of Parish Project No. P160302-6, Road Maintenance 2019, with Base Bid and Alternate No. 1, in the amount of \$1,247,333.00.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0221

An ordinance to amend the 2019 Consolidated Operating and Capital Budget, Amendment No. 3, to add revenues including transfers totaling \$29,642,001 and accumulated fund balance of \$38,899,882 and expenditures, including transfers, totaling \$71,608,642 for the Roads and Drainage Fund - Fund 112, Parish Transportation Fund 102, Flood Protection Fund 123, and Capital Projects Fund 310 (West Bank Hurricane Protection Levee) for construction, architectural/engineering, and other fees unexpended in 2018 for various parish projects that were not completed during 2018.

Sponsors: Mr. Cochran and Department of Finance

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0222

An ordinance to levy an assessment on the 2019 ad valorem tax bills of property owners that are delinquent in paying outstanding invoices for removal of weeds, grass, etc. in accordance with the St. Charles Parish Code, Chapter 16, Article III, Weeds, Grass, etc. and to levy an assessment on the ad valorem tax bills of property owners that are delinquent in paying outstanding charges incurred for the removal of unsafe structures, trash and debris in accordance with Chapter 16, Article IV, Sec. 16-48(b).

Sponsors: Mr. Cochran and Department of Planning & Zoning

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0224

An ordinance to approve and authorize the execution of an Agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

Sponsors: Mr. Cochran, Ms. Benedetto, Mr. Wilson, Ms. Clulee, Mr. Gibbs, Mr. Woodruff, Ms. Fletcher and Ms. Fisher-Perrier

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

2019-0226

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No P160302-5, Road Maintenance 2018, to balance the contract quantities with actual quantities resulting in a decrease of \$125,845.75 and an increase in time of twenty-four (24) days.

Sponsors: Mr. Cochran and Department of Public Works

Publish/Scheduled for Public Hearing to the Parish Council on August 5, 2019

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN FISHER-PERRIER AUTHORIZED THAT THE RESOLUTION, 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, AUGUST 19, 2019, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

2019-0219

A resolution authorizing the St. Charles Parish Council to approve the Industrial Tax Exemption application for W.R. Grace & Co., Project ID: 20180053-ITE for participation in the Industrial Tax Exemption Program for an expansion project at the company's manufacturing facility in Norco, Louisiana.

Sponsors: Mr. Cochran and Department of Economic Development and Tourism

Publish/Scheduled for Public Hearing to the Parish Council on August 19, 2019

ORDINANCES / RESOLUTION SCHEDULED FOR PUBLIC HEARING (INTRODUCED AT PREVIOUS MEETING)

2 2019-0195

An ordinance to approve and authorize the execution of a construction contract with Hard Rock Construction, LLC for Parish Project Number P180501, Highway 90 Sinkholes Remediation, in the amount of \$163,955.40.

Sponsors: Mr. Cochran and Department of Public Works

Reported:

Public Works Department Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

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

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 19-7-4

9 2019-0205

An ordinance to amend the Code of Ordinances for the Parish of St. Charles, Chapter 5 Boats, Docks and Waterways, Section 5-5 Abandoned vessels in parish waterways.

Sponsors: Mr. Hogan

Reported:

Councilman Hogan Recommended: Approval

Public Hearing Requirements Satisfied

Council Discussion

Parish President Larry Cochran spoke on the matter.

Legal Services Director Robert Raymond spoke on the matter.

President Cochran spoke on Mr. Raymond's behalf.

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

Chairman Fisher-Perrier stated for the record she would like to reconsider her vote from yea to nay.

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

Yea: 1 - Hogan

Nay: 6 - Benedetto, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Absent: 2 - Gibbs and Bellock

Failed

2019-0213

A resolution to amend the Parish Council Rules to provide further clarification therein.

Sponsors: Ms. Fisher-Perrier

A revised version of the proposed resolution with Councilwoman Benedetto and Councilman Gibbs added as co-sponsors appeared in the July 22, 2019 Agenda along with revised Council Rule 14.

Amended

2019-0213

A resolution to amend the Parish Council Rules to provide further clarification therein.

Sponsors: Ms. Fisher-Perrier, Ms. Benedetto and Mr. Gibbs

Chairman Fisher-Perrier explained the revised version needed to be accepted and asked if anyone else would like to co-sponsor File No. 2019-0213.

Councilman Wilson and Councilwoman Fletcher requested that their names be added as co-sponsors.

Amendment: to amend the proposed resolution by adding Councilman Wilson and Councilwoman Fletcher as co-sponsors

A motion was made by Councilmember Clulee, seconded by Councilmember Wilson, to Amend File No. 2019-0213; the proposed resolution, and to accept the revised version of Council Rule 14. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Amended

10 2019-0213

A resolution to amend the Parish Council Rules to provide further clarification therein.

Sponsors: Ms. Fisher-Perrier, Ms. Benedetto, Mr. Gibbs, Mr. Wilson and Ms. Fletcher

Reported:

Councilwoman Fisher-Perrier Recommended: Approval

Councilwoman Benedetto Recommended: Approval

Councilman Gibbs Recommended: Approval

Councilman Wilson Recommended: Approval

Councilwoman Fletcher Recommended: Approval

Chairman Fisher-Perrier spoke on the matter.

Public Hearing Requirements Satisfied

Council Discussion

Councilwoman Clulee motioned to Postpone Indefinitely File No. 2019-0213. Motion failed for a lack of a second.

Further Council Discussion

VOTE ON THE PROPOSED RESOLUTION AS AMENDED

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 6421

ORDINANCES SCHEDULED FOR PUBLIC HEARING AND ADOPTION AT THIS PUBLIC MEETING (INTRODUCED AT PREVIOUS MEETING)

27 2019-0210

An ordinance adopting, setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for General Parochial Purposes; constructing, acquiring, maintaining, operating, extending and/or improving levees, facilities and structures associated with outer flood protection systems within the Parish; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Council on Aging Program (2); Road Lighting District No. 1; the ARC of St. Charles; paying any costs associated with acquiring, constructing, improving, maintaining and operating wastewater facilities and systems in the Parish.

Sponsors: Mr. Cochran and Department of Finance

Reported:

Finance Department Recommended: Approval

Public Hearing Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 19-7-5

29 2019-0211

An ordinance adopting, setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for the purpose of maintaining, operating, constructing, improving and supporting public libraries of said Parish.

Sponsors: Mr. Cochran and Department of Finance

Reported:

Finance Department Recommended: Approval

Finance Director Grant Dussom asked Ms. Leann Benedict, St. Charles Parish Library Director, to explain File No. 2019-0211.

Ms. Benedict spoke on the matter.

Public Hearing Requirements Satisfied

Council Discussion

Ms. Benedict spoke on the matter.

Parish President Larry Cochran spoke on the matter.

VOTE ON THE PROPOSED ORDINANCE

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 19-7-6

2019-0225

A resolution in support of Councilwoman Wendy Benedetto for Region II Member of the Police Jury Association of Louisiana.

Sponsors: Ms. Fisher-Perrier

Public comment opened on the deviation; no public comment

Chairman Fisher-Perrier allowed Councilman Hogan to speak on the matter.

A motion was made by Councilmember Woodruff, seconded by Councilmember Clulee, to deviate from the regular order of the agenda to take up File No. 2019-0225; a matter not on the agenda. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Deviated

Reported:

Councilwoman Fisher-Perrier Recommended: Approval

Amendment: to amend the proposed resolution in the second "BE IT FURTHER RESOLVED" to change "Louisiana" to read "Region II"

A motion was made by Councilmember Fisher-Perrier, seconded by Councilmember Hogan, to Amend File No. 2019-0225. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Amended

30 2019-0225

A resolution in support of Councilwoman Wendy Benedetto for Region II Member of the Police Jury Association of Louisiana.

Sponsors: Ms. Fisher-Perrier

Public comment opened; no public comment

Council Discussion

VOTE ON THE PROPOSED RESOLUTION AS AMENDED

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 6422

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

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Returned

APPOINTMENTS**31 2019-0185**

A resolution to appoint Mr. Ralph M. Wilderson to the St. Charles Parish Civil Service Board.

VOTE ON THE APPOINTMENT OF MR. RALPH M. WILDERSON

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 6423

32 2019-0186

A resolution to appoint Ms. Beverly A. Delaune to the St. Charles Parish Library Board of Control as the District III Representative.

VOTE ON THE APPOINTMENT OF MS. BEVERLY A. DELAUNE

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

Enactment No: 6424

2019-0187

A resolution to appoint a member to the St. Charles Parish Library Board of Control as the District IV Representative.

Deferred

Chairman Fisher-Perrier deferred to Parish President Larry Cochran for a few announcements as well as an update on the storm. President Cochran gave an update on Hurricane Barry, the West Bank Hurricane Levee, the West Shore Levee, and introduced Mr. Micah Cormier, Executive Director over Public Information, GIS, and IT.

ADJOURNMENT

A motion was made by Councilmember Benedetto, seconded by Councilmember Fletcher, to adjourn the meeting at approximately 7:21 pm. The motion carried by the following vote:

Yea: 7 - Benedetto, Hogan, Wilson, Clulee, Woodruff, Fletcher and Fisher-Perrier

Nay: 0

Absent: 2 - Gibbs and Bellock

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.


Michelle Impastato
Council Secretary

The Parish of St. Charles

July 22, 2019

The St. Charles Parish Council
and the Parish President
do hereby Recognize

St. Charles Catholic High School
Comets Baseball

2019 LHSAA DIVISION II
STATE CHAMPIONS

2019 TEAM ROSTER

Bryce Authement	D.J. Fendt	Nick Lorio
Marc Bordelon	Jacob Ganote	Joey Nuccio
Jason Bosco	Robby Gilbert	Eli Ory
Owen Bourgeois	Kendall Harris	Jace Oubre
Sutton Bourgeois	Noah Hymel	Cade Pregeant
Peyton Broussard	T.J. Lasseigne	Evan Roussel
Joe Chiarella	Nicholas Lemoine	Caleb St. Martin
Justin Dumas	Kaile Levatino	Joshua Tamplain

Coaching Staff

Director of Baseball Operations: Michael Monica
Head Coach: Wayne Stein
Coaching Staff: Kyle Fauchoux, Tyler Forsythe, Austin Weber,
Zach Weber,

"PARISH OF PLENTY"
created in 1807 from the county of the
"German Coast", a parish of
unprecedented economic and social
development, known for its
hospitality, rural living and sporting
opportunities... with the added
distinction of being located
on both sides of the
Mighty Mississippi River.

LARRY COCHRAN
PARISH PRESIDENT

PAUL J. HOGAN, PE
COUNCILMAN AT LARGE, DIV. B

TERRELL D. WILSON
COUNCILMAN, DISTRICT I

MARY K. CLULEE
COUNCILWOMAN, DISTRICT II

DICK GIBBS
COUNCILMAN, DISTRICT III

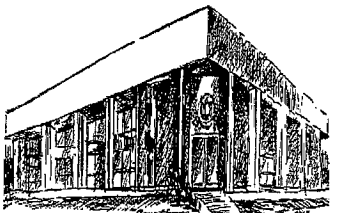
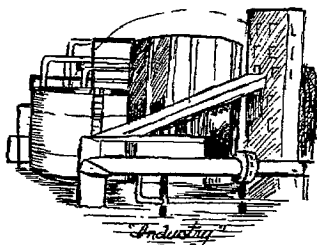
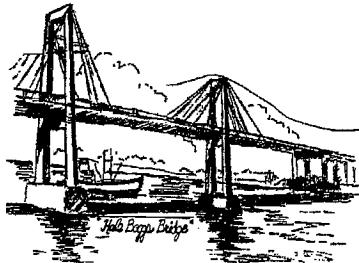
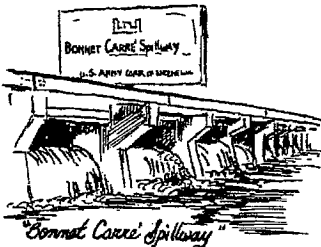
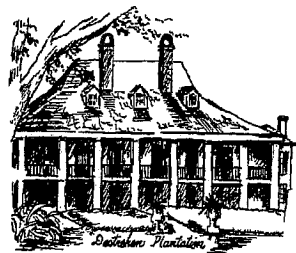
WENDY BENEDETTO
COUNCILWOMAN AT LARGE, DIV. A

WILLIAM BILLY WOODRUFF
COUNCILMAN, DISTRICT IV

MARILYN B. BELLOCK
COUNCILWOMAN, DISTRICT V

TRACI A. FLETCHER
COUNCILWOMAN, DISTRICT VI

JULIA FISHER-PERRIER
COUNCILWOMAN, DISTRICT VII



2019-0195

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 19-7-4

An ordinance to approve and authorize the execution of a construction contract with Hard Rock Construction, LLC for Parish Project Number P180501, Highway 90 Sinkholes Remediation, in the amount of \$163,955.40.

WHEREAS, two sinkholes developed along Highway 90 due to the failure of two sections of the Parish's existing stormwater drainage system; and,

WHEREAS, sealed bids were received by St. Charles Parish on June 11, 2019, to remediate this section of the Parish's stormwater drainage system; and,

WHEREAS, T. Baker Smith, LLC has reviewed the bids and recommended that the contract be awarded to the lowest responsive bidder, Hard Rock Construction, LLC in the amount of \$163,955.40.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the bid of Hard Rock Construction, LLC, for Parish Project Number P180501, Highway 90 Sinkholes Remediation, is hereby approved and accepted, in the amount of in the amount of \$163,955.40.

SECTION II. That the Parish President is hereby authorized to execute said contract on behalf of the Parish of St. Charles.

SECTION III. A final Notice of Contract shall be printed and filed in place of the contract documents with the St. Charles Parish Clerk of Court and in the records of the St. Charles Parish Council.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
FISHER-PERRIER

NAYS: NONE

ABSENT: GIBBS, BELLOCK

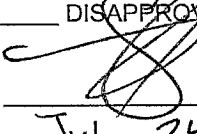
And the ordinance was declared adopted this 22nd day of July, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: 

RETD/SECRETARY: July 24, 2019

AT: 8:30 am RECD BY: 

SECTION 00500

CONTRACT

This agreement entered into this 29th day of July, 2019, by Hard Rock Construction, LLC, hereinafter called the "Contractor", whose business address is 1255 Peters Road, Harvey, LA 70058, and the St. Charles Parish, hereinafter called the "Owner".

Owner and Contractor, in consideration of premises and the mutual covenants; consideration and agreement herein contained, agree as follows:

ARTICLE 1

STATEMENT OF WORK

- 1.01 Contractor shall furnish all labor and materials and perform all of the work required to build, construct and complete in a thorough and workmanlike manner:
- 1.02 The abovementioned work shall be completed in strict accordance with Contract Documents prepared by: T. Baker Smith, L.L.C.
- 1.03 It is recognized by the parties herein that said Contract Documents including by way of example and not of limitation, the Drawings and Specifications dated March 18, 2019, Addendum Number 1, the Instruction to Bidders, Supplemental Instructions to Bidders, Louisiana Uniform Public Works Bid Form, General Conditions, Supplementary Conditions (if applicable), any Addenda thereto, impose duties and obligations upon the parties herein, and said parties thereby agree that they shall be bound by said duties and obligations. For these purposes, all of the provisions contained in the aforementioned Contract Documents are incorporated herein by reference with the same force and effect as though said Contract Documents were herein set out in full.
- 1.04 The Work is generally described as follows: Rehabilitative construction to remove and replace deficient drainage structures causing (2) sinkholes along Highway 90.

ARTICLE 2

ENGINEER

- 2.01 The Project has been designed by T. Baker Smith, L.L.C. who is hereinafter called "Engineer" and who will assume all duties and responsibilities and have the rights and authority assigned to Engineer in the Contract Documents in connection with completion of the Work in accordance with the Contract Documents.

ARTICLE 3

CONTRACT TIME

- 3.01 The Contractor shall complete all of the Work under the Contract within 45 calendar days from the date stated in the Notice to Proceed.

ARTICLE 4

LIQUIDATED DAMAGES

- 4.01 Owner and Contractor recognize that the Owner will suffer direct financial loss if Work is not completed within the Contract Time specified plus any extensions thereof allowed in accordance with these General Conditions of this Contract, and therefore, time is of the essence. They also recognize the delays, expense and difficulties involved in proving in a legal proceeding the actual loss suffered by Owner if the Work is not completed on time. Accordingly, instead of requiring any such proof, Contractor and Surety agree to forfeit and pay Owner Five Hundred dollars \$500.00 per day as Liquidated Damages for delay (but not as a penalty). Such Liquidated Damages will be assessed for each calendar day that expires after the Contract Time. This amount represents a reasonable estimate of Owner's expenses for extended delays and the costs associated therein. This provision shall be effective between the parties ipso facto and without demand or putting in default, it being specifically agreed that the Contractor by his mere failure to complete the work on or before the date specified shall be deemed in default.

ARTICLE 5

CONTRACT PRICE

- 5.01 The Owner will pay and the Contractor will accept in full consideration for the performance of the Contract the sum of:
- a) (\$163,955.40) One Hundred Sixty-Three Thousand, Nine Hundred Fifty-Five Dollars and Forty Cents based on unit prices specified within this contract document. Contract price is firm and subject only to modification by written Change Order agreed to and signed by both parties and the Engineer and approved by the St. Charles Parish Council.

ARTICLE 6

PAYMENT PROCEDURES

- 6.01 Contractor shall submit Applications for Payment to the Engineer in accordance with Article 15 of the General Conditions. Applications for Payment will be processed by Engineer as provided in the General Conditions.
- 6.02 Progress Payments. Progress payments will be based upon estimated quantities of contract unit price items or upon estimated percentages of completion of the schedule of lump sum values of labor and materials incorporated into the Work or suitably stored, on the last day of each month or other mutually agreed regular monthly date ending the progress payment period, less retainage.
- 6.03 Application for Payment Form. The form of the Application for Payment must be suitable to the Owner. The Owner reserves the right to withhold payment until the form of Application for Payment is deemed acceptable by the Owner.
- 6.04 Retainage. Per Paragraph 15.01.D retainage shall be withheld and payments will be made by the Owner in the payment amount of:
- a) Ninety percent (90%) of the approved payment applications for projects with contract of less than \$500,000.00; or
 - b) Ninety-five percent (95%) of the approved payment applications for projects with contract prices of \$500,000.01 or greater.
- 6.05 The normal retainage shall not be due the Contractor until after Substantial Completion and expiration of the forty-five (45) day lien period and submission to the Engineer of a clear lien certificate and invoice for retainage.
- 6.06 Final Payment. Upon the final completion of all Work, the Contractor may request a final inspection and may make a final Application for Payment as provided by Paragraph 15.06 of the General Conditions.
- 6.07 Final Acceptance. When Final Acceptance is granted by the Owner, the Owner shall file the certificate with the Recorder of Mortgages for St. Charles Parish.
- 6.08 At the expiration of the lien period the Contractor shall obtain a certificate from the Recorder of Mortgages of the Parish of St. Charles that the Contract is clear of any liens or privileges, and said certificate shall be presented to the Owner for final payment and release of retainage, less any such sums as may be lawfully withheld under the Contract.

- 6.09 Claims. Pursuant to La. R.S. 38:2242, when the Owner receives any claim of nonpayment arising out of the Contract, the Owner shall deduct such claim from the Contract Sum. The Contractor, or any interested party, may deposit security, in accordance with La. R.S. 38:2242.2, guaranteeing payment of the claim with the Recorder of Mortgages for St. Charles Parish. When the Owner receives original proof of such guarantee from the Recorder of Mortgages, the claim deduction will be added back to the Contract Sum.

ARTICLE 7

CONTRACTOR'S REPRESENTATIONS

- 7.01 In order to induce Owner to enter into this Agreement, Contractor makes the following representations:
- 7.02 Contractor has familiarized itself with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and laws and regulations that in any manner may affect cost, progress, performance or finishing of the Work.
- 7.03 Contractor has studied carefully all reports of explorations and tests of subsurface physical conditions and drawings of physical conditions which are identified in the Information Available To Bidders and as provided in the General Conditions.
- 7.04 Contractor has obtained and carefully studied (or assumed responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests, reports and studies (in addition to or to supplement those referred to in Paragraph 2 above) which pertain to the subsurface or physical conditions at or contiguous to the site or which otherwise may affect the cost, progress, performance or furnishing of the Work as Contractor considers necessary for the performance or furnishing of the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents. In exercising its responsibility with respect to subsurface conditions and physical conditions at the site, Contractor has or will obtain or perform at no additional cost to the Owner such additional examinations, investigations, explorations, tests, reports, studies, or similar information or data as may be required by Contractor for such purposes.

ARTICLE 8

CONTRACT DOCUMENTS

- 8.01 The following Contract Documents, which comprise the entire Agreement between Owner and Contractor, are all hereby made a part of that Agreement to the same extent as if incorporated herein in full:
- a) Contract (Section 00500)
 - b) Performance Bond (Section 00611)

- c) Payment Bond (Section 00610)
- d) Insurance Certificates
- e) Advertisement for Bids (Section 00010)
- f) Louisiana Uniform Public Works Bid Form (Section 00300)
- g) Addenda (Numbers 1 to 1 inclusive)
- h) Contract documents bearing the general title "Highway 90 Sinkhole Remediation" dated March 18, 2019.
- i) Drawings, consisting of a cover sheet dated March 18, 2019 and the sheets listed on Drawing "Title Sheet & Layout Map"; each sheet bearing the following general title: Highway 90 Sinkhole Remediation
- j) General Conditions (Section 00700)
- k) Supplementary Conditions (if applicable for compliance purposes) (Section 0800)

There are no Contract Documents other than those listed above in this Article 8. The Contract may only be amended, modified or supplemented as provided for in the General Conditions.

ARTICLE 9

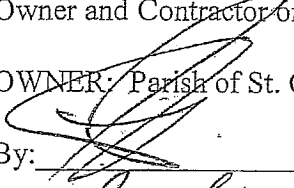
MISCELLANEOUS

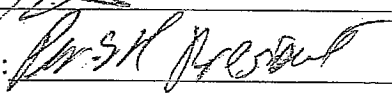
- 9.01 No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and, unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents. Notwithstanding the foregoing, the Owner may assign this contract to the State of Louisiana or any political subdivision, municipality, special district or authority thereof without Contractor's consent and without recourse.
- 9.02 Owner and Contractor each binds himself, his partners, successors, assigns and legal representatives to the other party hereto, his partners, successors, assigns and legal representatives in respect to all covenants, agreements and obligations contained in the Contract Documents.

9.03 It is hereby agreed and understood by the parties hereto that any and all disputes that may result in litigation shall be litigated in the 29th Judicial District Court for the Parish of St. Charles.

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement effective as of the date first written above. All portions of the Contract Documents have been signed or identified by Owner and Contractor or by Engineer on their behalf.

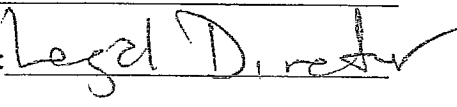
OWNER: Parish of St. Charles

By: 

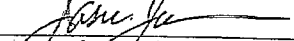
Title: 

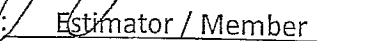
ATTEST:

By: 

Title:  Legal Director


CONTRACTOR: Hard Rock Construction, L.L.C.

By: 

Title:  Estimator / Member

ATTEST:

By: 

Title:  Estimating Assistant

END OF SECTION

2019-0205

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN-AT-LARGE, DIVISION B

An ordinance to amend the Code of Ordinances for the Parish of St. Charles, Chapter 5 Boats, Docks and Waterways, Section 5-5 Abandoned vessels in parish waterways.

WHEREAS, sunken vessels pose or have the potential of posing environmental issues, safety issues, and impacts on our waterfront communities; and,

WHEREAS, abandoned vessels are aesthetically unpleasant and affects the peaceful use and enjoyment for nearby waterfront community property owners; and,

WHEREAS, the State of Louisiana has passed Louisiana Revised Statute 34:843 which gives local governing authority jurisdiction allowing local municipalities to address abandoned vessels in waterways; and,

WHEREAS, it is the desire of the Council to prevent having future sunken vessels impact our waterways and our communities and which lessens the beauty of our waterways.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Code of Ordinances, Chapter 5 Boats, Docks and Waterways, Section 5-5 Abandoned vessels in parish waterways be hereby amended by adding the following with new text underlined and deleted text in ~~striketrough~~:

Section 5-5. Abandoned vessels and objects in parish waterways.

Abandoned and/or sunken tugs, towboats, barges, watercraft, ships, vessels, equipment, machinery, or any object of any kind or description, whether foreign or domestic, which has sank or has been left unattended, stored, junked, or abandoned in any canal, coulee, drainage ditch, outfall canal, bayou, bay, lake, or any other waterway, whether navigable or not, or on the banks thereof within St. Charles Parish are strictly prohibited. The provisions for addressing abandoned vessels violations shall be in accordance with R.S. 34:843. Owners of these prohibited items shall be cited by the Department of Planning & Zoning with a demand that the prohibited item be addressed within thirty (30) days. Failure to comply shall result in the Department of Planning & Zoning referring the case to the Legal Department which shall immediately begin enforcement proceedings in accordance with the provisions of R.S. 34:843.

SECTION II. That the provisions of Section I shall only apply to objects of any kind or description whether foreign or domestic, which has sank, been left unattended, stored, junked, or abandoned in any canal, coulee, drainage ditch, outfall canal, bayou, bay, lake, or any other waterway, whether navigable or not, or on the banks thereof within St. Charles Parish following the adoption of this ordinance.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: HOGAN

NAYS: BENEDETTO, WILSON, CLULEE, WOODRUFF, FLETCHER, FISHER-PERRIER

ABSENT: GIBBS, BELLOCK

PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY ON JULY 22, 2019.

2019-0205 Failed Amend Code - Chapter 5 Sec. 5-5 abandoned vessels (6-19-19) (L_7-1-19) - PH (003)

2019-0213

**INTRODUCED BY: JULIA FISHER-PERRIER, COUNCILWOMAN, DISTRICT VII
WENDY BENEDETTO, COUNCILWOMAN-AT-LARGE, DIVISION A
DICK GIBBS, COUNCILMAN, DISTRICT III
TERRELL D. WILSON, COUNCILMAN, DISTRICT I
TRACI A. FLETCHER, COUNCILWOMAN, DISTRICT VI**

RESOLUTION NO. 6421

A resolution to amend the Parish Council Rules to provide further clarification therein.

WHEREAS, the current Parish Council Rules were adopted on January 11, 2016; and,
WHEREAS, it is the desire of the Parish Council to amend and clarify said Council Rules.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, do hereby amend the Parish Council Rules to provide further clarification therein.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

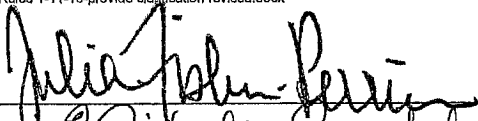
YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER, FISHER-PERRIER

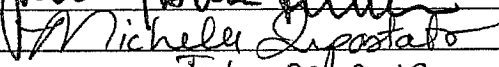
NAYS: NONE

ABSENT: GIBBS, BELLOCK

And the resolution was declared adopted this 22nd day of July, 2019, to become effective five (5) days after publication in the Official Journal.


2019-0213 Amend PC Rules 1-11-16-provide clarification revised.docx

CHAIRMAN: 


SECRETARY: 

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED:  DISAPPROVED: _____

PARISH PRESIDENT: 

RETD/SECRETARY: July 24, 2019

AT: 8:30 am RECD BY: 

ST. CHARLES PARISH COUNCIL
COUNCIL RULES

Council Rules

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COUNCIL RULES

RULE 1. The St. Charles Parish Council shall hold Regular Meetings in the Council Chambers of the Parish Courthouse, 15045 River Road, Hahnville, LA which shall commence at 6:00 o'clock P.M., on the first and third Mondays of each month. The Parish Council shall establish an annual meeting schedule in December of each year for the following year. Any such meeting may be held, rescheduled, not scheduled or cancelled as desired by the Parish Council.

Regular meetings shall adjourn at 10:00 P.M. and any pending business shall be immediately resumed at the next regular meeting of the Parish Council.

EXCEPTION: Two-thirds of the members may vote to extend a regular meeting one (1) hour.

RULE 2. Special meetings of the Council may be held on twenty-four (24) hours' effective notice by the Secretary to each member upon the call of the Chairman or of a majority of the members. The notice of special meetings shall contain a statement of the specific item or items of business to be transacted and no other business shall be transacted at the meeting. Special meetings of the Council may be convened without the required notice where such is waived in writing by all of the members of the Council. All meetings shall be open to the public; however, the Parish Council may go into Executive Session as provided by law.

RULE 3. The Chairman of the Council shall be the presiding officer of the Council. The Vice Chairman of the Council shall preside in the absence of the Chairman. In the absence of both the Chairman and Vice Chairman, the highest ranking Council member shall preside while the Council elects a Chairman pro-tem who will preside until the Chairman or Vice Chairman arrives.

RULE 4. The Chairman of the Council shall vote on all questions except when filling vacancies on the Council or in the Office of Parish President. If, however, there is a tie vote when filling these vacancies, the Chairman shall vote to break the tie, as per the St. Charles Parish Home Rule Charter.

RULE 5. Votes on all matters shall be taken electronically or by roll call, and the names of the Council member and how each voted shall be entered into the Official Minutes.

RULE 6. At each Organizational Meeting of a new term and at the first regular meeting in December annually thereafter, the Parish Council shall elect from among its members a Chairman and a Vice Chairman, effective at the Organizational Meeting or the first meeting of January, as appropriate, who shall serve at its pleasure. Terms of the Chairman and Vice Chairman shall not be limited by these Council Rules.

RULE 7. The Official Minutes shall record all the transactions of the Council, however, it is not to be considered a verbatim transcript of Council Meetings. In all cases where a resolution or motion is entered in the Official Minutes, the name of the member moving the same shall be entered also.

RULE 8. A quorum of the Parish Council for the transaction of business shall consist of five members. When a quorum is present, the Council shall proceed to the business before it, which shall be conducted in the following order:

1. Chairman's Call, Roll Call, Prayer, Pledge of Allegiance
2. The approval or correction and approval of the Official Minutes
3. Special Business (Proclamations, Canvass Returns, Etc.)
4. Reports
At each Council meeting one Department Head/Agency from each sector of the Government of St. Charles Parish shall provide a not-to-exceed ten minute report on the current activities of his department/agency.
5. Ordinances & Resolutions Introduced for Publication And Public Hearing
6. Planning and Zoning Petitions
7. Ordinances Scheduled for Public Hearing
8. Ordinances/Resolutions Which Have Been Tabled
[Shall only appear on two (2) subsequent regular meeting Agendas]
9. Persons to Address the Council
10. Ordinances for Reconsideration by Reason of the Parish President's Veto
11. Resolutions
12. Appointments
13. Meetings, Announcements, Notices, Etc.
14. Special Matters to be Considered by Council and Parish President
15. Adjournment

RULE 9. The Chairman shall preserve decorum and order, may speak to points of order in preference to other members, and shall decide all questions of order. To preserve decorum and order, the Chairman shall prohibit the discussion of matters which are repetitious, redundant, not germane or completed.

RULE 10. The Chairman may, at any time during debate or otherwise, declare a recess for not more than ten minutes, provided there is no objection. Should a member of the Council object, the recess shall be voted on the by the Council.

RULE 11. Other than for the purpose of asking a question or when required to answer questions, no members shall speak more than twice on the same question and for no longer than three minutes, except by two-thirds consent of the Council, and then not until every other member desiring to speak shall have had an opportunity to do so.

RULE 12. No motion or proposition of a subject different from that under consideration shall be admitted under guise of amendment.

RULE 13. While the Chairman is putting the question, no member shall leave his seat until the vote is completed. If the electronic voting system is inoperable or unavailable, then the Chairman shall order the vote by roll call, at his option.

RULE 14. No member may speak until recognized by the Chairman. The Chairman shall recognize members by order on the electronic voting system. If the electronic voting system is inoperable in whole or in part, or unavailable, then the Chairman shall name the member to speak in the order in which the requests are received. Each member shall confine himself to the question under debate, avoid personalities, and refrain from impugning the motives of any other member's argument or vote. While a member is speaking, no member shall hold any private discourse. The Chairman should be addressed during all meetings as "Mr. Chairman" or "Madame Chairman", as is gender appropriate.

RULE 15. No motion shall be put or debated in the Council or in a committee unless it is seconded. When a motion is seconded, it shall be stated by the Chairman.

RULE 16. If the electronic voting system is inoperable or unavailable and two or more members request the floor at the same time, the Chairman shall name the member who is to speak first.

RULE 17. All nominations for appointments shall lie over until the next meeting of the Council, except when emergency action mandates. Items that do not require Council action are placed on the agenda for information only and shall not be read at Council meetings.

Confirmation Questionnaires must be completed and returned to the Office of the Council Secretary by 4:00 o'clock p.m. on the fourth business day preceding a Parish Council Meeting. Failure to complete or return the questionnaire prior to the deadline shall automatically disqualify the nomination.

RULE 18. The rules contained in the current edition of Robert's Rules of Order Newly Revised shall govern the Council in all cases to which they are applicable and in which they are not inconsistent with the special rules for this Council or law.

RULE 19. These rules and regulations which have been adopted by this Council may be temporarily suspended except as herein provided by a vote of two-thirds of all Council members present. The rules may be repealed, altered, or amended by concurrence of a majority of all Council members, but motion for this purpose must be in writing, and lie over for at least one week after introduction before final passage.

RULE 20. The right of a member to address the Council on a question of personal privilege shall be limited to cases in which his integrity, character, or motives are assailed, questioned or impugned. The right of a member to address the Council on a question of personal privilege as herein defined shall not be limited by Rule 11.

RULE 21. An ordinance may be introduced by any Council member or by the Parish President at any regular or special meeting of the Council. Upon introduction of any ordinance, the Council Secretary shall distribute at least one (1) copy to each of the Council members and to the Parish President. After the ordinance has been introduced and unless it is rejected at the same meeting by the affirmative vote of not less than two-thirds of the Council members, the Council shall cause the ordinance, or a summary thereof, to be published in the official parish journal at least once together with a notice of the date, time and place, when and where it will be given a public hearing and be considered for final passage.

RULE 22. Every member who shall be present when a question is stated from the Chairman shall vote thereon, unless excused by the Council, or unless he asks to be recused because of a personal interest in the question, in which case he shall not vote. Any Council member may suggest that another Council member should recuse himself and the Council shall be the judge as to whether a Council member shall recuse himself.

RULE 23. Votes on all matters shall be taken electronically or by roll call and entered in the Official Minutes. When the Chairman has called for the taking of a vote, all debate on the question shall be deemed concluded and during the voting, no member shall be permitted to explain his vote.

RULE 24. The result of all votes shall be announced by the Chairman and no vote shall be changed after the Chairman has announced the vote.

RULE 25. Any matter before the Council may be considered at any time, the Order of Business notwithstanding, provided at least five (5) of the Council members vote in the affirmative.

RULE 26. When a question is under debate, the following motions shall be in order and shall have precedence over each other in order, as listed:

Privileged Motions:

- | | | |
|---------------------------------------|---|---|
| 1. Fix the time to which to adjourn | A | R |
| 2. Adjourn (without qualification) | | |
| 3. Recess (immediate, short) | A | |
| 4. Question of Privilege (noisy, hot) | | |
| 5. Call for the Orders of the Day | | |

Subsidiary Motions:

- | | | | |
|--|---|---|---|
| 6. Lay on the Table (temporary in an emergency) | | | |
| 7. Previous question (close debate) | | | R |
| 8. Limit or extend limits of debate | A | | R |
| 9. Postpone or Postpone to a Certain Time | D | A | R |
| 10. Commit or Refer | D | A | R |
| 11. Amend | D | A | R |
| 12. Postpone Indefinitely (to kill) | D | | R |
| 13. MAIN MOTION (May only be made when NO motion is pending) | D | A | R |

**D/Debatable; A/Amendable;
R/May be reconsidered**

RULE 27. The privileged motion to adjourn shall be in order when not qualified in any way, except when members are voting or when the previous question has been adopted.

RULE 28. A motion to lay on the table is not debatable and it takes to the table all its adhering motions. A motion to take from the table shall require an affirmative vote of at least five members of the Council, except that when it is moved at the same meeting at which it was laid on the table, it shall require an affirmative vote of two-thirds (6 members) of the Council.

RULE 29. When consideration of a motion or other proposition is postponed indefinitely, it shall not be again taken up at the same meeting. A motion to postpone indefinitely shall not open the main question to debate.

RULE 30. There are only two degrees of amendment. The primary amendment shall be germane to the main motion, and the secondary shall be germane to the primary amendment. On an amendment to "Strike out and insert", the paragraph to be amended shall first be read as it stands, then the words proposed to be stricken out, then those to be inserted, and finally the paragraph as it will stand if so amended shall be read.

RULE 31. Any council member may raise the motion to reconsider a vote at any time during the same meeting. A vote can be reconsidered by any council member at any future meeting provided the ordinance has not become law.

RULE 32. The Council may authorize the appointment of special committees by an affirmative vote of at least five (5) of its members. At each Organizational Meeting of a new term and at the first regular meeting in January annually thereafter, the Chairman of the Council shall name a Council member to act as Chairman of each committee and give instructions as to the committee's responsibilities and when it is to report. The Council may discharge the committee by an affirmative vote of at least five (5) of its members.

RULE 33. Any communication which is pertinent to a pending Ordinance may be attached by the Secretary to that Ordinance and may be read before voting thereon.

RULE 34. The necessary copies of every proposed Ordinance or Resolution shall be furnished to the Secretary of the Council by 4:00 o'clock p.m. on the sixth business day before the date of a Council Meeting except that Committee Reports and/or Committee recommendations shall have a deadline of 12:00 o'clock noon on the fourth business day before the date of a Council Meeting.

RULE 35. Ordinances and Resolutions returned with the veto of the Parish President shall be considered to be on the floor. The Secretary shall enter the objections of the Parish President thereto at large upon the Official Minutes and the Council shall proceed to consider the question: "Shall the Ordinance pass, the objection of the Parish President notwithstanding?" The vote shall be taken electronically or by roll call vote and entered upon the Official Minutes. If two-thirds of the Council members vote to pass the Ordinance, the Chairman shall certify the fact thereon over his signature.

RULE 36. No Council member shall make personal, impertinent, slanderous or profane remarks to any member of the Council, staff or general public during any regular, special or committee meeting of the Council. Any Council member who makes such remarks, or who utters loud, threatening, personal or abusive language, or engages in any other disorderly conduct which disrupts, disturbs or otherwise impedes the orderly conduct of any Council meeting shall be immediately ruled out of order by the Chairman. If the offending Council member continues, the Chairman or a majority of the Council, may adjourn the meeting and name the time and place where a new meeting shall be called, or have security remove the offending Council member for the remainder of the meeting.

RULE 37. All persons in attendance at any Council, Board, or Agency meetings shall be restricted to the Courthouse lobbies or the audience section of the Council Chambers, except for authorized Parish Council/Administrative personnel and authorized members of the press. Legislative and Executive personnel shall be responsible for enforcement.

RULE 38. Each person who attends a Council meeting or addresses the Council shall not make personal, impertinent, slanderous or profane remarks to any member of the Council, staff or the general public. Any person who makes such remarks, or who utters loud, threatening, personal or abusive language, or engages in any other disorderly conduct which disrupts, disturbs or otherwise impedes the orderly conduct of any Council meeting shall be immediately ruled out of order by the Chairman. If the offending person or persons continue, the Chairman or a majority of the council may have the person or persons removed by security for the remainder of the meeting.

RULE 39. The Council authorizes the Council Secretary and Council Staff to handle all incoming mail and e-mails to the Council Office as follows: All incoming mail and emails are opened and copied for public record. If the envelope is marked Personal or Confidential this mail will be forwarded to the Councilmember unopened. It will then become the responsibility of the Councilmember to make those documents readily available as public record upon request.

RIGHT TO DIRECT PARTICIPATION

COUNCIL GUIDELINES

No person shall be denied the right to observe and, within Council guidelines, to address the Council provided that the person has submitted a written request containing the nature of the subject to be discussed. All requests and pertinent information must be received by the Council Secretary at least one (1) week prior to the scheduled meeting. (Home Rule Charter, Article VII., Section I.)

Each person may speak once no longer than five (5) minutes except with two-thirds consent of the Council, an additional three (3) minutes may be granted to either individuals or groups. Any representative of a group addressing the Council shall state the complete name of the group in the letter request, and shall furnish the Council with a letter signed by a simple majority of the members of the Board of Directors of the group, organization or association stating permission to address the Council; the date and time that meeting was held giving said permission; and the subject to be addressed. A bonafide charter of the organization certified (ratified) by the State of Louisiana shall be filed with the Council Secretary. A current list of Executive Officers and/or Board Members shall be submitted to the Council Secretary annually or when changes occur.

PUBLIC HEARING PARTICIPATION

Persons wishing to speak in *favor of* or in *opposition* to ordinances and/or resolutions (including Planning and Zoning petitions) scheduled for public hearing shall be allowed three (3) minutes.

2019-0210

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT
(DEPARTMENT OF FINANCE)**

ORDINANCE NO. 19-7-5

An ordinance adopting, setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for General Parochial Purposes; constructing, acquiring, maintaining, operating, extending and/or improving levees, facilities and structures associated with outer flood protection systems within the Parish; constructing, maintaining, and operating the Parish Road Maintenance program, Parish Recreation program, Parish Fire Protection, Mosquito Control Program, E-911 Telephone System, Health Unit and Council on Aging program; Council on Aging Program (2); Road Lighting District No. 1; the ARC of St. Charles; paying any costs associated with acquiring, constructing, improving, maintaining and operating wastewater facilities and systems in the Parish.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That acting under the authority of Section 23 of Article VII of the Constitution of the State of Louisiana and Section 47.1705(B) of the Louisiana Revised Statutes of 1950, as amended.

A. As Governing authority of St. Charles Parish and Road Lighting District No.1 of St. Charles Parish, acting under the authority of special elections held in said Parish, there is hereby levied, assessed and imposed special taxes on all of the taxable property within the Parish and the respective Districts for the year 2019 for the respective purposes contained in the propositions voted upon at said elections, and said taxes shall be levied, assessed and imposed at the following millage rates:

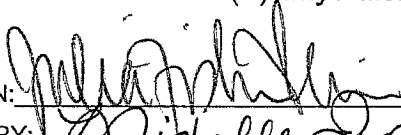
	2019 Millages Levied
General Parochial	3.17
Levees	4.07
ARC	0.67
Road Lighting District No. 1	1.01
Road Maintenance Program	5.90
Recreation Program	2.96
Mosquito Control Program	1.08
Council on Aging Program	0.96
Council on Aging Program (2)	0.80
Fire Protection	1.45
E-911 Telephone System	0.97
Wastewater Facilities	2.20
Health Unit	0.61

SECTION II. That the proper administrative officers of the Parish of St. Charles, State of Louisiana, be and they are hereby empowered, authorized and directed to spread said taxes, as herein above set forth, upon the assessment roll of said Parish for the year 2019, and to make the collection of the respective taxes imposed for and on behalf of said Parish and said Districts, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:


YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
 FISHER-PERRIER
NAYS: NONE
ABSENT: GIBBS, BELLOCK
ABSTAIN: NONE

And the ordinance was declared adopted this 22nd day of July, 2019 to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: 


SECRETARY: 

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED:  DISAPPROVED: _____

PARISH PRESIDENT: _____

RETD/SECRETARY: July, 24, 2019

AT: 8:30 am RECD BY: 

2019-0211

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT
(DEPARTMENT OF FINANCE)**

ORDINANCE NO. 19-7-6

An ordinance adopting, setting forth, levying and imposing taxes on all property subject to taxation in the Parish of St. Charles, State of Louisiana, as required by Section 23 of Article VII of the Constitution of Louisiana and Revised Statute 47.1705(B) for the purpose of maintaining, operating, constructing, improving and supporting public libraries of said Parish.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That acting under the authority of Section 23 of Article VII of the Constitution of the State of Louisiana and Section 47.1705(B) of the Louisiana Revised Statutes of 1950, as amended.

A. As Governing authority of the Library Service District No.1 of St. Charles Parish, acting under the authority of special election held in said Parish, there is hereby levied, assessed and imposed special tax on all of the taxable property within the Parish and the respective District for the year 2019 for the respective purposes contained in the proposition voted upon at said election, and said tax shall be levied, assessed and imposed at the following millage rate:

Library Service District No. 1

2019 Millage Levied

4.53

SECTION II. That the proper administrative officers of the Parish of St. Charles, State of Louisiana, be and they are hereby empowered, authorized and directed to spread said taxes, as herein above set forth, upon the assessment roll of said Parish for the year 2019, and to make the collection of the respective tax imposed for and on behalf of said District, according to law, and that the tax herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and the collection thereof shall be enforceable in the manner provided by law.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
FISHER-PERRIER
NAYS: NONE
ABSENT: GIBBS, BELLOCK
ABSTAIN: NONE

And the ordinance was declared adopted this 22nd day of July, 2019 to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]
SECRETARY: Michelle Lapastol
DLVD/PARISH PRESIDENT: July 23, 2019
APPROVED: [Signature] **DISAPPROVED:** _____

PARISH PRESIDENT: _____
RETD/SECRETARY: July 24, 2019
AT: 8:30 am **RECD BY:** [Signature]

2019-0225

INTRODUCED BY: JULIA FISHER-PERRIER, COUNCILWOMAN, DISTRICT VII

RESOLUTION NO. 6422

A resolution in support of Councilwoman
Wendy Benedetto for Region II Member of the
Police Jury Association of Louisiana.

WHEREAS, Wendy Benedetto is currently Councilwoman-At-Large, Division A in St. Charles Parish. She also served as Councilwoman for District III from 2008-2016; and,

WHEREAS, Wendy Benedetto is currently the Vice Chairman of the St. Charles Parish Council. She also served as Vice Chairman of the St. Charles Parish Council in 2011 and 2018; and,

WHEREAS, Wendy Benedetto served as Council Chairman of the St. Charles Parish Council in 2013 and 2016; and,

WHEREAS, Wendy Benedetto is currently the Chairman of the Legislative Committee in St. Charles Parish. She has served as the Chairman of the Legislative Committee since 2016; and,

WHEREAS, Wendy Benedetto is an active member of the Police Jury Association of Louisiana where she is Vice Chairman of the Community Development Committee; and,

WHEREAS, Wendy Benedetto is an active member of the National Association of County Officials where she is a member of the Community, Economic, and Workforce Development Policy Steering Committee; and,

WHEREAS Wendy Benedetto is a member of NACo's Next Generation; and,

WHEREAS, Wendy Benedetto is a past Ex-Officio of the St. Charles Parish Hospital Service District No. 1; and,

WHEREAS, Wendy Benedetto is a board member on the South Central Planning & Development Commission and the Regional Planning Commission; and,

WHEREAS, Wendy Benedetto is active in civic, community, and non-profit programs in St. Charles Parish; and,

WHEREAS, Wendy Benedetto has garnered the support of the St. Charles Parish Council, by resolution, as a Region Member of the Police Jury Association.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL do hereby support Councilwoman Wendy Benedetto in her effort to become a Region II Member of the Police Jury Association of Louisiana.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Police Jury Association of Louisiana.

BE IT FURTHER RESOLVED, that a copy of this resolution also be forwarded to all Région II Parishes.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
 FISHER-PERRIER

NAYS: NONE

ABSENT: GIBBS, BELLOCK

And the resolution was declared adopted this 22nd day of July, 2019, to become effective five (5) days after publication in the Official Journal.

2019-0225 Wendy Benedetto PJA

CHAIRMAN: 

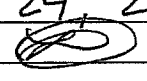
SECRETARY: 

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: 

RETD/SECRETARY: July 24, 2019

AT: 8:30 am RECD BY: 

2019-0185

RESOLUTION NO. 6423

A resolution to appoint a member to the St. Charles Parish Civil Service Board.

WHEREAS, there exists a vacancy on the **ST. CHARLES PARISH CIVIL SERVICE BOARD**; due to the expiration of the term of Mr. Ralph Wilderson on August 1, 2019; and,

WHEREAS, it is the desire of the Parish Council to fill this vacancy.

NOW, THEREFORE, BE IT RESOLVED, that Mr. Ralph M. Wilderson
68 Belle Grove Drive, Destrehan, LA 70047
is hereby appointed to the **ST. CHARLES PARISH CIVIL SERVICE BOARD**.

BE IT FURTHER RESOLVED that said appointment shall be effective **AUGUST 1, 2019** and shall expire **AUGUST 1, 2022**.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
FISHER-PERRIER

NAYS: NONE

ABSENT: GIBBS, BELLOCK

And the resolution was declared adopted this 22nd day of July, 2019, to become effective five (5) days after publication in the Official Journal.

APPOINT Civil Service Bd. PC

CHAIRMAN: 

SECRETARY: 

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: 

RETD/SECRETARY: July 24, 2019

AT: 8:30 am RECD BY: 

2019-0186

RESOLUTION NO. 6424

A resolution to appoint a member to the
St. Charles Parish Library Board of Control as the
District III Representative.

WHEREAS, there exists a vacancy on the **ST. CHARLES PARISH LIBRARY BOARD OF CONTROL** due to the expiration of the term of Ms. Beverly A. Delaune on August 1, 2019; and,

WHEREAS, it is the desire of the Parish Council to fill this vacancy.

NOW, THEREFORE, BE IT RESOLVED, that Ms. Beverly A. Delaune
2117 Ormond Blvd., Destrehan, LA 70047
is hereby appointed to the **ST. CHARLES PARISH LIBRARY BOARD OF CONTROL**
as the District III Representative.

BE IT FURTHER RESOLVED, that this appointment shall be effective as of
AUGUST 1, 2019 and expire **AUGUST 1, 2024**.

The foregoing resolution having been submitted to a vote, the vote thereon was
as follows:

YEAS: BENEDETTO, HOGAN, WILSON, CLULEE, WOODRUFF, FLETCHER,
FISHER-PERRIER

NAYS: NONE

ABSENT: GIBBS, BELLOCK

And the resolution was declared adopted this 22nd day of July, 2019,
to become effective five (5) days after publication in the Official Journal.

APPOINT Library Bd. Dist. 3

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: July 23, 2019

APPROVED: [Signature]

DISAPPROVED: _____

PARISH PRESIDENT: _____

RETD/SECRETARY: July 24, 2019

AT: 8:30 am

RECD BY: [Signature]