

OFFICIAL PROCEEDINGS OF
THE ST. MARY PARISH COUNCIL OF THE
PARISH OF ST. MARY, STATE OF LOUISIANA

JUNE 24, 2020
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session with Chairman Dean S. Adams presiding and the following members present: Rev. Craig A. Mathews, J Ina, Rodney Olander, Leslie “Les” Rulf, Jr., Patrick J. Hebert, Mark A. Duhon, Gwendolyn L. Hidalgo, and Kristi Prejeant Rink, M.D. Absent were Scott Ramsey, James W. Bennett, Jr., and Parish President David Hanagriff.

The Invocation was pronounced by Mr. Hebert and the Pledge of Allegiance was led by Mr. Olander.

Mr. Olander moved that the reading of the minutes of the First Regular Meeting, June 10, 2020, be dispensed with and that the same is approved. Mr. Hebert seconded the motion, which carried.

Chad Derouen, on behalf of his father, appeared before the Council to discuss St. Mary Sugar Cooperative, Inc.’s request to rezone property at 20200 Highway 182 in Jeanerette from Agricultural Zoned District to Light Industrial District. His concern is that it will be constructed approximately 500 yards from his elderly father’s house and any health impact it will have on the community.

In response to Mr. Derouen’s inquiry, Mr. Olander explained that St. Mary Sugar Cooperative plan is to build a multimillion dollar plant to turn bagasse into fuel pellets.

David Thibodeaux, St. Mary Sugar Cooperative General Manager, appeared before the Council to explain that they have an agreement with Drax Biomass to construct a \$30,000,000 plant that will employ approximately 20 employees with wages of approximately \$25 per hour. He also explained that additional property is needed to store bagasse and that the fuel pellets will be shipped to the UK to use in place of coal to generate electricity. He also stated that 60 acres of property has been purchased on Gibby Road to store excess bagasse and that they have to follow all DEQ & APA Compliance regarding environmental safety.

There was discussion among several Council Members relative to extra bagasse, the new building, and any tax incentives.

Chief Administrative Officer, Henry “Bo” LaGrange, presented his report for a two (2) week period ending June 24, 2020.

Item 1 in Mr. LaGrange’s report stated, “Mr. Jeff Duhe, U. S. Census Bureau Louisiana Coordinator, has written to provide an update as of June 24, 2020 on the response to the 2020 Census in St. Mary Parish. Nationally, there has been a 60.8% self-response rate and in Louisiana the self-response rate is now at 55.8%. St. Mary Parish as a whole has improved its self-response rate from 47.9% to 50.5%, ranking St. Mary Parish 41st amongst the 64 parishes. The response rates by municipality have increased since June 10th as follows:

- | | | |
|----|-------------|--------------------|
| a. | Morgan City | 54.6% is now 54.8% |
| b. | Franklin | 54.0% is now 54.2% |
| c. | Patterson | 43.4% is now 48.6% |
| d. | Berwick | 59.2% is now 59.5% |
| e. | Baldwin | 17.0% is now 34.4% |

Mr. Duhe asks that we continue to remind colleagues, friends, family and constituents that they can easily respond from home through the mail, computer, smart phone or regular voice phone. The following link can monitor how the parish and the municipalities are responding as it is updated every day at 2 PM: <https://2020census.gov/en/resonse-rates.html>. Phone number to respond to the 2020 Census: 844-330-2020. The Internet address to respond to the 2020 Census: My2020census.gov.”

Mrs. Hidalgo thanked administration for installing a sign on Mars Road in Bayou Vista.

Mrs. Tammy Luke presented the following items as recommended by the Planning & Zoning Commission at their June 15, 2020 and June 22, 2020 Regular Meetings:

a. Recommend Preliminary & Final Subdivision/Development Approval –

Name: Kilgore Corporation

Address: 240 Kilgore Plantation #163484400 Rd., Franklin, LA

Parcel Id# Sec. 8, 10, 11, & 12 T14S R8E;

-Parcel Id#1634924015.00-1634844017.00-1634844042.00-1634844011.00-

#1634844043.00-1634844044.00-1634844013.00-1634844020.00-1634844018.00

#1634924015.00- 404.70 ac Tract por Kilgore Pltn. being W/2 of NE/4 and E/2 of NW/4 and SW/4 and W/2 of SE/4 situated Sec 8 T14S R8E Acq. 16J 144590,

#1634844017.00-242.77 ac tract por Kilgore Pltn. being SE/4 and E/2 of SW/4 situated Sec. 10 T14S R8E Acq. 16J 144590;

#1634844042.00-40.54 ac Tract Lot 4 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844011.00-40.54 ac Tract Lot 3 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844043.00-40.54 ac Tract Lot 2 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844044.00-40.54 ac Tract Lot 1 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844013.00-80.90 ac West ½ of Northwest ¼ Sec. 12 T14S R8E Acq. 16J 144590,

#1634844020.00-156.14 ac tract por Kilgore Pltn. being W/2 of NE/4 and E/2 of NW/4 situated Sec. 12 T14S R8E Acq 16J 144590,

#1634844018.00-106.14 ac tract por Kilgore Pltn. Tract 4 situated Sec. 12 T14S R8E Acq 16J 144590.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled “Division of Raw Land 735.98 Acre Tract being a portion of Kilgore Plantation for Kilgore Corporation, LLC located in Sections 8,10,11, & 12, T14S R8E, St. Mary Parish; as prepared by T. Baker Smith; Job No: # 2020.376, dated May 11, 2020.”

b. Recommend Preliminary & Final Subdivision/Development Approval –

Name: Allain Land Company, LLC

Address: 4683 & 4774 Chitimacha Trail., Jeanerette, LA

Parcel Id# Sec. 46/35 T13/14S R9E;

Parcel Id# 1994924070.00 & 1994924069.00

#1994924070.00-42.88 ac Tract No. 8 Adeline Pltn. Acq. 264 314778 &

#1994924069.00-62.11 ac Tract No. 7 Adeline Pltn Acq. 264 314778

Zoned: Agricultural Zoned (AG) Zoned District

PURPOSE: as shown on a plat titled “Plan of Land showing Lots 7 & 8 of Adeline Plantation Subdivision, as per C.O.B. 264, Entry No. 314,778 to be subdivided into Tracts “ABEFA” & “BCDEB” situated in: Sections 35 & 46, T13S R9E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14469, dated Dec., 2019, 2020.”

c. Recommend Preliminary & Final Subdivision/Development Approval –

Name: J & E Hauling

Address: 2986 Hwy 319, Cypremort Point, LA

Parcel Id# Sec. 21 T15S R6E;

Parcel Id# 1154444221.00-1154444424.00,

Lot 66-T1 Moresi Estates Part 8 per Plat 89 290405 Acq. 265 314935;
Lot por Hwy. 319 lying adjacent to 66-T1 Moresi Estates Part 8 per Plat 89 290405
Acq. 265 314935.

Zoned: Existing Neighborhood (EN1) Zoned District

PURPOSE: as shown on a plat titled “Plan of Land showing Lot 66T1 of Morsei Estates Part 8 to be subdivided into Lots 66T1-A & 66T1-B situated in: Section 21, T15S-R6E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14518, dated May 22, 2020.”

d. Recommend Preliminary & Final Subdivision/Development Approval –

Name: Jan Blevins
Address: 216 Linda Ln., Franklin, LA

Parcel Id# Sec. 31 T14S R10E;
Parcel Id# 2354764030.00-Lot 5-1-F Lori Barrilleaux Luke Part A repart of Lot 5-1 Pierre Barrilleaux part per Plat 27W 209265 Acq. 206 306910 Improvement on the land of Blevins Jan A Acq. 206 306910.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled “Plan of Land showing Property of Jan Blevins being Lot 5-1-F of Lori Barrilleaux Luke Partition as per C.O.B. 206, Entry No. 306,910 to be subdivided into Lots “5-1-F-1” & “5-1-F-2” situated in: Section 31, T14S R10E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14511, dated May 29, 2020.”

e. Recommend Rezoning –

Name: Clark Lee
Address: 100 St. Joseph Ln., Franklin, LA

Parcel Id# Sec. 48 T14S R10E;
Parcel Id# 2294741049.00- Lot 1 East St. Joseph Subd. Acq. 181 303154.

Purpose: to rezone from Single Family Residential (SR) Zoned District to Neighborhood Commercial (NC) Zoned District (to operate a snack shop).

f. Recommend Specific Use –

Name: Frisco Industrial Contractors LLC
Address: 9190 Hwy. 90 Frontage Rd., Centerville, LA

Parcel Id# Sec.37 T15SR10E;
Parcel Id# 2474501026.00-6.50 ac Lot 6b designated as Frisco per Plat 393 333842 also being por Accardo Subd. Phase II Acq. 393 333842

Currently Zoned: Heavy Industrial (HI) Zoned District

Specific Use Purpose: to allow for a Pond in a Heavy Industrial (HI) Zoned District.

g. Recommend Rezoning –

Name: St. Mary Sugar Cooperative, Inc.
Address: 20200 Hwy. 182, Jeanerette, LA

Parcel Id# Sec. 68 T13S R8E;
Parcel Id# 1875061028.00- 41 ac Tract ABCDEFA per Plat 395 334061 Acq. 334061.

Purpose: to rezone from Agricultural (AG) Zoned District to Light Industrial (LI) Zoned District.

Mr. Olander moved that Preliminary & Final Subdivision/Development Approval be granted for:

Name: Kilgore Corporation

Address: 240 Kilgore Plantation #163484400 Rd., Franklin, LA

Parcel Id# Sec. 8, 10, 11, & 12 T14S R8E;

Parcel Id#1634924015.00-1634844017.00-1634844042.00-1634844011.00-

1634844043.00-1634844044.00-1634844013.00-1634844020.00-1634844018.00

#1634924015.00- 404.70 ac Tract por Kilgore Pltn. being W/2 of NE/4 and E/2 of NW/4 and SW/4 and W/2 of SE/4 situated Sec 8 T14S R8E Acq. 16J 144590,

#1634844017.00-242.77 ac tract por Kilgore Pltn. being SE/4 and E/2 of SW/4 situated Sec. 10 T14S R8E Acq. 16J 144590,

#1634844042.00-40.54 ac Tract Lot 4 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844011.00-40.54 ac Tract Lot 3 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844043.00-40.54 ac Tract Lot 2 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844044.00-40.54 ac Tract Lot 1 Sec. 11 T14S R8E Acq. ZZ 37836,

#1634844013.00-80.90 ac West ½ of Northwest ¼ Sec. 12 T14S R8E Acq. 16J 144590,

#1634844020.00-156.14 ac tract por Kilgore Pltn. being W/2 of NE/4 and E/2 of NW/4 situated Sec. 12 T14S R8E Acq 16J 144590,

#1634844018.00-106.14 ac tract por Kilgore Pltn. Tract 4 situated Sec. 12 T14S R8E Acq 16J 144590.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled "Division of Raw Land 735.98 Acre Tract being a portion of Kilgore Plantation for Kilgore Corporation, LLC located in Sections 8,10,11, & 12, T14S R8E, St. Mary Parish; as prepared by T. Baker Smith; Job No: # 2020.376, dated May 11, 2020."

Rev. Mathews seconded the motion, which carried.

Mr. Olander moved that Preliminary & Final Subdivision/Development Approval be granted for:

Name: Allain Land Company, LLC

Address: 4683 & 4774 Chitimacha Trail., Jeanerette, LA

Parcel Id# Sec. 46/35 T13/14S R9E;

-Parcel Id# 1994924070.00 & 1994924069.00

#1994924070.00-42.88 ac Tract No. 8 Adeline Pltn. Acq. 264 314778 &

#1994924069.00-62.11 ac Tract No. 7 Adeline Pltn Acq. 264 314778

Zoned: Agricultural Zoned (AG) Zoned District

PURPOSE: as shown on a plat titled "Plan of Land showing Lots 7 & 8 of Adeline Plantation Subdivision, as per C.O.B. 264, Entry No. 314,778 to be subdivided into Tracts "ABEFA" & "BCDEB" situated in: Sections 35 & 46, T13S R9E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14469, dated Dec., 2019, 2020."

Rev. Mathews seconded the motion, which carried.

Mr. Olander moved that Preliminary & Final Subdivision/Development Approval be granted for:

Name: J & E Hauling

Address: 2986 Hwy 319, Cypremort Point, LA

Parcel Id# Sec. 21 T15S R6E;
Parcel Id# 1154444221.00-1154444424.00,
Lot 66-T1 Moresi Estates Part 8 per Plat 89 290405 Acq. 265 314935;
Lot por Hwy. 319 lying adjacent to 66-T1 Moresi Estates Part 8 per Plat 89 290405
Acq. 265 314935.

Zoned: Existing Neighborhood (EN1) Zoned District

PURPOSE: as shown on a plat titled “Plan of Land showing Lot 66T1 of Morsei Estates Part 8 to be subdivided into Lots 66T1-A & 66T1-B situated in: Section 21, T15S-R6E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14518, dated May 22, 2020.”

Rev. Mathews seconded the motion, which carried.

Mr. Olander moved that Preliminary & Final Subdivision/Development Approval be granted for:

Name: Jan Blevins
Address: 216 Linda Ln., Franklin, LA

Parcel Id# Sec. 31 T14S R10E;
Parcel Id# 2354764030.00-Lot 5-1-F Lori Barrilleaux Luke Part A repart of Lot 5-1 Pierre Barrilleaux part per Plat 27W 209265 Acq. 206 306910 Improvement on the land of Blevins Jan A Acq. 206 306910.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled “Plan of Land showing Property of Jan Blevins being Lot 5-1-F of Lori Barrilleaux Luke Partition as per C.O.B. 206, Entry No. 306,910 to be subdivided into Lots “5-1-F-1” & “5-1-F-2” situated in: Section 31, T14S R10E, St. Mary Parish, Louisiana Southwestern Land District; as prepared by Miller Engineers & Associates, Inc.; Dwg. # 14511, dated May 29, 2020.”

Rev. Mathews seconded the motion, which carried.

Mr. Olander recommended Rezoning for:

Name: Clark Lee
Address: 100 St. Joseph Ln., Franklin, LA

Parcel Id# Sec. 48 T14S R10E;
Parcel Id# 2294741049.00- Lot 1 East St. Joseph Subd. Acq. 181 303154.

Purpose: to rezone from Single Family Residential (SR) Zoned District to Neighborhood Commercial (NC) Zoned District (to operate a snack shop).

Rev. Mathews seconded the motion, which carried.

Mr. Olander moved to Recommend Specific Use for:

Name: Frisco Industrial Contractors LLC
Address: 9190 Hwy. 90 Frontage Rd., Centerville, LA

Parcel Id# Sec.37 T15SR10E;
Parcel Id# 2474501026.00-6.50 ac Lot 6b designated as Frisco per Plat 393 333842 also being por Accardo Subd. Phase II Acq. 393 333842.

Currently Zoned: Heavy Industrial (HI) Zoned District

Specific Use Purpose: to allow for a Pond in a Heavy Industrial (HI) Zoned District.

Rev. Mathews seconded the motion, which carried.

Mr. Olander recommended Rezoning for:

Name: St. Mary Sugar Cooperative, Inc.
Address: 20200 Hwy. 182, Jeanerette, LA

Parcel Id# Sec. 68 T13S R8E;
Parcel Id# 1875061028.00- 41 ac Tract ABCDEFA per Plat 395 334061 Acq. 334061.

Purpose: to rezone from Agricultural (AG) Zoned District to Light Industrial (LI) Zoned District.

Rev. Mathews seconded the motion, which carried.

Dr. Rink moved that the Public Hearing Report, June 10, 2020 be approved. Mr. Hebert seconded the motion, which carried.

Rev. Mathews introduced the following ordinances:

ORDINANCE NO.

An Ordinance levying and imposing a tax of 5.72 mills for the purpose of maintaining and supporting the St. Mary Parish Public Library and its branches as directed by a special election held April 30, 2011 in the Parish of St. Mary, excluding the municipality of Morgan City, for the year 2020; and levying and imposing a thirty-one hundredths (0.31) mills tax on all the property subject to taxation in the Parish of St. Mary, State of Louisiana, excluding the City of Morgan City, for the year 2020.

BE IT ORDAINED, by the St. Mary Parish Council of the Parish of St. Mary, Louisiana, in a public meeting held on July 22, 2020, which meeting was conducted in accordance with the open meetings law and the additional requirements of Article VII, Section 23(C) of the Constitution, that the taxing authority voted to adopt and impose the following millage rate(s), on all taxable property shown on the official assessment roll for the year 2020, and when collected, the revenues from said taxes shall be used only for the specific purposes for which said taxes have been levied. Said millage rate(s) are:

	<u>2020 Levy</u>
Library Tax (Maintaining and Supporting)	5.72
Library Tax (Debt Service)	0.31

BE IT FURTHER RESOLVED that the Assessor of the Parish of St. Mary, shall extend upon the assessment roll for the year 2020 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 24th day of June 2020, having been published in accordance with law.

ORDINANCE NO.

An Ordinance levying a tax of 7.60 mills Parish Tax located outside the municipalities for all parochial purposes and segregating for local and parochial purposes and levying and imposing a 3.80 mills tax located within the municipalities to help defray the expenses of the Criminal Justice System of the Parish of St. Mary, State of Louisiana.

BE IT ORDAINED, by the St. Mary Parish Council of the Parish of St. Mary, Louisiana, in a public meeting held on July 22, 2020, which meeting was conducted in accordance with the open meetings law and the additional requirements of Article VII, Section 23(C) of the Constitution, that the following millage rate(s) be and they are hereby levied upon the dollar of the assessed valuation of all property subject to ad valorem taxation within said Parish and within the incorporated municipalities and towns within the Parish for the year 2020, for the purpose of raising revenue:

MILLAGE

Parish Tax (Outside Municipalities Parochial Purposes) (Purpose of defraying the expenses of the Parochial Government, and for other legal purposes shown by the budget.)	7.60
Criminal Justice System Tax (Within the Incorporated Municipalities and Towns) (Purpose of helping defray the expenses of the Criminal Justice System of the Parish.)	3.80

BE IT FURTHER RESOLVED that the Assessor of the Parish of St. Mary, shall extend upon the assessment roll for the year 2020 the taxes herein levied, and the tax collector of said Parish shall collect and remit the same to said taxing authority in accordance with law.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 24th day of June 2020, having been published in accordance with law.

ORDINANCE NO.

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments).

WHEREAS, on March 12th, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 St. Mary Parish Unified Development Code, and

WHEREAS, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning district map to be amended, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit "A" is hereby rezoned from the current zoning of Single Family Residential (SR) Zoned District to Neighborhood Commercial (NC) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 24th day of June 2020; having been published in accordance with law.

EXHIBIT “A”

Name: Clark Lee
Address: 100 St. Joseph Ln., Franklin, LA

Parcel Id# Sec. 48 T14S R10E;
Parcel Id# 2294741049.00- Lot 1 East St. Joseph Subd. Acq. 181 303154.

PURPOSE: to rezone from Single Family Residential (SR) Zoned District to Neighborhood Commercial (NC) Zoned District (to operate a snack shop).

ORDINANCE NO.

An Ordinance in compliance with Ordinance No. 1973, DIVISION 5.4
General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits
granting a Specific Use.

WHEREAS, on March 12, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 –
St. Mary Parish Unified Development Code, and

WHEREAS, DIVISION 5.4 General Procedures for Public Hearings, Section 5.4.3 Specific
Use Permits provides a process for the granting of a specific use, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of
Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit “A” is hereby approved and
granted a specific use to allow for a Pond in a Heavy Industrial (HI) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official
journal of the Parish.

This ordinance having been offered and read on this the 24th day of June 2020; having been published
in accordance with law.

Exhibit “A”

Name: Frisco Industrial Contractors LLC
Address: 9190 Hwy. 90 Frontage Rd., Centerville, LA

Parcel Id# Sec.37 T15SR10E;
**Parcel Id# 2474501026.00-6.50 ac Lot 6b designated as Frisco per Plat 393 333842 also being
por Accardo Subd. Phase II Acq. 393 333842**

Currently Zoned: Heavy Industrial (HI) Zoned District

Specific Use Purpose: to allow for a Pond in a Heavy Industrial (HI) Zoned District.

ORDINANCE NO.

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures,
Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning
(Zoning Map Amendments).

WHEREAS, on March 12th, 2014, the St. Mary Parish Council adopted Ordinance No. 1973
St. Mary Parish Unified Development Code, and

WHEREAS, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing,
Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning
district map to be amended, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit "A" is hereby rezoned from the current zoning of Agricultural (AG) Zoned District to Light Industrial (LI) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 24th day of June 2020; having been published in accordance with law.

EXHIBIT "A"

Name: St. Mary Sugar Cooperative, Inc.
Address: 20200 Hwy. 182, Jeanerette, LA

Parcel Id# Sec. 68 T13S R8E;
Parcel Id# 1875061028.00- 41 ac Tract ABCDEFA per Plat 395 334061 Acq. 334061.

PURPOSE: to rezone from Agricultural (AG) Zoned District to Light Industrial (LI) Zoned District.

Mr. Ina moved that the following ordinances be adopted. Dr. Rink seconded the motion, which carried by the following 9-0-0-2 Roll Call vote:

YEAS: Mathews, Ina, Olander, Rulf, Hebert, Duhon, Hidalgo, Rink, and Adams

NAYS: None

ABSTAIN: None

ABSENT: Ramsey and Bennett

ORDINANCE NO. 2222

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments).

WHEREAS, on March 12th, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 St. Mary Parish Unified Development Code, and

WHEREAS, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning district map to be amended, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit "A" is hereby rezoned from the current zoning of Light Industrial (LI) Zoned District to Single Family Residential (SR) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 27th day of May 2020; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 24th day of June 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 29th day of June 2020, at the hour of 9:52 a.m.

APPROVED:

**DAVID HANAGRIFF, PRESIDENT
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 29th day of June 2020, at the hour of 354 p.m.

EXHIBIT "A"

**Name: Brenda Pitts
Address: 951 Prairie Rd. N., Centerville, LA**

**Parcel Id# Sec. 48 T15S R10E;
Parcel Id# 2534481079.00 & 2534481080.00 -
Parcel Id# 2534481079.00 Lot por Tract "FGBCHEF" per Plat 164 301107 situated in Sec 48
T15S R10E Acq. 377 331317.
Parcel Id#2534481080.00 Lot por Tract "FGBCHEF" per Plat 164 301107 situated in Sec 49
T15S R10E Acq. 377 331317.**

PURPOSE: to rezone from Light Industrial (LI) Zoned District to Single Family Residential (SR) Zoned District to construct a home.

ORDINANCE NO. 2223

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments).

WHEREAS, on March 12th, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 St. Mary Parish Unified Development Code, and

WHEREAS, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning district map to be amended, and

THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

SECTION I - That certain tract of land described in Exhibit "A" is hereby rezoned from the current zoning of Existing Neighborhood (EN2) Zoned District to General Commercial (GC) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 27th day of May 2020; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 24th day of June 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 29th day of June 2020, at the hour of 9:52 a.m.

APPROVED:

**DAVID HANAGRIFF, PRESIDENT
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 29th day of June 2020, at the hour of 3:54 p.m.

EXHIBIT "A"

**Name: June Ann Luke
Address: 479 Hwy. 317, Centerville, LA**

**Parcel Id# Sec. 37 T15S R10E;
Parcel Id# 2474541017.00 -
Lot 5-E Diane Luke Nugent et al Part per Drawing 6661 Plat 27H 206574 Acq. 27H 206574.
PURPOSE: to rezone from Existing Neighborhood (EN2) Zoned District to General Commercial (GC) Zoned District.**

In response to an Ordinance creating a No-Wake Zone on Bayou Teche within one thousand five hundred feet upstream of the Katy Bridge and providing penalty for the violation thereof and in response to Rev. Mathews' inquiry, Mr. Olander stated that the request is to protect the property of the property owners and that he thinks the current no wake sign was placed by a property owner.

In response to Mr. Adams' inquiry, Mr. LaGrange stated that the Parish will install the sign along with the ordinance number and that the Sheriff Department and Wildlife and Fisheries will enforce it.

Dr. Rink stated that people moved on the bayou to have access to the water and that the water is currently high. She suggested a broad protection ordinance for the bridge or protection barriers rather than adopting an ordinance to protect certain home owners.

Mr. Ina stated that he has been in contact with several home owners and he would be in support of a broad natured ordinance but he would like to address the current issue tonight.

In response to Dr. Rink's inquiry relative to amending the ordinance to say one thousand five hundred upstream and downstream, Legal Counsel, Eric Duplantis stated that the proper protocol is to create a separate ordinance to properly notify the public.

After lengthy discussion, Mr. Ina moved that the following ordinance be adopted. Mr. Olander seconded the motion, which carried by the following 9-0-0-2 Roll Call vote:

YEAS: Ina, Olander, Rulf, Hebert, Duhon, Hidalgo, Rink, Adams, and Mathews

NAYS: None

ABSTAIN: None

ABSENT: Ramsey and Bennett

ORDINANCE NO. 2224

An Ordinance creating a No-Wake Zone on Bayou Teche within one thousand five hundred feet upstream of the Katy Bridge and providing penalty for the violation thereof.

BE IT ORDAINED by the St. Mary Parish Council, on behalf of the St. Mary Parish Government, that the following be enacted:

SECTION 1. A no-wake zone is hereby designated along the on Bayou Teche within one thousand five hundred feet (1,500') upstream of the Katy Bridge within which no person shall operate a motorboat, motor vessel, or recreational watercraft (hereinafter sometimes designated as "vessels" or "watercraft") as follows:

- A. No person shall operate, cause to be operated, or permit to be operated, any motorboat, motor vessel, or recreational watercraft in such a manner or at such speed as may or shall create a wake from such operation. The term "wake" shall mean any vessel water turbulence in excess of six inches (6") in wave height crest.
- B. Notwithstanding any other provision to the contrary, in no event shall the speed of a motorboat, motor vessel, or recreational watercraft exceed five (5) miles per hour.
- C. Waterskiing, jet skiing, and/or similar activities shall not occur in the designated no-wake zone.
- D. Appropriate signs shall be erected along the Charenton Drainage Canal. Any watercraft traveling on this canal shall respect the signs erected. Notwithstanding the provisions of this subsection, lack of such a sign shall not operate as a defense as to the application and enforcement of this Ordinance.
- E. This Ordinance shall not apply in instances where vessels are in navigational distress and power is essential for the proper control of the vessel in navigation for its safety and the safety of others or the safety of structures.
- F. For the purposes of this section, the registered owner of any such vessel or watercraft shall be presumed to be the operator of said vessel at the time the violation occurs.

G. The Sheriff of St. Mary Parish and the State of Louisiana Department of Wildlife and Fisheries are hereby specifically requested and authorized to assist in the enforcement of the provisions of this section.

SECTION 2. Any person who violates the provisions of this Ordinance shall, upon conviction thereof, be punished by imprisonment in the St. Mary Parish Law Enforcement Center for a period of not more than thirty (30) days or a fine of not more than five hundred dollars (\$500.00) or by both such imprisonment and fine, at the discretion of the court. A second time offender will also have to attend a mandatory safe boating class.

SECTION 3. Any Ordinances or parts of ordinances, in conflict herewith are hereby repealed.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 27th day of May 2020; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 24th day of June 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 29th day of June 2020, at the hour of 9:52 a.m.

APPROVED:

**DAVID HANAGRIFF, PRESIDENT
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 29th day of June 2020, at the hour of 3:54 p.m.

In response to an ordinance amending Ordinance No. 2216 adopted on April 22, 2020, by the Parish Council of the Parish of St. Mary, State of Louisiana, to provide for various terms of the creation of the Consolidated Gravity Drainage District No. 2A of the Parish of St. Mary, State of Louisiana authorized therein and providing for other matters in connection therewith and Dr. Rink's inquiry, Mr. LaGrange expounded on the language of Section 5 and the process of existing taxes and service charges.

After lengthy discussion, Mr. Duhon moved that the following ordinance be adopted. Mr. Hebert seconded the motion, which carried by the following 7-2-0-2 Roll Call vote:

YEAS: Olander, Rulf, Hebert, Duhon, Hidalgo, Mathews, and Ina

NAYS: Rink and Adams

ABSTAIN: None

ABSENT: Ramsey and Bennett

ORDINANCE NO. 2225

An ordinance amending Ordinance No. 2216 adopted on April 22, 2020, by the Parish Council of the Parish of St. Mary, State of Louisiana, to provide for various terms of the creation of the Consolidated Gravity Drainage District No. 2A of the Parish of St. Mary, State of Louisiana authorized therein and providing for other matters in connection therewith.

WHEREAS, by Ordinance No. 2216 (the “Ordinance”), adopted on April 22, 2020, the Parish Council of the Parish of St. Mary, State of Louisiana (the “Parish Council”), as governing authority of the Parish of St. Mary, State of Louisiana (the “Parish”) creating Consolidated Gravity Drainage District No. 2A of the Parish of St. Mary, State of Louisiana (the “District”), describing the territory to compose the District and the proposed boundaries thereof, ordering and directing the publication of a notice of intention to create said District, and providing for the hearing of any and all objections to the creation thereof; and

WHEREAS, the Parish Council now desires to amend the Ordinance, specifically the language contained in Section 5 and Section 6 thereof, to provide with respect to the use of funds in and for the District; and

WHEREAS, capitalized terms used but not defined herein shall have the meaning given such terms in the Ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Parish Council, acting as the governing authority of the Parish, that:

SECTION 1. Amendment of the Ordinance. Sections 5 and 6 of the Ordinance are hereby expressly replaced in their entirety with the following:

SECTION 5. CGDD2 and GDD6 shall continue in existence. Any existing taxes and service charges of both CGDD2 and GDD6 will remain in effect and continue to be collected. Such taxes and service charges or any other revenues heretofore or hereafter received by either CGDD2 or GDD6 shall be paid to the District and administered by the Board; however, the Board shall allocate all of the revenues from the existing taxes and service charges to the specific districts from which said revenues were derived. Notwithstanding the foregoing, any taxes levied by CGDD2 to pay general obligation bond debt service shall continue to be paid to CGDD2 and deposited in the sinking fund or funds established and maintained pursuant to the resolutions of CGDD2 issuing such general obligation bonds.

Additionally, any existing contracts of GDD6 and CGDD2 will remain in effect and continue to be performed. All contracts of GDD6 and CGDD2 that may be assigned shall be assigned to the District, and all contracts of GDD6 and CGDD2 that by specific terms therein or operation of law may not be assigned shall continue to be performed by the entity that entered into the original contract with the oversight and control of the Board.

SECTION 6. The entire proceeds of all funds collected or otherwise received by the District shall be used by the Board for gravity drainage purposes within the District as permitted pursuant to the Act. Any bond proceeds or revenues received pursuant to any grants or subject to any restrictions shall be used and accounted for in accordance with any applicable restrictions.

All funds received shall be promptly deposited in bank account(s) established and maintained with the regularly designated fiscal agent of the District, provided, however, any amount which is paid under protest or which is subject to litigation may be transferred to a separate account established by the Board pending the final determination of the protest or litigation.

SECTION 3. Effect of this Amending Ordinance. The Ordinance shall remain in full force and effect except as otherwise amended herein. Such amendments shall be effective as if initially contained in the Ordinance.

SECTION 4. Effective Date. This Amending Ordinance shall be in full force and effect immediately upon execution by the Parish President.

This Ordinance having been offered and read on this the 27th day of May, 2020; having been published in accordance with law; and having been heard in a public hearing held at Franklin, Louisiana on the 24th day of June 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA MORGAN, CLERK
ST. MARY PARISH COUNCIL**

This Ordinance was submitted to the President on this the 29th day of June 2020, at the hour of 9:52 a.m.

APPROVED:

**DAVID HANAGRIFF, PRESIDENT
ST. MARY PARISH**

This Ordinance was returned to the Clerk of the Council on this the 29th day of June 2020 at the hour of 3:54 p.m.

Item 13E, "Resolution providing for the approval and authorization for Change Order No. 1 relative to the Roadway Improvements to Sager Brown and Gordy Roads Project," was withdrawn.

Item 13F, "Resolution authorizing the Parish President to execute a Certificate of Substantial Completion relative to the Roadway Improvements to Sager Brown and Gordy Roads Project," was withdrawn.

Rev. Mathews moved that the following Resolution be adopted. The Council seconded the motion, which carried by the following 9-0-0-2 Roll Call vote:

YEAS: Rulf, Hebert, Duhon, Hidalgo, Rink, Adams, Mathews, Ina, and Olander

NAYS: None

ABSTAIN: None

ABSENT: Ramsey and Bennett

RESOLUTION OF RESPECT

WHEREAS, the Lord Almighty in His Infinite mercy and goodness has seen fit to remove from our midst, former School Board Member, Mrs. Mary Louise Shannette Lockley, and

WHEREAS, Mrs. Lockley was a native and a lifelong resident of Four Corners, Louisiana, and

WHEREAS, Mrs. Lockley was first elected to the St. Mary Parish School Board District No. 2 in 1994, and

WHEREAS, Mrs. Lockley served as a St. Mary Parish School Board Member with a total of 24 years of service, and

WHEREAS, the members of the St. Mary Parish Council wish to acknowledge publicly their sorrow and sympathy to the family of Mrs. Lockley, and

WHEREAS, the St. Mary Parish Council hopes that her family will find comfort in the thought that their grief and sorrow are shared by their friends.

NOW, THEREFORE BE IT RESOLVED, by the St. Mary Parish Council through the unanimous adoption of this resolution that they solemnly deliberate with sincere condolences, sympathy, and understanding during this time of grief.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 24th day of June 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

Dr. Rink moved that the following Resolutions be adopted. Mr. Hebert seconded the motion, which carried by the following 9-0-0-2 Roll Call vote:

YEAS: Rulf, Hebert, Duhon, Hidalgo, Rink, Adams, Mathews, Ina, and Olander

NAYS: None

ABSTAIN: None

ABSENT: Bennett and Ramsey

RESOLUTION

A resolution authorizing David Hanagriff, the President of St. Mary to execute a contract with Barriere Construction Co., LLC relative to the Asphaltic Concrete Roadway Improvements to North Prairie Road.

BE IT RESOLVED, that David Hanagriff, President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute a contract with Barriere Construction Co., LLC, One Galleria Blvd. – Suite 1650, Metairie, Louisiana 70001 relative to the Asphaltic Concrete Roadway Improvements to North Prairie Road Project, with said contract to contain such terms, conditions and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 24th day of June 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

RESOLUTION

A resolution of the St. Mary Parish Council approving the application for grant funds from the FHWA Recreational Trails Program for Louisiana (FRTPL), as established by CFDA 20.219.

WHEREAS, the United States Federal Government provides funds to the State of Louisiana for grants to state, local and non-profit organizations to acquire, develop and/or maintain motorized and non-motorized trails; and

WHEREAS, the FRTPL has been delegated the responsibility for the administration of the program within the state and setting up necessary procedures governing project application under the program; and

WHEREAS, said procedures require the applicant to certify by resolution the approval of the application before the submission of said application.

NOW, THEREFORE, BE IT RESOLVED that Parish of St. Mary does hereby:

1. Approve the filing of an application with FRTPL; and
2. Certify that the said applicant has or will have available prior to commencement of any work on the project included in this application, sufficient funds to build (including 20% local match), operate and maintain the project; and
3. Appoint the Parish President as agent of the St. Mary Parish Government to conduct all negotiations, execute and submit all documents, including, but not limited to application, letter of commitment agreement, amendments, payment requests and completion report, which may be necessary for the completion of the aforementioned project.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 24th day of June 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

In response to Rev. Mathews' inquiry, Mr. LaGrange stated that this is an annual funding opportunity that is submitted in the spring and that an application will be submitted for a portion of the grant for a recreational bike trail in Morgan City.

RESOLUTION

A Resolution providing for the approval and authorization for Change Order No. 1 relative to the Atchafalaya Golf Course Bunker Repairs Project.

WHEREAS, a certain contract has been entered into between the St. Mary Parish Council and Frisco Industrial Contractors, LLC, 210 Willow Street – Suite 1, Franklin, Louisiana 70538, relative to the Atchafalaya Golf Course Bunker Repairs Project, and

WHEREAS, the items as shown on Change Order No. 1 will result in a decrease of \$13,634.23 in the contract price.

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council does hereby approve the issuance of Change Order No. 1 covering a decrease of \$13,634.23 in the contract price for the Atchafalaya Golf Course Bunker Repairs Project.

BE IT FURTHER RESOLVED, that the President of St. Mary Parish, David Hanagriff, be and he is hereby authorized to execute Change Order No. 1 on behalf of the St. Mary Parish Council.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 24th day of June 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

**LISA C. MORGAN, CLERK
ST. MARY PARISH COUNCIL**

In response to Mr. Olander's inquiry, Mr. LaGrange stated that two bids were received and the lowest bidder did not qualify due to failure to meet required specifications on the bid form. After legal review, a negotiation with the second bidder occurred and was awarded. He also stated that funding is received from FEMA from the Hurricane Barry event where FEMA is funding 75 % of the cost of the project and the remaining 25% will come from St. Mary Parish funds.

OLD BUSINESS:

- A. Referred from the June 10, 2020 Regular Meeting – Appointments to the following Boards and Commissions:

Waterworks District No. 5 – West of Patterson to Calumet, Verdunville, & Centerville – 2 Vacancies

Wendell Bogan – Present Member

Glenn Blood – Present Member

Mr. Olander moved to reappoint Wendell Bogan and Glenn Blood to Waterworks District No. 5. Dr. Rink seconded the motion, which carried.

NEW BUSINESS:

- A. Mr. Ramsey to request an allocation of \$1,500 from Wards 5 & 8 3/10% Sales Tax Fund for the Bayou Vista Streets and Civic Improvement Committee for the monthly salary for a secretary.

In absence of Mr. Ramsey, Mr. Olander moved that funds in the amount of \$1,500 from Wards 5 & 8 10 3/10% Sales Tax Fund for the Bayou Vista Streets and Civic Improvement Committee for the monthly salary for a secretary be tabled to July 8, 2020 Parish Council Meeting. Mr. Hebert seconded the motion, which carried.

- B. Mr. Ina to request an allocation of \$11,000 from Wards 1, 2, 3, 4, 7, & 10 3/10% Sales Tax Fund to City of Franklin for facility improvements at the Broussard Harris Recreation Center.

Mr. Ina informed that Mr. Olander supported this project and that only \$10,000 is needed.

Mr. Ina moved that funds in the amount of \$10,000 from Wards 1, 2, 3, 4, 7, & 10 3/10% Sales Tax Fund be allocated to the City of Franklin for facility improvements at the Broussard Harris Recreation Center. Rev. Mathews seconded the motion, which carried.

- C. Lee Dragna has written to inform you that as of Friday, June 12, 2020, I am resigning from my position on the Consolidated Gravity Drainage District No. 2 Board.

Mr. Dragna will be sent a letter thanking him for his service and the vacancy will be advertised.

- D. Jory Champagne has written to thank you for the opportunity to serve on the board for the St. Mary Parish Consolidated Gravity Drainage District No. 2 and serve the people of this district. As of today, June 12, 2020, I am resigning as a board member.

Mr. Champagne will be sent a letter thanking him for his service and the vacancy will be advertised.

- E. Ray Mayon has written effective Monday, June 15, 2020, I am resigning from my position as a Commissioner of the St. Mary Parish Water & Sewer Commission No. 1 Board.

Mr. Mayon will be sent a letter thanking him for his service and the vacancy will be advertised.

- F. Javon Charles has written to tender my resignation as a Commissioner of the Board of St. Mary Parish Gravity Sub-Drainage District No. 1 of Gravity Drainage District No. 2 effective immediately.

Mr. Charles will be sent a letter thanking him for his service and the vacancy will be advertised.

- G. Rev. Mathews to request an allocation of \$2,500 from Wards 1, 2, 3, 4, 7, & 10 3/10% Sales Tax Fund to the Fire Protection District No. 11 relative to the purchase of equipment upgrades for fire apparatuses.

Rev. Mathews moved that funds in the amount of \$2,500 from Wards 1, 2, 3, 4, 7, & 10 3/10% Sales Tax Fund be allocated to the Fire Protection District No. 11 relative to the purchase of equipment upgrades for fire apparatuses. Mr. Ina seconded the motion, which carried.

- H. Discussion and action relative to advertisement of the Home Rule Charter Report in the Official Journal and the Daily Review. (Mr. Ina)

Mr. Ina asked the Council to inform the citizens of St. Mary Parish that the Home Rule Charter Report is available to review on St. Mary Parish Government's website by running a public notice in the St. Mary and Franklin Banner – Tribune and The Daily Review.

After lengthy discussion, Mr. Ina moved to run the advertisement on two consecutive Wednesday's in the St. Mary and Franklin Banner – Tribune and The Daily Review. There was also discussion to send Public Service Announcements to local radio stations and Teche Talk. Rev. Mathews seconded the motion, which carried.

- I. Appointments to the following Boards and Commissions:

Recreation District No. 2 – Siracusa area – 1 Vacancy

No applications received.

There being no further business, Dr. Rink moved for adjournment. Mrs. Hidalgo seconded the motion, which carried.