

**OFFICIAL PROCEEDINGS**  
**ST. JOHN THE BAPTIST PARISH COUNCIL**  
**TUESDAY, AUGUST 14<sup>th</sup>, 2018**  
**CHAIRMAN LENNIX MADEREMAN**  
**VICE-CHAIR LARRY SNYDER**

The Council of the Parish of St. John the Baptist Parish, State of Louisiana, met in Regular Session in the Joel McTopy Chambers, LaPlace, Louisiana on Tuesday, August 14<sup>th</sup>, 2018, at 6:30 PM.

**CALL TO ORDER:**

**PRESENT AT ROLL CALL:** Larry Sorapuru, Jr., Councilman-at-Large, Div. A, Kurt Becnel, Councilman District I, Julia Remondet, Councilwoman District II, Lennix Madere, Councilman District III, Marvin Perrilloux, Councilman District IV, Michael Wright, Councilman District V, Larry Snyder, Councilman District VI, Thomas Malik, Councilman District VII, Jaclyn Hotard, Councilwoman-at-Large, Div. B

**ABSENT:** None

Councilwoman Hotard wanted to take the time to recognize a past council member that she had the honor of serving with Mr. Cleveland Farlough.

Councilman Sorapuru led the Prayer. Councilwoman Hotard led the Pledge.

Legal Counsel present was Keith Green, Jr., and Law Clerk Kennilyn Schmill.

**MOTION:** Councilman Snyder moved and Councilman Becnel seconded the motion to recess and go into the finance meeting. The motion passed unanimously.

**MOTION:** Councilman Perrilloux moved and Councilman Snyder seconded the motion to go back into regular session. The motion passed unanimously.

Councilwoman Hotard stated, "*Due to the recent power outage, what I'm going to offer is a motion that we take action that we're going to amend our agenda to take action on all of the action items, and that we will carry over all of the non-action items to our next regularly scheduled meeting. That'll be my motion.*"

**MOTION:** Councilwoman Hotard moved and Councilman Malik seconded the motion that we are going to amend our agenda to take action on all of the action items, and that we will carry over all of the non-action items to our next regularly scheduled meeting. The motion passed unanimously.

**PUBLIC COMMENT - AGENDA ITEMS ONLY (2 minutes per citizen)**

There was no public comment at this time.

**INTRODUCTION OF BUSINESSES:**

**Phillip Rebowe - 2017 Audit Presentation**

**Natalie Robottom - Proclamation - LaPlace Frostop 60<sup>th</sup> Anniversary**

**Natalie Robottom - Proclamation - National Health Center Week August 13<sup>th</sup> through August 19<sup>th</sup>**

**CONSENT AGENDA:**

**ITEMS:** Approval of Minutes - July 24<sup>th</sup>, 2018, Regular Meeting

**MOTION:** Councilwoman Hotard moved and Councilman Malik seconded the motion to approve consent agenda items - Approval of Minutes - July 24<sup>th</sup>, 2018, Regular Meeting. The motion passed unanimously.

**PUBLIC HEARING ON ORDINANCES:**

**18-27** (Public Hearing Held) An ordinance amending St. John the Baptist Parish Code of Ordinances, specifically Chapter 42 - Utilities, Article III. - Water Systems, to: (1) retitle "Section 42-45. - Water disconnection; reconnection fees; deposit refunds;" (2) establish local authority to access all parts of a premises supplied with water from the public water system for the purpose of reading, inspecting, repairing, removing, replacing, installing of disconnecting a meter; and (3) adjust subsequent section numbering accordingly; to read as follows: (Parishwide) (N. Robottom)

Natalie Robottom stated, "This ordinance amends the language in Chapter, to allow and clarify the language regarding replacement and I guess repairing meters. The addition should also allow for approval and the signature of the Site Certificate which is required for us to process our Louisiana Department of Environmental Quality (LDEQ) loan. I think you guys are familiar with that, the language in the current Ordinance wasn't as specific and it was amended to cover our entry onto property to repair, replace and change out meters."

Councilwoman Hotard stated, "You're going to need a motion to approve and a second and now you can have the discussion. No, it's a motion to approve and a second and now we're going to have the discussion."

Councilman Malik stated, "So the language in here, I think the intent of this is to allow Public Works to go on to the lawn and work. However, when you're reading this, it states (all parts of the premise). So, this when I read it, it appears as though what you're saying is Utilities Department would have authority to enter someone's premises entering the premises, which would also include the home."

Natalie Robottom stated, "I think that's for the purposes of replacing water meters, repairing, replacing water meters."

Councilman Malik stated, "Okay well, why are we putting premise in here?"

Natalie Robottom stated, "It's typically the water meter is on their premises."

Councilman Malik stated, "Okay well let's define it a little bit more because on #2 what it stipulates is the (all parts of the premises)."

Robert Figuero stated, "It does say for the purpose."

Natalie Robottom stated, "But..."

Robert Figuero stated, "It does say for the purpose of reading, inspecting,

*repairing, removing, replacing, installing of disconnecting a meter."*

Councilman Malik stated, "Okay."

Robert Figuero stated, "Only where the meter is located."

Councilman Malik stated, "It doesn't say that. It says all parts of the premise."

Natalie Robottom stated, "For a specific purpose."

Councilman Malik stated, "Okay."

Natalie Robottom stated, "And that purpose is to deal with the water meters. Now keep in mind, they should be a certain distance from the road, but what we found is some of them are not where..."

Councilman Malik stated, "Right, not all of them are on..."

Natalie Robottom interrupting stated, "They couldn't define 6 feet or 8 feet, because sometimes you know they're in other locations. So, this specific Ordinance is for Utilities, and it is specifics to water meters."

Councilman Malik stated, "Okay, then why not say that? Because it doesn't say that. You know the test of the reasonable prudent man is that, I read this, and I go through about 12 people and I say; what do you think this means? So, the entire general public is thinking wait a minute, this is going to give the Utilities Department authority to come to my house and shut off the water and whatever it is because the sink is leaking. So, all parts of the premises, which also includes the house."

Robert Figuero asked, "But can't we read the rest of that statement though?"

Councilwoman Hotard stated, "What we can..."

Councilman Malik stated, "Yeah, I'm sure we are."

Councilman Madere stated, "First of all, before anyone talks we can recognize you. Okay, now give me that mic back over here and when you talk, you have to hold that microphone. Okay because people are not seeing anything, are not hearing anything. Pass it back."

Councilman Malik stated, "Yeah, no it's the language itself. I think just with just a little bit of words it'll make a little bit more sense. Yeah. You're not going to convince me otherwise Blake. You're not going to convince me otherwise Blake."

Blake Fogleman asked, "Do you mind if I..."

Councilman Madere interrupting stated, "Well no, just wait a minute. Wait a minute let's get this straightness unusual meeting, so let's get it right. Here's what I'm saying, I think we like you say we can amend it now. So, I think instead of premises it should just be property. Okay, property instead of premises that mean it would be on the outside and not the premises which where people..."

Councilman Malik interrupting stated, "Water meter or register."

Councilman Madere stated, "Right."

Councilman Malik stated, "It's that's the only thing, it's a lot more, clearer and a..."

Councilwoman Hotard interrupting stated, "We can amend the Ordinance and make the language a little bit more restrictive, and as long as we're not making a substantial change to the ordinance, we can approve tonight and approve it as amended. And so, if..."

Councilman Madere interrupting asked, "So what's the approval you're..."

Natalie Robottom interrupting stated, "Property is fine with us if you'll want to change it."

Councilwoman Hotard asked, "Would that be sufficient to enter the premises..."

Councilman Malik interrupting stated, "Enter the property up to the register."

Councilwoman Hotard stated, "Okay."

Councilman Malik stated, "And that's yeah that's all."

Councilwoman Hotard stated, "So we can offer a motion to amend Ordinance 18-27, that's right, it would be a substitute motion to amend Ordinance 18-27, to change all parts of a premises to all parts of the property up to the location of the water meter, and that would be the substitute motion. We would just need a second, approve the substitute."

**MOTION:** Councilwoman Hotard moved and Councilman Wright seconded the motion to amend Ordinance 18-27 to change all parts of a premises to all parts of the property up to the location of the water meter. The motion passed with Councilman Perrilloux absent.

Councilwoman Hotard stated, "I'll offer the motion that we approve Ordinance 18-27 as amended."

**MOTION:** Councilwoman Hotard moved and Councilman Wright seconded the motion to approve Ordinance 18-27 as amended. The motion passed unanimously.

**18-28** (Public Hearing Held) An ordinance granting approval to further extend the valid period of time of Conditional Subdivision Approval for an additional twelve (12) months for River Oaks Subdivision, Phase V, Lots 205-239, 245-252, and Parcels H-11, H-13, C, and D, located south of the proposed Woodland Drive right-of-way, west of the Vicknair Canal, east of St. Andrews Boulevard, and north of River Oaks Subdivision, Phases II and III; situated in Sections 66 and 67, T-11-S, R-7-E, LaPlace, St. John the Baptist Parish, Louisiana; which were granted Preliminary/Conditional approval on August 9<sup>th</sup>, 2005 (Ordinance No. 05-46) (N. Robottom)

Alex Carter stated, "This extension would permit the developer time to adjust construction to market conditions. Administration recommends approval."

**MOTION:** Councilwoman Hotard moved and Councilman Snyder seconded the motion to approve Ordinance 18-28. The motion passed unanimously.

**18-29** (Public Hearing Held) An ordinance granting approval to further extend the valid period of time of Conditional Subdivision Approval for an additional twelve

(12) months for Belle Terre Commercial Subdivision, Phase I, Parcel B, Lots 4-22; Parcel C, Lots 2,3 & 6-9; and Parcel DS-4; Phase 2, Parcel B, Lots 23-49; and Parcel C, Lots 10-44; and Phase 3, Parcel D, Lots 1-39; Parcel E, Lots 1-42; Parcel DS-2; and Parcel DS-3; all situated in Sections 69 and 70, T-11-S, R-7-E, Southeast District of Louisiana, east of the Mississippi River, LaPlace, St. John the Baptist Parish, Louisiana; which were granted conditional approval on June 12, 2007 (Ordinance No. 07-33) and October 9, 2007 (Ordinance No. 07-65) (N. Robottom)

Alexandra Carter stated, "This extension would also permit the developer time to adjust construction to market conditions. Administration recommends approval."

**MOTION:** Councilwoman Hotard moved and Councilman Malik seconded the motion to approve Ordinance 18-29. The motion passed unanimously.

**COMMITTEE REPORTS:**

Councilman Sorapuru stated, "I would like to make a motion to approve the minutes from the finance meeting."

**MOTION:** Councilman Sorapuru moved and Councilman Becnel seconded the motion to approve the minutes from the finance meeting. The motion passed unanimously.

**OLD BUSINESS:**

**Larry Sorapuru** - (Tabled 05-08-18) Council withdrawal from the River Parish Tourist Commission

**NEW BUSINESS:**

**Alexandra Carter - Requests for approval of modifications to Conditional approval of Summerlin Lake Subdivision, Phase 5 - Tuscany Drive, in accordance with Sec. 111-55 of the Parish Code of Ordinances**

Councilman Snyder asked, "What are we doing here? I thought we did this last week."

Alexandra Carter stated, "Landcraft Homes LLC., is currently in the process of constructing required improvements conditionally approved by the Parish Council on June 12, 2018 and has requested the addition of one lot (lot 17). As per the applicant, this change would necessitate an additional water meter and sewer tap off the planned lines. The proposed lot continues to meet the requirements of the Code and Administration recommends approval."

Councilman Snyder stated, "Thank you."

**MOTION:** Councilwoman Hotard moved and Councilman Wright seconded the motion to grant administration approval of modifications to Conditional approval of Summerlin Lake Subdivision, Phase 5 - Tuscany Drive, in accordance with Sec. 111-55 of the Parish Code of Ordinances. The motion passed unanimously.

**DEPARTMENT/ENGINEER REPORTS:**

All items were carried over at the beginning of the meeting

**Larry Sorapuru - (Tabled 03-13-18) Council's possible withdrawal from the River Parish Tourist Commission**

Lennix Madere - Update on drainage/servitude and road repair in District III

Kurt Becnel - Request signage at Harold Scott Roussel Park on Castle Dr. - Res. R99-10

Lennix Madere - Update on Grass cutting/Repeat Offender program

Larry Snyder - Discussion Levee preparation

Larry Snyder - Update on drainage issues in District VI

Larry Snyder - Discussion Tree/Tree limb pickup schedule and issues

Larry Snyder - Discussion Group Home safety

Julia Remondet - Update on Canal Dredging permits

**EXECUTIVE SESSION:**

A.B. Houston vs E. J. Turley - Docket# C-72495 - to discuss litigation strategy

Roger Tassin v Matika White, et al, 40<sup>th</sup> JDC docket 72554, Div. B - to discuss litigation strategy

Cape Horn Investments, Inc. vs. St. John the Baptist Parish, Case #72013

Kane County, Utah v. United States, Case No. 17-739C and 17-1991C

R. Bend Estates II, LLC, et al. v. St. John the Baptist Parish, et al., Case # 69795, Division "A"

Parish Buildings - Security

Lennix Madere/Larry Snyder - Parish Vehicles - Insurance

Any and all pending legal matters

**INTRODUCTION OF ORDINANCES:**

**18-30** An ordinance amending Ordinances 17-50, 18-06, 18-20, 18-21, 18-22 relative to the annual operating budgets for St. John the Baptist Parish General Fund, Special Revenue Funds, Enterprise Funds, and Capital Project Funds for the fiscal year beginning January 1, 2018 and ending December 31, 2018 (N. Robottom)

**PRESIDENT REPORT:**

**CORRESPONDENCE/COUNCIL BRIEFS:**

**ADJOURNMENT:**

At 7:22 PM, Councilwoman Hotard moved and Councilman Sorapura seconded the motion to adjourn. The motion passed unanimously.

/s/Lennix Madere  
COUNCIL CHAIRMAN

/s/Jackie Landeche  
Council Secretary