

**AGENDA  
ST. MARY PARISH COUNCIL  
SECOND REGULAR MEETING  
APRIL 28, 2021 – 6:00 PM  
PARISH COUNCIL MEETING ROOM  
FIFTH FLOOR COURTHOUSE  
FRANKLIN, LA**

**1 – MEETING CALLED TO ORDER BY THE CHAIRMAN**

**2 – INVOCATION: ----- HON. PATRICK J. HEBERT**

**3 – PLEDGE OF ALLEGIANCE: ----- HON. LESLIE RULF, JR.**

**4 – ROLL CALL**

**5 - READING OF THE MINUTES OF THE PREVIOUS MEETING: (GREEN)**

A. First Regular Meeting, April 14, 2021

**6 – GUESTS**

A. Joy Sanders, President and Elizabeth Montgomery, Treasurer/Secretary of Animal Advocates of St. Mary to appear before the Council to discuss the St. Mary Parish Animal Shelter and consideration of creating an advisory committee.

**7 -PUBLIC COMMENT**

**8 – REPORT FROM MR. HANAGRIFF, PRESIDENT:**

**9 – REPORT FROM PERSONNEL:**

A. Mr. Henry “Bo” LaGrange, Chief Administrative Officer (PINK)

1. Mrs. Tammy Luke to present the following items as recommended by the Planning & Zoning Commission at their April 19, 2021 Regular Meeting:

**a. Recommend Preliminary & Final Subdivision/Development Approval -**

Name: John Greene Jr  
Address: 283 Eves St. Jeanerette, LA

Parcel Id# Sec. 68 T13S R8E;  
Parcel Id# 1845041005.00-Lot 29 Sorrel Acres Subd. Acq. 410 336316.

Zoned: Existing Neighborhood (EN2) Zoned District

PURPOSE: as shown on a plat titled “Plat of Survey Showing the Resubdivision of Lot 29, Sorrel Acres Subdivision owned by John B. Greene, located in: Section 68, Township 13 South, Range 8 East, St. Mary Parish, Louisiana; by Leroy J. Gary, Jr., dated March 16, 2021”

**b. Recommend Preliminary & Final Subdivision/Development Approval -**

Name: Sandra Freeman  
Address: 266 Pepper Rd., Jeanerette, LA

Parcel Id# Sec. 67/40 T13S R8E;  
Parcel Id# 1725041004.00 & 1725041006.00-  
Parcel Id# 1725041004.00-18.52 ac tract por No. 1 being pot Tract  
"ABCDEFGHJIWXA" per Plat 30T 220701 situated Sec. 67 T13S R8E Acq. 42V  
267894 &

Parcel Id# 1725041006.00-.15 ac tract por No.1 being por Tract "ABCDEFGHJIWXA" per Plat 30T 220701 situated Sec. 40 T13S R8E Acq. 42V 267894.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled "Plan of Land Showing Property donated by Sandra Lynn Pepper Freeman to Tevin James Rodrigue as per C.O.B. 373, Entry No. 830,703 being Tract "ABCDEA" situated in: Sections 40 & 67, T13S-R8E Southwestern Land District, St. Mary Parish, Louisiana; by Miller Engineers & Associates, Inc., dated March 18, 2021"

**c. Recommend Preliminary & Final Subdivision/Development Approval -**

Name: David Drinkwater  
Address: 10789 Hwy. 182 W., Franklin, LA

Parcel Id# Sec. 13 T15S R10E;  
Parcel Id# 2234524040.00- 3.68 Ac por Tract "QRXUVGTPQ" per Plat 44L 274870 334 324672 Acq. 44L 274869.

Zoned: Agricultural (AG) Zoned District

PURPOSE: as shown on a plat titled "Preliminary Plat Showing Property Boundary Survey & Partition of "Tract QRXUVGTPQ" belonging to David L. Drinkwater Tracts are herein designated as "Tract QRSXHJQ", "Tract XWUVGFHX", and "Tract JHFTPJ" Also showing Property Boundary Survey of "Tract RBYWXS" and "Tract YCDEUWY" belonging to Jason Andrew Deslatte Also showing property Boundary Survey of "Tract AQPTHJA" belonging to Dale Mark Simoneaux, Sr. said property is situated in Section 13 & 14, T15S-R10E, Parish of St. Mary, State of Louisiana; by S.J. Langlinais & Associates, Inc., dated March 4, 2021"

**d. Recommend Preliminary & Final Subdivision/Development Approval –**

Name: Ricky Breaux, Marsha Breaux, Patti Breaux, and Vicki Boudreaux, represented by Jeremy Soirez

Address: 2351 Irish Bend Rd, Franklin, LA

Parcel Id# Sec. 31 T14S R10E;  
Parcel Id# 2414781018.00 & 2354764044.00  
Parcel Id# 2414781018.00 - 1.02 ac Tract 3B Breaux part per Plat 23Y 190075 Acq. 25W 200039 &  
Parcel Id# 2354764044.00 - 9.75 ac Tract 3A Breaux part per Plat 23Y 190075 Acq. 25W 200039.

Zoned: Agricultural (AG) and Single Family Residential (SR) Zoned District

PURPOSE: as shown on a plat titled "Preliminary and Final Plat Showing Survey and Partition of Tract 3-A and 3-B of the Heirs of Emile J. Breaux, Sr. creating Tract 1 property to be acquired Kevin A. Breaux & Tract 2 to be acquired by Vicki B. Boudreaux situated in Section 31, T14s-R10E, St. Mary Parish, Louisiana; by Soirez Land Surveying, LLC, dated April 1, 2021"

**e. Recommend Specific Use -**

Name: Kinetica Deepwater Express, LLC  
Address: 3160 Zenor Rd., Patterson, LA

Parcel Id# Sec. 49 T15S R11E & Sec. 48 T15S R11E;  
Parcel Id# 2714444067.00 & 2714444066.00

Parcel Id# 2714444067.00-3.00 ac Tract por of 3.471 ac Tract “ABCD A” per Plat 13W 126895 situated Sec. 49 T15S R11E Acq. 268 315297. Acq. 13W 126895. Quit Claim (2013) 10 and OVC.

-Parcel Id# 2714444066.00-.47 ac tract por of 3.471 ac Tract “ABCD A” per Plat 13W 126895 situated Sec. 48 T15S R11E Acq. 268 315297. Acq. 13W 126895. Quit Claim (2013) 10 and OVC.

Currently Zoned: Agricultural (AG) Zoned District

Specific Use Purpose: to construct a communication tower in an Agricultural (AG) Zoned District

**f. Recommend Rezoning –**

Name: Johnny Chauvin  
Address: 1698 Iberia St., Franklin, LA

Parcel Id# Sec. 62 T14S R9E;  
Parcel Id# 2204701197.00 - .00 - Lot Tract A-B-C-I-A per Plat 24M 192689 Acq. 291 318502.

PURPOSE: to rezone from Single Family Residential (SR) Zoned District to Neighborhood Commercial (NC) Zoned District, to allow for a food truck

**g. Recommend Rezoning –**

Name: Kelly White  
Address: 890 Hwy 318., Four Corners, LA

Parcel Id# Sec. 5 T14S R8E;  
-Parcel Id# 1814921040.00 - Lot por No. 8 A V Prevost per Plat 3T 45481 Bd C B Mclean - C B Mclean - C B Mclean Hwy 318 Acq. 35V 240576.

PURPOSE: to rezone from General Commercial (GC) Zoned District to Existing Neighborhood (EN2) Zoned District

**10 – REPORT OF COUNCIL MEETINGS: (PINK)**

**A. Public Hearing Report – April 14, 2021**

**11 – REPORT OF MEETINGS OTHER THAN COUNCIL MEETINGS: (PINK)**

**12 – INTRODUCTION OF ORDINANCES: (GOLD)**

- A. FOR INTRODUCTION – 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. (Kinetica Deepwater Express, LLC)
- B. FOR INTRODUCTION - An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezonings (Zoning Map Amendments). (Johnny Chauvin)
- C. FOR INTRODUCTION - An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezonings (Zoning Map Amendments). (Kelly White)
- D. FOR INTRODUCTION - An Ordinance authorizing the Parish of St. Mary to enter into a Servitude Agreement with St. Mary Parish Water & Sewer Commission No. 3 relative to the construction, establishment, and maintenance of a waterline.
- E. FOR INTRODUCTION - An Ordinance authorizing the Parish of St. Mary to enter into an Agreement with the Louisiana Department of Wildlife and Fisheries relative to construction within the servitude of Bayview Drive.

**13 - RESOLUTIONS: (BLUE)**

- A. Resolution of respect in memory of Mr. Eulice William Adams. (Mr. Bennett)
- B. Resolution providing for the approval and authorization for Change Order No. 4 relative to the Boudreaux Street to Gilmore Drive Project. (Adm.)
- C. Resolution authorizing the Parish President to execute a Certificate of Substantial Completion relative to the Boudreaux Street to Gilmore Drive Project. (Adm.)
- D. Resolution approving the holding of an election in Recreation District No. 4 of the Parish of St. Mary, State of Louisiana, on Saturday, October 9, 2021, to authorize the levy of a special tax therein. (Adm.)
- E. Resolution ratifying actions of David Hanagriff, Parish President and authorizing the President of St. Mary Parish to execute a previously executed grant agreement with the Federal Aviation Administration relative to the Airport Coronavirus Relief Grant Program (ACRGP) – Harry P. Williams Memorial Airport. (Adm.)
- F. Resolution appointing an interim Ward 6 Marshal of the Parish of St. Mary and to call a Special Election to fill the vacancy. (Adm.)

**14 – OLD BUSINESS:**

- A. Referred from the December 16, 2020 Regular Meeting - Appointment to the following Boards and Commissions:

**Fire Protection District No. 11 (Four Corners) – 1 Vacancy**

Russell J. Viator

- B. Roz Moore, Director, Boards & Commissions Office of Governor John Bel Edwards has emailed “Thank you for the nominations submitted by St. Mary Parish for the Morgan City Harbor District. Unfortunately, Mr. Dufrene has withdrawn his name as a nominee. Please submit a new list of three nominees for the seat currently held by Lee A. Dragna, which expired on March 30, 2021. For each nominee please include their full and proper name, a brief bio, cell phone number, and email. Thank you for your assistance. Please contact me with any questions.”

**15 – NEW BUSINESS:**

- A. Ray Wood, Attorney has written in accordance with La. R.S. 18:653, I am enclosing a copy of the notification of resignation received from the Honorable Robert “Bobby” Darce, Sr., City Marshal, City Court, City of Morgan City, Parish of St. Mary.

Pursuant to La. R.S. 18:604, the governing authority shall within twenty (20) days from the date of the vacancy (on or before April 29, 2021):

- Make an appointment to fill the vacancy as records do not indicate that there is a current Chief Deputy.
- Call a special election. The next available election is October 9, 2021 and November 13, 2021 with qualifying dates of July 14, 15, & 16, 2021.

After a proclamation is issued calling the election and an appointment has been made, a certified copy of the proclamation calling the special election as well as the certified minutes of the meeting in which the appointment was made or certified resolution, are to be mailed to our office. A Commission will be issued to the person appointed to fill the vacancy.

If the governing authority does not timely call the special election and/or make an appointment, we will forward a request to the Governor to do so pursuant to La. R.S. 18:604.

- B. Gregory A. Price, President of Allens Communications has written to reference to notification of change of Franchise from Parish to State status in accordance with R.S. 45:1361. In accordance with State Law, Allens submitted its application to the Secretary of State for the renewal of its cable franchise to continue providing service to your parish. Under the previous Parish's franchise agreement last renewed, Allens has been collecting from its subscribers and paying to the Parish (semiannually) a franchise fee of 3% based on gross regular basic subscriber revenues.

Transitioning to the State authorization will require you to adopt an ordinance to address the continuance of your franchise fee. Subsection D of the State law allows the local authority to collect whatever percentage they deem necessary; but, no more than 5% of gross revenues received from the provision of cable video service and/or any locally inserted advertising disseminated through video services. Be advised however, Allens currently does not locally insert any advertising on its system servicing the Parish.

Subsection D also allows for the payment of the fees collected from subscribers on a quarterly basis unless otherwise specified. I also ask that unless you deem it necessary to change to the quarterly schedule, Allens would prefer, if possible, to retain its current accounting procedures and maintain its semiannual payment as has been utilized since Allens first began providing service to the Parish.

I thank you in advance for your consideration and understanding during this transition.

## **16 – ADJOURNMENT**

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact Lisa C. Morgan, Clerk of the Council at 337-828-4100, Ext. 505, describing the assistance that is necessary.