

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

MAY 8, 2019
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session with Acting Chairman Paul P. Naquin, Jr. presiding and the following members present: Rev. Craig Mathews, J Ina, Dale Rogers, Glen Hidalgo, Ken Singleton, Patrick Hebert, and Sterling Fryou. Absent were James Bennett, Kevin Voisin, and Gabriel Beadle.

The Invocation was pronounced by Mr. Fryou and the Pledge of Allegiance was led by Mr. Naquin.

Mr. Fryou moved that the reading of the minutes of the Second Regular Meeting, April 24, 2019, be dispensed with and that the same be approved. Mr. Rogers seconded the motion, which carried.

Rev. Mathews acknowledged and asked to keep all victims of the Colorado school shooting in prayer.

Chief Administrative Officer, Henry "Bo" LaGrange, presented his report for a two (2) week period ending May 8, 2019. (All items were informational)

Mrs. Tammy Luke presented the following items as recommended by the Planning & Zoning Commission at their April 15, 2019 Regular Meeting:

a. **Preliminary & Final Subdivision/Development Approval:**

Name: Charles Battaglia
Address: 2411 Irish Bend Rd., Franklin, LA

Parcel Id# Sec. 31 T14S R10E;
Parcel Id# 2354764047.00-73.60 ac por certain Tract labeled Elles M Chauvin per
Plat JJ 24776 Acq. 276 316428 331714.

Zoned: Agricultural (Ag) Zoned District

PURPOSE: as shown on a plat titled "Plan of Land Showing a Portion of Property of Charles Battaglia, et al as per C.O.B. 276, Entry No. 316,428 to be subdivided into Tract "ABCDA" situated in Section 31, T14S-R10E Southwestern Land District St. Mary Parish, Louisiana; as prepared by Miller Engineers & Associates, Inc.; dated March 29, 2019."

Mr. Singleton moved to approve Preliminary & Final Subdivision Approval for:

Name: Charles Battaglia
Address: 2411 Irish Bend Rd., Franklin, LA

Parcel Id# Sec. 31 T14S R10E;
Parcel Id# 2354764047.00-73.60 ac por certain Tract labeled Elles M Chauvin per
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Mr. Fryou seconded the motion, which carried.

Mr. Rogers moved that the Public Hearing Report, April 24, 2019 be approved. Mr. Hebert seconded the motion, which carried.

Mr. Naquin reminded all Councilmen to submit their annual financial disclosure by May 15, 2019.

Mr. Hidalgo moved that the following Ordinances be adopted. Mr. Singleton seconded the motion, which carried by the following 8-0-0-3 Roll Call vote:

YEAS: Rev. Mathews, Messrs. Ina, Rogers, Hidalgo, Singleton, Hebert, Fryou, and Naquin

NAYS: None

ABSTAIN: None

ABSENT: Messrs. Bennett, Voisin, and Beadle

ORDINANCE NO. 2185

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 2019; 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 2019.

BE IT ORDAINED, by the St. Mary Parish Council of the Parish of St. Mary, Louisiana, in a public meeting held on May 8, 2019, 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 2019, 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>2019 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 2019 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 10th day of April 2019, having been published in accordance with law and having been heard in a public meeting in Franklin, Louisiana on the 8th day of May 2019 was adopted.

APPROVED:

**PAUL P. NAQUIN, JR., ACTING 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 13th day of May 2019, at the hour of 10:30 a.m.

APPROVED:

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

This ordinance was returned to the Clerk of the Council on this the 13th day of May 2019, at the hour of 3:30 p.m.

ORDINANCE NO. 2186

An Ordinance levying a tax of 7.24 mills Parish Tax located outside the municipalities for all parochial purposes and segregating for local and parochial purposes and levying and imposing a 3.62 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 May 8, 2019, 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 2019, 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.)	7.24
Criminal Justice System Tax (Within the Incorporated Municipalities and Towns) (Purpose of helping defray the expenses of the Criminal Justice System of the Parish.)	3.62

BE IT FURTHER RESOLVED that the Assessor of the Parish of St. Mary, shall extend upon the assessment roll for the year 2019 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 10th day of April 2019, having been published in accordance with law and having been heard in a public meeting in Franklin, Louisiana on the 8th day of May 2019 was adopted.

APPROVED:

**PAUL P. NAQUIN, JR., ACTING 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 13th day of May 2019, at the hour of 10:30 a.m.

APPROVED:

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

This ordinance was returned to the Clerk of the Council on this the 13th day of May 2019, at the hour of 3:30 p.m.

ORDINANCE NO. 2187

**AN ORDINANCE AMENDING ORDINANCE 727 ADOPTED AUGUST 14, 1968
RESULTING IN THE RETURN OF HOSPITAL SERVICE DISTRICT NO. 2
OF ST. MARY PARISH TO ITS ORIGINAL BOUNDARIES**

WHEREAS, by enacting Ordinance 572 on July 25, 1952 the St. Mary Parish Council established Hospital Service District No. 2 of St. Mary Parish. Said District included that portion of St. Mary Parish east of Wax Lake Outlet to the eastern boundary of St. Mary Parish, including that portion of the Fourth Ward lying east of the Wax Lake Outlet, all of the Fifth, Sixth, Eight and Ninth Ward in the Parish of St. Mary, State of Louisiana.

WHEREAS, by enacting Ordinance 727 on August 14, 1968, the St. Mary Parish Council modified the boundaries of Hospital Service District No. 2 and created Hospital Service District No. 3 of St. Mary Parish. Hospital Service District No. 3 was dissolved by Ordinance No. 2120 on July 1, 2018.

WHEREAS, it is in the best interest of the citizens of St. Mary Parish that the boundary lines of Hospital Service District No. 2 of St. Mary Parish be returned to that portion of St. Mary Parish east of Wax Lake Outlet to the eastern boundary of St. Mary Parish, including that portion of the Fourth Ward lying east of the Wax Lake Outlet, all of the Fifth, Sixth, Eight and Ninth Ward in the Parish of St. Mary, State of Louisiana.

NOW, THEREFORE, BE IT ORDAINED by the St. Mary Parish Council, acting as the governing authority of the Parish of St. Mary, State of Louisiana, hereby amend Section 1 of Ordinance 727 adopted on August 14, 1968 to read as follows:

Section 1. That acting under the authority of Chapter 10, Title 46 of the Louisiana Revised statutes of 1950, and other constitutional and statutory authority supplemental thereto, the boundaries of Hospital Services District No. 2 of St. Mary Parish, be and they are hereby changed and altered so that as of the 8th day of May, 2019 shall include that portion of St. Mary Parish east of Wax Lake Outlet to the eastern boundary of St. Mary Parish, including that portion of the Fourth Ward lying east of the Wax Lake Outlet, all of the Fifth, Sixth, Eight and Ninth Ward in the Parish of St. Mary, State of Louisiana.

This ordinance shall become effective upon the signature of the President of St. Mary Parish.

This ordinance having been offered and read on this the 10th day of April 2019, having been published in accordance with law and having been heard in a public meeting in Franklin, Louisiana on the 8th day of May 2019 was adopted.

APPROVED:

**PAUL P. NAQUIN, JR., ACTING 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 13th day of May 2019, at the hour of 10:30 a.m.

APPROVED:

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

This ordinance was returned to the Clerk of the Council on this the 13th day of May 2019, at the hour of 3:30 p.m.

Mr. Hidalgo and Mr. Hanagriff explained that this ordinance will return the Hospital Service District No. 2 to its original boundaries.

Mr. Singleton moved that the following Resolution be adopted. The Council seconded the motion, which carried by the following 8-0-0-3 Roll Call vote:

YEAS: Messrs. Ina, Rogers, Hidalgo, Singleton, Hebert, Fryou, Naquin, and Rev. Mathews

NAYS: None

ABSTAIN: None

ABSENT: Messrs. Bennett, Voisin, and Beadle

RESOLUTION OF RESPECT

WHEREAS, the Lord Almighty in His Infinite mercy and goodness has seen fit to remove from our midst, Mr. Warren Joseph “Bear” Span, Board of Commission Member, Recreation District Commission No. 4, and

WHEREAS, Mr. Span will be truly missed by his family and friends that loved him dearly, and

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

WHEREAS, the St. Mary Parish Council hopes that his 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 8th day of May 2019.

APPROVED:

**PAUL P. NAQUIN, JR., ACTING CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

Mr. Singleton requested to advertise the vacancy for Recreation District Commission No. 4.

Mr. Singleton moved that the following Resolution be adopted. Mr. Fryou seconded the motion, which carried by the following 8-0-0-3 Roll Call vote:

YEAS: Messrs. Rogers, Hidalgo, Singleton, Hebert, Fryou, Naquin, Rev. Mathews, and Mr. Ina

NAYS: None

ABSTAIN: None

ABSENT: Messrs. Bennett, Voisin, and Beadle

RESOLUTION

A Resolution authorizing David Hanagriff, the President to execute Maintenance Agreements with the Department of Transportation and Development Office of Engineering relative to Mowing and Litter Pickup for the Fiscal Year ending June 30, 2020.

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 Maintenance Agreements by and between the Department of Transportation and Development Office of Engineering, with said Maintenance Agreements 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 8th day of May 2019.

APPROVED:

**PAUL P. NAQUIN, JR., ACTING CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

OLD BUSINESS:

- A. Referred from the April 24, 2019 Regular Meeting - Appointment to the following Boards and Commissions:

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

Eva D. Rollins – Present Member

Rev. Mathews moved to reappoint Eva D. Rollins to Fire Protection District No. 11. Mr. Ina seconded the motion, which carried.

NEW BUSINESS:

- A. Natalie Bourgeois, Training Specialist, Office of Attorney General Jeff Landry has written and enclosed the Compliance History Report for St. Mary Parish which states “every justice of the peace and constable shall attend at least one of the Justice of the Peace Training Courses offered by the attorney general pursuant to R.S. 49:251.1 every other year, and a justice of the peace or constable who fails to do so shall not earn or receive the compensation provided in this Section, until he attends a course and receives a certificate of completion from the attorney general”.
- B. Mr. Yancy Landry, Owner of V’s Sports Bar, LLC, located at 5073 Hwy. 87, Franklin, Louisiana requests a residency variance to obtain a 2019 Full Liquor Permit.

Mr. Ina moved to grant the residency variance for 2019 for Yancy Landry, Owner of V’s Sports Bar, LLC located at 5073 Hwy. 87 in Franklin, LA. Mr. Rogers seconded the motion, which carried. Rev. Mathews abstained.

- C. Discussion and action declaring a vacant position on the Recreation District No. 7 Board of Commissioners and that the vacancy shall be filled by the parish council in accordance with law.

Recreation District No. 7 Board of Commissioners was recently reduced from seven (7) members to five (5) members. Therefore, no action was taken on this item.

There being no further business, Mr. Fryou moved for adjournment. Mr. Rogers seconded the motion, which carried.

Lisa C. Morgan, Clerk

Paul P. Naquin, Jr., Acting Chairman