



# Parish of Ascension

Office of the Parish Council

[www.ascensionparish.net](http://www.ascensionparish.net)

## **REGULAR MEETING OF THE ASCENSION PARISH COUNCIL**

**October 1, 2020 - 6:00 PM  
ASCENSION PARISH COURTHOUSE**

**300 Houmas St. Donaldsonville**

### **AGENDA**

- (1) Call To Order / Invocation and Pledge**
- (2) Roll Call**
- (3) Chair's Additions**
- (4) Public Comment Sign- In Period**
- (5) Parish President's Report:**
- (6) Consent Agenda:**
  - a. Adoption of September 3, 2020 Regular Council Meeting minutes
  - b. Adoption of September 17, 2020 Regular Council Meeting minutes
- (7) General Business**
  - a. Approval of Professional Selection Committee results for Emergency Debris Removal - DRC Services, Inc. (Cynthia Leblanc, Purchasing Director)
  - b. Approval of Sponsorship Agreement between Lamar Dixon Expo Center and CitySwitch II-A, LLC for a one-year period (Kyle Rogers, LDEC General Manager)
  - c. Approval to accept Grant Award in the amount of \$ 52,034.51 for the FY 2020 State Homeland Security Grant (SHSP) of which 25% required to go to Law Enforcement and to authorize Parish President Clint Cointment to sign and execute all documents pertaining to this application and/or Ms. Gwen LeBlanc, CFO for financial document (Martha Collins, Grants Officer)

- d. Approval to accept Grant Award in the amount of \$ 33,368.65 for the FY 2020 Emergency Management Performance Grant and to authorize Parish President Clint Cointment to sign and execute all documents pertaining to this application and/or Ms. Gwen LeBlanc, CFO for financial documents (Martha Collins, Grants Officer)
- e. Approval to apply for the FY 2020 Flood Mitigation Assistance Grant and to authorize Parish President Clint Cointment to sign and execute all documents pertaining to this application and/or Ms. Gwen LeBlanc, CFO for financial documents (Martha Collins, Grants Officer)
- f. Approval to apply for the FY 2020 Building Resilient Infrastructure and Communities (BRIC) grant application and to authorize Parish President Clint Cointment to sign and execute all documents pertaining to this application and/or Ms. Gwen LeBlanc, CFO for financial documents (Martha Collins, Grants Officer)
- g. Change Order No. 3 - Extension of time for 86 days due to rain days, COVID-19 labor shortages and Mississippi River levels- Shaw Construction, Parish Sewer Program Improvements Project - CDBG Project 03PARA2301 (Martha Collins, Grants Officer)
- h. Approval of amendment No. 8 to Professional Services Contract for Evans Graves to reallocate \$40,000 from Task 1A (Right of Way Services) to Task 2 (Design Services) to be used for additional design for construction services - Parish Sewer Program Improvements Project - CDBG Project 03PARA2301 (Martha Collins, Grants Officer)
- i. Authorization for Parish President to sign all documents in the resolution of a boundary dispute between Brent Schexnayder and Ascension Parish on behalf of Fire District #1 for Fire Station on Highway 931 (Legal Counsel O'Neil Parenton)

**(8) Public Hearings Ordinances - (Legal Counsel)**

- a. Reading of Ordinance - to amend the Ascension Parish Zoning Map from Medium Intensity Residential (RM) to Small Planned Unit Development (SPUD) Zoning Review ID PZ-2311.20 - Lot A-1 of the George Reine Property - Containing 4.389 Acres for Aaron McBride - located on the east side of LA Highway 73 approximately 630' south of Southwood Village Avenue
- b. Public Hearing - to consider amending the Ascension Parish Zoning Map from Medium Intensity Residential (RM) to Small Planned Unit Development (SPUD) Zoning Review ID PZ-2311.20 - Lot A-1 of the George Reine Property - Containing 4.389 Acres for Aaron McBride - located on the east side of LA Highway 73 approximately 630' south of Southwood Village Avenue
- c. Ordinance - to amend the Ascension Parish Zoning Map from Medium Intensity Residential (RM) to Small Planned Unit Development (SPUD) Zoning Review ID PZ-2311.20 - Lot A-1 of the George Reine Property - Containing 4.389 Acres for Aaron McBride - located on the east side of LA Highway 73 approximately 630' south of Southwood Village Avenue
- d. Reading of Ordinance - to amend the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat
- e. Public Hearing - to consider an ordinance amending the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat
- f. Ordinance - to amend the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat
- g. Reading of Ordinance to amend the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction

- h.** Public Hearing - to consider an ordinance amending the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction
- i.** Ordinance - to amend the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction
- j.** Reading of Ordinance - directing the levy and collection of an ad valorem tax of 5.6 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting the Ascension Parish Library and its branches
- k.** Public Hearing - to consider an ordinance directing the levy and collection of an ad valorem tax of 5.6 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting the Ascension Parish Library and its branches
- l.** Ordinance - directing the levy and collection of an ad valorem tax of 5.6 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting the Ascension Parish Library and its branches
- m.** Reading of Ordinance - directing the renewal of the levy and collection of an ad valorem tax of two (2) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting a mental health program in the Parish
- n.** Public Hearing - to consider an ordinance directing the renewal of the levy and collection of an ad valorem tax of two (2) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting a mental health program in the Parish
- o.** Ordinance - directing the renewal of the levy and collection of an ad valorem tax of two (2) mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of Ascension, State of Louisiana, for a period of ten (10) years, beginning with the year 2021 and ending with the year 2030, for the purpose of maintaining and supporting a mental health program in the Parish
- p.** Reading of Ordinance - to amend the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer
- q.** Public Hearing - to consider an ordinance amending the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer

- r. Ordinance - to amend the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer

**(9) Employee Appeals:**

- a. Employee Appeal of Termination (Randy Watts, Human Resources Director)

**(10) Executive Session**

- a. Employee Appeal of Termination (Human Resources Director Randy Watts)
- b. Settlement Authorization for Employee Family Medical Leave Act dispute (Legal Counsel)

**(11) Adjourn**



**Description:** Reading of Ordinance - to amend the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat

**ATTACHMENTS:**

1. Proposed Changes App IV Sec. 17-405 Preliminary Plat H.1.      Proposed Changes App IV Sec. 17-405 Preliminary Plat H.1..docx
2. Development Code - Appendix IV 17-405      Development Code - Appendix IV 17-405.docx

**PARISH OF ASCENSION**  
**OFFICE OF PLANNING AND DEVELOPMENT**  
**PLANNING DEPARTMENT**



Appendix IV Subdivision Regulations Sec. 17-405 Preliminary Plat

- H.** If the subdivider does not submit ~~the final plat and~~ construction plans within six (6) months, the Planning & Zoning Commission shall ~~have the right to~~ either grant an extension of the original approval or rescind approval of the preliminary plat. The Engineering Review Agency shall ~~be responsible for~~ notifying the Planning Commission of any subdividers that fail to submit construction plans within the six (6) month duration. Notification shall be in the form of a status update report presented at a regularly scheduled Planning Commission meeting.
1. If no construction has begun within twenty-four (24) months following the ~~acceptance of the preliminary plat by the Planning & Zoning Commission approval of the Construction Documents by the Parish, any Preliminary Plat and Construction Document approval shall be automatically rescinded.~~ The owner, subdivider and/or developer shall be required to begin the Pre-Application, Preliminary Plat and Construction Document approval process again including all required meetings, fees and submittals. resubmit all plats and construction plans to the Planning Commission for review. If changes in the construction plans are warranted, then the construction plans shall undergo review, and following approval by the Planning Commission, the developer may commence construction. If no construction activity takes place within twenty-four (24) months following the approval of the preliminary plat, no construction activity may be undertaken and no lots or parcels of land may be sold, transferred, or conveyed prior to approval of the Planning Commission, the preliminary plat being automatically rescinded. The Planning Department or Engineering Review Agency shall be responsible for notifying the Planning Commission of any subdividers that fail to begin construction within the twenty-four (24) month duration. Notification shall be in the form of a status update report presented at a regularly scheduled Planning Commission meeting.

UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ASCENSION

**ORDINANCE**

**PURPOSE:** To amend the Ascension Parish Unified Land Development Code (LDC) Appendix IV – Subdivision Regulations, Section 17-405. Preliminary Plat Procedure.

**WHEREAS:** Ascension Parish is a local governmental subdivision as defined by Article VI, Section 44 of the Louisiana Constitution of 1974, and

**WHEREAS:** Parish of Ascension is the governing and responsible body over the zoning and regulations within this jurisdiction, and

**WHEREAS:** Article VI of the Home Rule Charter of Ascension Parish, adopted May 4, 1993, identifies the process and manner in which to adopt ordinances regulating the lands of this parish, and

**NOW THEREFORE, BE IT ORDAINED** by the Ascension Parish Governing Authority that the Unified Land Development Code (LDC) of Ascension Parish Louisiana, Appendix IV – Subdivision Regulations, Section 17-405 Preliminary Plat Procedure, is amended as more fully described in Exhibit A, attached hereto and made a part hereof.

**SEVERABILITY:** In the event that any portion of this Ordinance is ever held invalid or unconstitutional for any reason by any court of competent jurisdiction over it, such portion shall be deemed a separate, distinct, and independent provisions and shall not affect the validity of the remaining portions of the Ordinance.

**EFFECTIVE DATE:** This ordinance shall be in full effect as permitted by law.

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

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

Not Voting: \_\_\_\_\_

Absent: \_\_\_\_\_

And this ordinance was passed on this            day of            , 2020

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
President

## EXHIBIT A

(Deletions are in ~~strikethrough~~, additions are underlined.)

### Section 17-405 Preliminary Plat Procedure:

- H. If the sub-divider does not submit ~~the final plat and~~ construction plans within six (6) months, the Planning & Zoning Commission shall ~~have the right to~~ either grant an extension of the original approval or rescind approval of the preliminary plat. The Engineering Review Agency shall ~~be responsible for notifying~~ the Planning Commission of any sub-dividers that fail to submit construction plans within the six (6) month duration. Notification shall be in the form of a status update report presented at a regularly scheduled Planning Commission meeting.
1. If no construction has begun within twenty-four (24) months following the ~~acceptance of the preliminary plat by the Planning & Zoning Commission~~ approval of the Construction Documents by the Parish, any Preliminary Plat and Construction Document approval shall be automatically rescinded. The owner, sub-divider and/or developer shall be required to begin the Pre-Application, Preliminary Plat and Construction Document approval process again including all required meetings, fees and submittals. ~~resubmit all plats and construction plans to the Planning Commission for review. IF changes in the construction plans are warranted, then the construction plans shall undergo review, and following approval by the Planning Commission, the developer may commence construction. If no construction activity takes place within twenty-four (24) months following the approval of the preliminary plat, no construction activity may be undertaken and no lots or parcels of land may be sold, transferred, or conveyed prior to approval of the Planning Commission, the preliminary plat being automatically rescinded.~~ The Planning Department or Engineering Review Agency shall be responsible for notifying the Planning Commission of any sub-dividers that fail to begin construction within the twenty-four (24) month duration. Notification shall be in the form of a status update report presented at a regularly scheduled Planning Commission meeting.





**Description:** Public Hearing - to consider an ordinance amending the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat

**ATTACHMENTS:**



**Description:** Ordinance - to amend the Unified Land Development Code, Appendix IV Subdivision Regulations, Section 17-405 Preliminary Plat

**ATTACHMENTS:**



**Description:** Reading of Ordinance to amend the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction

**ATTACHMENTS:**

1. Proposed Changes App IV Sec. 17-40100 Definitions      Proposed Changes App IV Sec. 17-40100 Definitions.docx
2. Development Code - Appendix IV 17-40100      Development Code - Appendix IV 17-40100.docx

## Proposed changes to Appendix IV Subdivision Regulations Section 17-40100 Definitions

Additions are underlined deletions are strikethrough

**Commencement of Construction:** means any substantial action, which results in a permanent and substantially irreversible commitment to physically construct, erect or install a permitted facility that is continuously pursued with reasonable diligence to complete the permitted facility within a reasonable time period. The term does not include the following none-exclusive actions: site exploration, necessary roads for site exploration, borings to determine foundation conditions, or other preconstruction monitoring, or testing to establish background information related to the suitability of the site for the protection of environmental values. In order to determine if construction has occurred, the developer/owner shall provide to the Commission copies of all contracts, invoices, scopes of work, proof of payments, testing reports, studies and other documentation which relate to any services and/or materials obtained for the purpose of allegedly furthering construction, erection, or installation of the permitted facility.

UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ASCENSION

**ORDINANCE**

**PURPOSE:** To amend the Ascension Parish Unified Land Development Code (LDC) Appendix IV – Subdivision Regulations, Section 17-40100 Definitions.

**WHEREAS:** Ascension Parish is a local governmental subdivision as defined by Article VI, Section 44 of the Louisiana Constitution of 1974, and

**WHEREAS:** Parish of Ascension is the governing and responsible body over the zoning and regulations within this jurisdiction, and

**WHEREAS:** Article VI of the Home Rule Charter of Ascension Parish, adopted May 4, 1993, identifies the process and manner in which to adopt ordinances regulating the lands of this parish, and

**NOW THEREFORE, BE IT ORDAINED** by the Ascension Parish Governing Authority that the Unified Land Development Code (LDC) of Ascension Parish Louisiana, Appendix IV – Subdivision Regulations, Section Definitions, is amended as more fully described in Exhibit A, attached hereto and made a part hereof.:

**SEVERABILITY:** In the event that any portion of this Ordinance is ever held invalid or unconstitutional for any reason by any court of competent jurisdiction over it, such portion shall be deemed a separate, distinct, and independent provisions and shall not affect the validity of the remaining portions of the Ordinance.

**EFFECTIVE DATE:** This ordinance shall be in full effect as permitted by law.

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

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

Not Voting: \_\_\_\_\_

Absent: \_\_\_\_\_

And this ordinance was passed on this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
President

## Exhibit “A”

(Deletions are in ~~striketrough~~, additions are underlined)

### Section 17-40100 Definitions:

Collector Streets:

**Commencement of Construction:** means any substantial action, which results in a permanent and substantially irreversible commitment to physically construct, erect or install a permitted facility that is continuously pursued with reasonable diligence to complete the permitted facility within a reasonable time period. The term does not include the following none-exclusive actions: site exploration, necessary roads for site exploration, borings to determine foundation conditions, or other preconstruction monitoring, or testing to establish background information related to the suitability of the site for the protection of environmental values. In order to determine if construction has occurred, the developer/owner shall provide to the Commission copies of all contracts, invoices, scopes of work, proof of payments, testing reports, studies and other documentation which relate to any services and/or materials obtained for the purpose of allegedly furthering construction, erection, or installation of the permitted facilities.

Commercial Industrial Streets:



**Description:** Public Hearing - to consider an ordinance amending the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction

**ATTACHMENTS:**



**Description:** Ordinance - to amend the ULDC Appendix IV Subdivision Regulations, Section 17-40100; Definitions, to add Commencement of Construction

**ATTACHMENTS:**





**Description:** Reading of Ordinance - to amend the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer

**ATTACHMENTS:**

1. Ordinance - Amendment - sewer                      Ordinance - Amendment - sewer.docx

**PARISH OF ASCENSION**

**STATE OF LOUISIANA**

**UNITED STATES OF AMERICA**

**ORDINANCE**

**PURPOSE:** To amend the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer.

**WHEREAS:** Ascension Parish is a local governmental subdivision as defined by Article VI, Section 44 of the Louisiana Constitution of 1974, and

**WHEREAS:** Parish of Ascension is the governing and responsible body over the Consolidated Utilities District.

**WHEREAS:** Article VI of the Home Rule Charter of Ascension Parish, adopted May 4, 1993, identifies the process and manner in which to adopt ordinances regulating the lands of this parish, and

**WHEREAS:** The Code of Ordinances, Chapter 18, Article XI, Section 18-117.2 was last amended on November 6, 2014.

**NOW THEREFORE, BE IT ORDAINED** by the Ascension Parish Governing Authority that the Code of Ordinances of Ascension Parish Board of Chapter 18, Political Subdivisions – Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities Districts, Subdivision 3. Public Sanitary Sewer, Section 18-117.2 Community sewage systems to be connected to public sanitary sewer, (m); be amended as more fully described in Exhibit A attached hereto and made a part hereof.

**SEVERABILITY:** In the event that any portion of this Ordinance is ever held invalid or unconstitutional for any reason by any court of competent jurisdiction over it, such portion shall be deemed a separate, distinct, and independent provisions and shall not affect the validity of the remaining portions of the Ordinance.

**EFFECTIVE DATE:** This ordinance shall be in full effect as permitted by law.

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

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

Not Voting: \_\_\_\_\_

Absent: \_\_\_\_\_

This ordinance was passed on this \_\_\_ day of \_\_\_\_\_, 2020

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Parish President

## Exhibit A

(Deletions are in ~~striketrough~~, additions are underlined.)

18-117.2 Community sewage systems to be connected to public sanitary sewer.

(m) (1) Variances.

- A. When planning staff and/or utility staff deem that strict adherence to current regulations would impair parish waterways, such requirements may be varied or modified by the Parish Council.
- B. Standards for variances. Variance in the application of provisions of this ordinance shall only be granted by the Council when it finds that the following requirements and standards are satisfied:
  - 1. Would serve the best interest of the public to provide effective wastewater treatment to the development.
  - 2. There must be a showing that a variance is necessary for the reasonable use of land and that the variance as granted by the Council is the minimum variance that will accomplish this purpose and provide effective wastewater treatment in the best interest of the Parish.
- C. There must be a showing that the granting of the variance requested will not confer on the applicant any special privilege that is denied by this ordinance to other lands owned. The Council may prescribe any safeguard that it deems necessary to secure substantially that objectives of the regulations or provisions to which the variance applies.



**Description:** Public Hearing - to consider an ordinance amending the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer

**ATTACHMENTS:**



**Description:** Ordinance - to amend the Ascension Parish Code of Ordinances, Chapter 18, Political Subdivisions-Autonomous Boards, Commissions and Authorities, Article XI, Consolidated Utilities District, Subdivision 3. Public Sanitary Sewer, Section 18-117.2, Community sewage systems to be connected to public sanitary sewer

**ATTACHMENTS:**