

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
WEST BATON ROUGE PARISH GOVERNMENTAL BUILDING
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA
May 23, 2019
5:30PM**

The Following Minutes Are Summarized For Brevity, For Precise Meeting Information Please Refer To Meeting Audio Or Video.

The Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, May 23, 2019 and called to order at 5:30pm. Council Chairman Gary Spillman asked that all electronic devices be placed on silent and recognized Councilman Barry Hughhins, who took a moment to recognize those who have made the ultimate sacrifice for this country, before leading everyone in the Pledge of Allegiance.

ATTENDANCE

The following members were recorded as being present:

Messrs. Barry Hughhins, Ricky Loupe, Kirk Allain, Gary Spillman, Edward “Bob” Robertson, Chris “Fish” Kershaw, Phil Porto, and Mses. Naomi Fair and Charlene Gordon.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Phillip Bourgoyne, Director of Finance, Mr. Kevin Durbin, Director of Public Works, and Mrs. Michelle Tullier, Council Clerk.

MINUTE APPROVAL

A motion was made by Mr. Barry Hughhins, seconded by Mr. Edward Robertson to approve the minutes of the May 9, 2019 regular meeting.

The vote was recorded as follows:

YEAS: 9 (Spillman, Hughhins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

CONSIDER ANY AMENDMENTS TO THE AGENDA

Chairman Spillman explained there was a request for the following items to be amended onto the agenda:

A. A Resolution by the West Baton Rouge Parish Council Authorizing the Parish President to Execute the Entity-State Agreement with LaDOTD Regarding the La.1 / La. 415 Connector (State Project Number H.005121)

B. A Resolution Of The West Baton Rouge Parish Council Authorizing Administration To Move Forward With Taking Over The WBR Parish Health Unit There were no comments or questions regarding this request.

A motion was made by Mr. Kirk Allain, seconded by Mr. Barry Hughhins to amend the agenda to include the aforementioned items.

The vote was recorded as follows:

YEAS: 9 (Spillman, Hughhins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed and the agenda was therefore amended.

PARISH PRESIDENT’S REPORT

Parish President Riley Berthelot was recognized and covered the following items:

HB 578 update regarding La1/415 connector funding;
June 6th opening bids on south end water line;
10AM Memorial Day Presentation on Monday;
10AM briefing on River Stage;
June 13th cost of living recommendations, asked to meet face to face with Council and work together on this upcoming issue;
Spoke briefly with his thoughts regarding the Parish President Term Limit Ordinance being introduced later in the meeting.
There were a few questions for the Parish President.

PUBLIC COMMENTS

There were no public comments at this time.

COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS

Mrs. Pam Keowen, Director of Utilities was recognized and updated the Council on the status of the South End Water Line Project. Councilman Barry Huggins, reminded everyone about Family Day in the Park this weekend.

DESIGNATE PARISH OFFICIAL JOURNAL FOR THE PERIOD OF JULY 1, 2019 THROUGH JUNE 30, 2020

Chairman Spillman explained this is something we must do each year per state law. There were no questions or comments at this time.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Phil Porto to designate the West Side Journal as the official journal of the West Baton Rouge Parish Council for the period of July 1, 2019 through June 30, 2020.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

There were no items to consider at this time.

CONSIDER STATUS REPORT, CHANGE ORDERS AND/OR OTHER MATTERS AS REQUIRED ON CURRENT PROJECTS

Accept/Reject bid recommendation on 2019 Road Materials Bid

Mr. Phillip Bourgoyne was recognized and explained that the spreadsheet which is included in the Council packets gives a line item by line item detail of the low bidder for each line item.

Mr. Bourgoyne asked that the Council accept the recommendations for low bidders by line item as presented on the spreadsheet titled: West Baton Rouge Parish Government Road Material Bid Summaries, Limestone/Silt/Sand, Corrugated Metal Pipe, and Corrugated Polyethylene Pipe.

A motion was made by Mr. Ricky Loupe, seconded by Mr. Barry Huggins, to accept the bid recommendation for the 2019-2020 Road Material bids as presented line by line on the aforementioned spreadsheet.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

RESOLUTIONS

A Resolution by the West Baton Rouge Parish Council Authorizing the Parish President to Execute the Entity-State Agreement with LaDOTD Regarding the La.1 / La. 415 Connector (State Project Number H.005121)

Mr. Kevin Durbin explained this agreement was needed in order to get the Final Construction Plans on the aforementioned project.

A motion was made by Barry Huggins, seconded by Mr. Phil Porto to approve the Resolution by the West Baton Rouge Parish Council Authorizing the Parish President to Execute the Entity-State Agreement with LaDOTD Regarding the La.1 / La. 415 Connector (State Project Number H.005121).

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 16 of 2019 appears at the end of these minutes.

A Resolution Of The West Baton Rouge Parish Council Authorizing Administration To Move Forward With Taking Over The WBR Parish Health Unit

President Berthelot was recognized and explained the various reasons the Parish is interested in taking over the WBR Parish Health Unit. Mrs. Michaelyn Carr, who is a Nurse Aid at the Health Unit currently spoke briefly with a few reasons she supports this decision by the Parish, and thanked the Council for all of their support. Mr. Phillip Bourgoyne was also recognized and explained this resolution would simply start the talks with the state, there will be updates coming regarding this process. Chairman Spillman asked that a Councilmember be a part of the future meeting and talks regarding the same. There were a few questions from the Council.

A motion was made by Mr. Ricky Loupe, seconded by Mr. Kirk Allain to approve the Resolution of the West Baton Rouge Parish Council Authorizing Administration to Move Forward with Taking over the WBR Parish Health Unit.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 17 of 2019 appears at the end of these minutes.

INTRODUCTION OF ORDINANCES

Mrs. Tullier read by title the below proposed ordinance/s being introduced and publicized by title, and considered for adoption following public hearing on the meeting date noted below, at 5:30pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

An Ordinance To Amend Article III, Section 3-02 By Adding Paragraph (B) To Section 3-02 (Executive Branch) Of The West Baton Rouge Parish Home Rule Charter To Impose Term Limit Provision For The Office Of Parish President.

Public Hearing Date: June 13, 2019

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map for rezoning request of Hampton Obier., File #2019-05, Lots 2-A-1-B, Lot 2D-1, 2C-1 & 2A-1-A, 4 lots combined together totaling 6.01 acres in Section 4, T8S, R12E, located at 4133 Hwy 1 South, Port Allen, LA known as West Towne, Requesting Special Use permit to allow an assisted living facility in a C-1.2 & C-1.3 zone.

Public Hearing Date: June 27, 2019

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map for rezoning request of LA 3 Holdings, LLC., File #2019-06, Tract containing 118.039 Acres M/L Section 91 & 92 T7S R12E, located with an entrance on Lobdell Hwy and Court St., Port Allen, LA, rezoning from AG (Agricultural) to I-1 (Light Industrial). Master Plan Change

Public Hearing Date: June 27, 2019

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map for rezoning request of Wolf ETAL/Ty Gose and WSM Properties, LLC., File #2019-07, located at 3193 Webster Lane, Port Allen, LA 70767, 6.13 AC Section 21 T7S R12E being a portion of the WM W Munson Property and 59.072 Acres M/L in Northeast quarter, Section 21 T7S R12E., Port Allen, LA, rezoning from AG (Agricultural) and C-1.3 (Regional Scale Commercial) to I-1 (Light Industrial). Master Plan Change

Public Hearing Date: June 27, 2019

CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

File #2019-1 A preliminary plat of St. Clara Estates, Lots 1 thru 38 & Lot PD-1 & Lot PD-2 (being the resubdivision of the TJ Farms II, LLC Property located in Section 20, T6S, R11E, South East Land District, West of the Mississippi River, Parish of West Baton Rouge, Louisiana for MoGoss Development (deferred from April 11, 2019 meeting)

Chairman Spillman explained the public hearing on this item was already held at the April 11th meeting, however if the Council had questions they can call anyone up at this time to answer.

Mr. Kevin Durbin was recognized and explained this plat was approved by the Planning Commission with the three requested waivers for block length, thru streets as shown, no sewer being installed and 105-36 relating to the t-turn-cul-de sac design, also requiring a buyer beware notice being placed on the lots at the end of the Briar Crossing specifically for lots 18, 19, 21 & 22. These waivers were granted by the commission due to the drainage ditch construction needed at this site and the topo/location of this tract being developed.

Councilman Kershaw asked Mr. Kevin Durbin, Director of Public Works if there would be any extra drainage sent to Rougon Road, per Mr. Durbin, his study showed there would be no net effect. Mr. Cletus Langlois, with Patin Engineers answered the same question and concurred with Mr. Durbin. Mr. Jerry King who lives nearby stated he was in support of this project if in fact it does not make the drainage in this area worse, he also asked that the Parish clean out Bayou Stumpy and work on getting all servitudes needed in order to do this. President Berthelot pointed out the study which was done on the drainage of Bayou Stumpy and noted the handouts given to the councilmembers of what that study found regarding improvements that need to be made. The Parish President went on to explain that the Parish is currently working on these items and pointed out the You Tube video link which shows the Bayou Stumpy and Chamberlain Canal drone footage.

A motion was made by Mr. Barry Huggins, seconded by Mr. Phil Porto to approve File #2019-1 A preliminary plat of St. Clara Estates, Lots 1 thru 38 & Lot PD-1 & Lot PD-2 (being the resubdivision of the TJ Farms II, LLC Property located in Section 20, T6S, R11E, South East Land District, West of the Mississippi River, Parish of West Baton Rouge, Louisiana for MoGoss Development (deferred from April 11, 2019 meeting) with the waivers as aforementioned by Mr. Durbin.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

APPOINTMENTS

Keep West Baton Rouge Beautiful Board--Ratify appointment of Ms. Zen Saunders with Dow Chemical

A motion was made by Mr. Phil Porto, seconded by Mr. Kirk Allain to ratify Ms. Zen Saunders appointment to the Keep West Baton Rouge Beautiful Board.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

WBR Library Board – Appoint Ms. Andrea Kent of Erwinville to replace Ms. Joy Hobbins term ending 12/31/2023.

A motion was made by Mr. Chris Kershaw, seconded by Ms. Charlene Gordon to appoint Ms. Andrea Kent to the West Baton Rouge Library Board.

The vote was recorded as follows:

YEAS: 9 (Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Fair, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

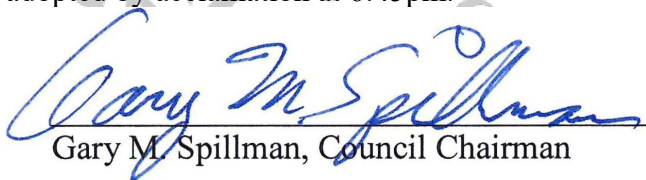
As a result of the votes the motion passed.

CORRESPONDENCE REPORT

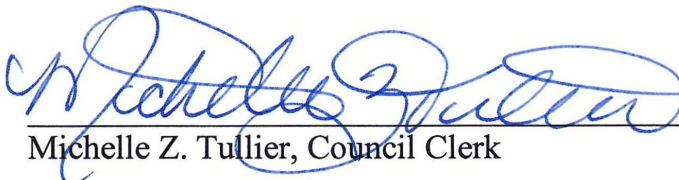
Correspondence Report from Council Clerk, Mrs. Michelle Tullier included the following items:

- Next Commission Meeting of June 4th has been canceled due to clear agenda.
- Next Board of Adjustments Meeting is Tuesday, June 4th at 5:00pm.
- Next Council Meeting is Thursday, June 13th at 5:30pm.

There being no further business, a motion to adjourn was made by Mrs. Charlene Gordon and was adopted by acclamation at 6:45pm.



Gary M. Spillman, Council Chairman



Michelle Z. Tullier, Council Clerk

RESOLUTION 16 OF 2019

A Resolution by the West Baton Rouge Parish Council Authorizing the Parish President to Execute the Entity-State Agreement with LaDOTD Regarding the La.1 / La. 415 Connector (State Project Number H.005121)

WHEREAS, West Baton Rouge Parish agrees to enter into the Entity/State Agreement, with LaDOTD regarding La.1/La. 415 Connector; and

WHEREAS, in order to proceed with said agreement, LaDOTD requires that the legislative body of the local government authorizes its chief executive “the Parish President” to execute agreement titled:

**ENTITY/STATE AGREEMENT (SUPERSEDE)
STATE PROJECT NO. H.005121
FEDERAL AID PROJECT NO. H005121
LA 1/LA 415 CONNECTOR
WEST BATON ROUGE PARISH**

NOW THEREFORE BE IT RESOLVED, the West Baton Rouge Parish Council does hereby authorize Parish President Riley L. Berthelot, Jr. to execute on behalf of the Parish of West Baton Rouge, an agreement with the LaDOTD and sign all documentation regarding the above referenced project.

BE IT FURTHER RESOLVED that if any portion or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

The Foregoing Resolution Was Considered, And, After Public Discussion, A Motion To Approve Was Made By Council Member Barry Huggins, Which Was Seconded By Council Member Phil Porto.

The Resolution Was Submitted To A Vote, The Vote Thereon Was As Follows:

YEAS: 9 (Huggins, Porto, Allain, Kershaw, Fair, Spillman, Loupe, Gordon, Robertson)

NAYS: 0 (None)

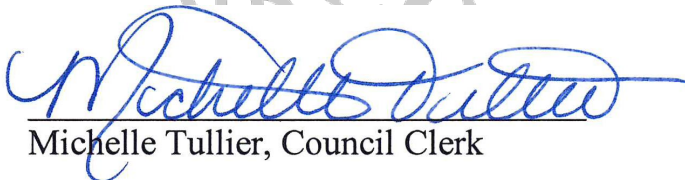
ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the resolution was adopted this **23rd day of May, 2019**.

CERTIFICATE

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by said body at its Regular Meeting of May 23, 2019 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 17 OF 2019

A Resolution Of The West Baton Rouge Parish Council Authorizing
Administration To Move Forward With Taking Over The WBR Parish Health
Unit

WHEREAS, the West Baton Rouge Parish Council is in support of the administration moving forward with the process of taking over the Parish Health Unit; and

WHEREAS, the West Baton Rouge Parish Council finds that it is in the best interest of the parish, its employees, citizens and taxpayers to take over day to day operations of the Parish Health Unit; and

WHEREAS, the West Baton Rouge Parish Council authorizes the Parish President to start the process of taking over the WBR Parish Health Unit from the State.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby express its desire to move forward with the Parish Government taking over the Health Unit.

The Foregoing Resolution Was Considered, And, After Public Discussion, A Motion to Approve Was Made by Council Member Ricky Loupe, Which Was Seconded By Council Member Kirk Allain.

The Resolution Having Been Submitted To A Vote, The Vote Thereon Was As Follows:

YEAS: 9 (Loupe, Allain, Kershaw, Fair, Spillman, Huggins, Gordon, Porto, Robertson)

NAYS: 0 (None)

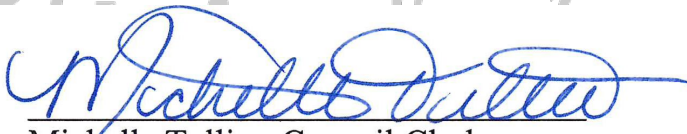
ABSENT: 0 (None)

ABSTAIN:0 (None)

As a result of the vote the resolution was adopted on this 23rd day of May, 2019.

CERTIFICATE

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by said body at its Regular Meeting of May 23, 2019 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

