

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
WEST BATON ROUGE PARISH GOVERNMENTAL BUILDING
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA
June 13, 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 Phil Porto, who led everyone in the Pledge of Allegiance.

ATTENDANCE

The following members were recorded as being present:

Messrs. Barry Huggins, Ricky Loupe, Kirk Allain, Gary Spillman, Edward “Bob” Robertson, Chris “Fish” Kershaw, Phil Porto, and Ms. Charlene Gordon.

Absent: Ms. Naomi Fair.

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 Huggins, seconded by Ms. Charlene Gordon to approve the minutes of the May 23, 2019 regular meeting.

The vote was recorded as follows:

YEAS:	8	(Spillman, Huggins, Robertson, Kershaw, Porto, Allain, Loupe, Gordon)
NAYS:	0	(None)
ABSENT:	1	(Fair)
ABSTAIN:	0	(None)

As a result of the votes the motion passed.

CONSIDER ANY AMENDMENTS TO THE AGENDA

There were no items to consider.

PARISH PRESIDENT’S REPORT

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

Pre-Construction meeting on rehab of LA415 to US 190;

Recent rain event update and issues;

HB578 passage, pending Governor Signature, Thanked everyone for help and support with this project starting with Planning Commission in 1972;

Introduced Senator Rick Ward, Representative Edmond Jordan and Representative Jeremy Lacombe who all spoke briefly on this project;

Mayor meeting regarding drainage cleanup;

There were a few questions for the Parish President.

Councilwoman Naomi Fair entered the meeting at 5:45pm.

PUBLIC COMMENTS

There were no public comments at this time.

RESOLUTION TO ADOPT THE MILLAGE RATES FOR TAX YEAR 2019

Mr. Phillip Bourgoyne was recognized and explained the millages being presented are the same as the past year, the rates have not changed. There were no questions at this time.

A motion was made by Mr. Ricky Loupe, seconded by Ms. Charlene Gordon to approve the Millage Rates for the Tax Year 2019 as presented.

The vote was recorded as follows:

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

As a result of the votes the motion passed.

Resolution 18 of 2019 appears at the end of these minutes.

CONSIDER PAY INCREASE FOR PARISH EMPLOYEES

Mr. Phillip Bourgoyne, was again recognized and explained that the administration is recommending a 2% - one step increase this year due to the current 12 month CPI.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Barry Huggins to approve the 2%- one step increase for all classified full time, semi full time, permanent part-time employees, including all appointed directors, which includes the following named departments: Council Clerk, Coroner, Registrar of Voters, Administration, Information Technologies, Planning/Zoning, Building Maintenance, Emergency Management, Engineering, Animal Control, Recreation, Roads, Health Unit, Drainage, Community Center, Community Action, E-911, Judges, District Attorney/Legal Counsel, Public Utilities, Sales Tax, Detention Center, Justice of the Peace and Constable with an effective pay period beginning July 1, 2019.

Chairman Spillman questioned the fireman longevity increases and what hire dates we are actually going by.

The vote was recorded as follows:

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

As a result of the votes the motion passed.

COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS

Mr. Phillip Bourgoyne explained the paperwork given to the Council regarding a new requirement of Community Action and asked that the Council maybe help with providing the requested information. Councilwoman Charlene Gordon thanked everyone who helped with Family Day in the Park and noted the Council on Aging Fan Drive currently going on. Councilman Porto notified everyone about a recent job he may be taking which may require him to miss a few meetings. Councilman Kershaw noted that Brusly Softball pitcher Mary Cathryn Comeaux recently being named Gatorade Player of the Year, the Councilman also noted the amount of calls that he has received recently regarding garbage pickup and asked that this be kept in mind when our contract comes up for renewal.

PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

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

Chairman Spillman explained before opening the Public Hearing that this Ordinance is not asking for the Council to vote on term limits, it is simply asking to give the people a chance to vote on this subject.

The Chairman opened a public hearing for the purpose of receiving comment regarding, item #11A) 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.

Mr. Clayton Hebert was recognized and stated he strongly believes the public should be given the right to vote on term limits.

No further public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Ms. Naomi Fair made a motion to approve the 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, there was no second to the motion.

Councilman Kirk Allain explained he does support term limits, however he thinks that there should be 4 terms instead of 3 terms for the Parish President.

Parish President Berthelot gave multiple reasons that he was not in support of this ordinance. Councilman Kershaw gave multiple reasons that he did not support this ordinance. Councilman Porto explained the reasons he was in support of this proposed ordinance. Councilman Loupe explained that he has always been in support of term limits for elected officials. Chairman Spillman explained his reasons for bringing this ordinance to the Council.

After a long discussion involving various councilmembers, and administration, a motion was made by Chairman Gary Spillman, seconded by Mr. Phil Porto to approve the 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 as written.

A substitute motion was made by Mr. Kirk Allain, seconded by Mr. Phil Porto to approve the 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, with an amendment to Section 3-02(B) to change two and one –half terms to three and one-half terms.

The vote was recorded as follows:

YEAS:	5	(Spillman, Porto, Allain, Loupe, Fair)
NAYS:	4	(Kershaw, Huggins, Gordon, Robertson)
ABSENT:	0	(None)
ABSTAIN:	0	(None)

As a result of the votes the motion failed due to this item needing a two-thirds vote of the membership of the Council.

Chairman Spillman explained the Council would now vote on the original motion.

The vote was recorded as follows:

YEAS:	3	(Spillman, Porto, Loupe)
NAYS:	6	(Allain, Kershaw, Fair, Huggins, Gordon, Robertson)
ABSENT:	0	(None)
ABSTAIN:	0	(None)

As a result of the votes the motion failed due to this item needing a two-thirds vote of the membership of the Council.

Before moving on the next item Chairman Spillman recognized Ms. Bernadette Moore a citizen on Bueche Rd. who spoke on a ditch next to her house with sewage problems. Ms. Moore asked for help from someone to either put culverts in the ditch, or she would close it in, since this causes a nuisance due to the sewer smell from a ditch that does not even service her house. President Berthelot stated that he would check into our budget and see if we could close the parish ditch for Ms. Moore, clarifying that DHH has been out and inspected this ditch saying there were no violations at this time. Chairman Spillman let Ms. Moore know that someone would be back with her in the next 2 weeks to let her know how this issue will be resolved.

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

Accept/Reject bid recommendation on South End Water Line Project

Mr. Jason Manola was recognized and asked that the Council approve the lowest responsive bidder on this project, which includes Alternate 1 and Alternate 2. Currently the lowest bidder is NCMC, LLC, however the engineers must review this bid to make sure that everything is included before proceeding, this will authorize administration to move forward once the lowest responsive bidder is established by the engineers. There were a few questions from the Councilmembers for clarification.

A motion was made by Mr. Chris Kershaw, seconded by Ricky Loupe to accept the lowest responsive bidder on the South End Water Line Project Transmission main with Alternate 1 and Alternate2.

The vote was recorded as follows:

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

As a result of the votes the motion passed.

Accept/reject bid recommendation for utilities department annual pipe & fittings contract

Chairman Spillman explained that in the Council packets the low bidders on each item is identified by line.

A motion was made by Mr. Phil Porto, seconded by Mr. Barry Huggins to accept the bid recommendations for the utilities department annual pipe & fittings contract as presented.

The vote was recorded as follows:

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

As a result of the votes the motion passed.

RESOLUTIONS

There were no items to consider at this time.

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 Adopting An Operating Budget Of Revenues And Expenditures For The Fiscal Year Beginning July 1, 2019 And Ending June 30, 2020 As Published For The West Baton Rouge Parish Council On Aging

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 Mark Grant, Jr and Linda Dupuy, File #2019-08, located at 1927 Court Street, Port Allen, La 70767, described as Lots 1 & 2 of Courtland Estates Subdivision in Section 92, T7S, R12E, rezoning from C-1.3 (Regional Scale Commercial) to C-1.4 (Industrial-Transitional Commercial District) with a special use for sandblasting. Master Plan Change

Public Hearing Date: July 25, 2019

CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

There were no items to consider

APPOINTMENTS

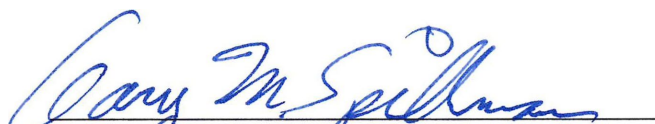
There were no appointments to consider

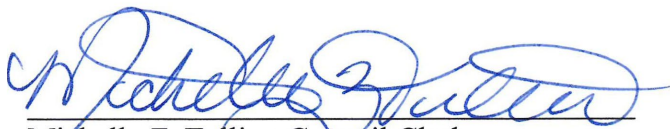
CORRESPONDENCE REPORT

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

- Next Commission Meeting is Tuesday June 18th at 5:30pm
- Next Council Meeting is Thursday, June 27th at 5:30pm
- All Council Members attending the upcoming NACO conference please get with Clerk before leaving

There being no further business, a motion to adjourn was made by Mr. Chris Kershaw, seconded by Ms. Charlene Gordon and was adopted by acclamation at 7:34pm.


 Gary M. Spillman, Council Chairman


 Michelle Z. Tullier, Council Clerk

COUNCIL MEMBERS
 KIRK ALLAIN
District I
 CHRIS KERSHAW
District II
 NAOMI FAIR
District III
 RICKY LOUPE
District IV
 CHARLENE GORDON
District V
 PHIL PORTO, JR.
District VI
 GARY SPILLMAN
District VII
 BARRY HUGHINS
District VIII
 EDWARD ROBERTSON
District IX

WEST BATON ROUGE PARISH COUNCIL

Parish Governmental Authority

www.wbrCouncil.org



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MICHELLE TULLIER
Council Clerk

Council: 225-214-4242
 Fax: 225-214-4243

RESOLUTION 18 of 2019

BE IT RESOLVED, that the following millages are hereby levied on the 2019 tax roll on all property subject to taxation by West Baton Rouge Parish Council:

MILLAGE

General Alimony (1078 004):	3.520 mills
Community Center (1078 005):	3.000 mills
Health Unit (1078 006):	1.750 mills
Library (1078 007):	4.100 mills
Drainage (1078 008):	7.200 mills

Museum (1078 009):	2.000 mills
Council on Aging (1078 022):	2.500 mills
Recreational Facilities (1078 023):	5.000 mills
911 Communications (1078 025):	3.000 mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of West Baton Rouge, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2019, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.


The Foregoing Resolution Was Read In Full, And, After Public Discussion, A Motion To Approve Was Made By Council Member Ricky Loupe, Which Was Seconded By Council Member Charlene Gordon.

The roll was called on the adoption thereof, and the resolution was adopted by the following votes:

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

CERTIFICATE

I hereby certify that the foregoing is a true and exact copy of the resolution adopted at the board meeting held on June 13, 2019, at which meeting a quorum was present and voting. Port Allen, Louisiana, this 13th day of June 2019.



 Riley Berthelot, Jr., Parish President