

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
WEST BATON ROUGE PARISH GOVERNMENTAL BUILDING
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA
June 27, 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, June 27, 2019 and called to order at 5:30pm. Council Chairman Gary Spillman asked that all electronic devices be placed on silent and recognized Councilman Chris Kershaw, 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, Meses. Charlene Gordon and Naomi Fair.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Jason Manola, Executive Assistant, 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 Mr. Kirk Allain, to approve the minutes of the June 13, 2019 regular meeting.

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.

CONSIDER ANY AMENDMENTS TO THE AGENDA

Chairman Spillman explained there were three items requested to be included on the agenda tonight:

- A. Ratify Condemnation Order of derelict structure located at 4259 Walnut St. Port Allen, La 70767
- B. Accept/Reject Change Order No. 1 on Arena Water Well Project
- C. Accept/Reject Change Order No. 1 and Substantial Completion for Westport WWTP Rehab project

There were no questions or comments at this time regarding the aforementioned items.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Barry Huggins to approve amending the agenda to include the aforementioned items.

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 and the agenda was therefore amended.

PARISH PRESIDENT’S REPORT

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

4th of July celebration at Port Allen City Plaza, no one will be allowed on the levee due to the high water;

Parish offices will be closed Thursday July 4th and Friday July 5th;

President Berthelot introduces Senator Ed Price at this time, the Senator thanked everyone who was a part of the recent House Bill 578 passage, and added that the Governor will be signing the bill tomorrow morning;

Mr. Kevin Durbin was recognized to give an update of the status of the 415 connector project;

There were no questions at this time.

PUBLIC COMMENTS

Ms. Breanna Smith of the Westside Journal was recognized and informed everyone that she would be leaving the West Side Journal soon and her replacement will be Mr. Tommy Comeaux who she introduced to everyone.

COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS

Mrs. Pam Keowen, Utilities Director was recognized and updated the Council on the status of the Arena Water Well project, estimating that it should break ground on July 31st if all goes as planned. Councilman Porto was recognized and requested that we put money in the budget for next year to look at drainage around the Lorio property and under Hwy 190. Councilwoman Charlene Gordon thanked Mr. Danny Rabalais, Code Compliance Officer, for the work he has been doing on complaints, and also thanked Anatole Vincent for all of his help recently with Family Day in the Park. Chairman Spillman thanked the Parish President for contacting Ms. Bernadette Moore, and helping her to resolve her sewage ditch problem.

PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

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.

The Chairman opened a public hearing for the purpose of receiving comment regarding, item #9A) 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.

Mr. Kevin Durbin explained that this ordinance was recommended for approval unanimously by the Planning & Zoning Commission at their last meeting, and offered to answer any questions.

No 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.

A motion was made by Mr. Ricky Loupe, seconded by Chris Kershaw to approve the 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.

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.

Ordinance 15 of 2019 appears at the end of these minutes.

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

The Chairman opened a public hearing for the purpose of receiving comment regarding, item #9B) 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

Mr. Kevin Durbin explained the Planning & Zoning Commission voted unanimously to recommend denying the I-1 zoning request and allow C-1.4 zoning for this property.

Mr. George Hill, an abutting property owner, expressed his support for the C-1.4 zoning and added he did not support I-1. Mr. Evan Cooper also a local property owner gave pros and cons to this particular request at this location.

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.

Councilman Porto expressed his concerns with this request, and explained his understanding of this request after a conversation with the developer. The Councilman went on to explain the very few differences between C-1.4 and I-1 zoning classification.

Chairman Spillman asked about the usage of Turner Rd.

A motion was made by Mr. Phil Porto, seconded by Mr. Barry Huggins to deny the requested I-1 zoning and approve a C-1.4 zoning classification.

Councilman Kershaw pointed out for clarification that since the motion on the floor was for C-1.4 this vote would not serve as a Master Plan Change.

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.

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

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

The Chairman opened a public hearing for the purpose of receiving comment regarding, item 9C) 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

Mr. Kevin Durbin explained the Planning & Zoning Commission voted unanimously to recommend denying the I-1 zoning request and allow C-1.4 zoning for this property.

No 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.

Councilman Huggins made a motion that this item be deferred to the next meeting at the request of the applicant who could not be here tonight, seconded by Ms. Charlene Gordon.

Chairman Spillman pointed out that he could not support I-1 for this particular location, however he could support C-1.4, and with that asked that the Council not defer action but vote on the item tonight.

Chairman Spillman made a substitute motion to deny the I-1 zoning request and approve C-1.4 for the aforementioned property, seconded by Mr. Phil Porto.

Councilman Kershaw again pointed out for clarification that since the motion on the floor was for C-1.4 this vote would not serve as a Master Plan Change.

The vote on the substitute motion was recorded as follows:

YEAS: 7 (Spillman, Robertson, Kershaw, Porto, Allain, Loupe, Fair)
NAYS: 2 (Huggins, Gordon)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

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

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

The Chairman opened a public hearing for the purpose of receiving comment regarding, item 9D) 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

No 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.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Kirk Allain to approve the aforementioned budget as presented.

The vote on the substitute motion 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.

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

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

Accept/Reject bid recommendation on 4” Priming Assisted Centrifugal Pump with Diesel Engine and DOT Trailer

Mr. Jason Manola was recognized and asked that the Council approve the lowest bidder on this project, who was Alpha Pump & Equipment, Inc. with a base bid of \$30,640.16.

A motion was made by Mr. Ricky Loupe, seconded by Mr. Kirk Allain to accept the lowest bidder Alpha Pump & Equipment, Inc. for \$30,640.16 on the aforementioned project.

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 Change Order No. 1 on Arena Water Well Project

Mrs. Pam Keowen was again recognized and explained the need for the requested Change Order No. 1 for \$6,465.00 on the Arena Water Well Project. There were a few questions regarding the same.

A motion was made by Mr. Phil Porto, seconded by Mr. Chris Kershaw to accept Change Order No. 1 on the Arena Water Well Project for \$6,465.00.

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 Change Order No. 1 and Substantial Completion for Westport WWTP Rehab project

Mrs. Keowen was again recognized and explained the need for Change Order No. 1 in the amount of \$194,384.00 and 230 additional days was needed because once work started on the treatment plant it was discovered that more items inside needed to be replaced, therefore the increase in project cost, unfortunately said items were very expensive. Mrs. Keowen also added that she did check with our auditors to make sure this was an accepted way to complete this project. There were a few questions for clarity regarding the change order on the aforementioned project. In closing Mrs. Keowen asked the Council to accept this Change Order and approve the Substantial Completion request.

A motion was made by Mr. Barry Huggins, seconded by Mr. Chris Kershaw to approve Change Order No.1 for \$194,384.00 and 230 days, along with the Certificate of Substantial Completion.

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

A Resolution Authorizing the Parish President to Sign Servitude Agreement with ExxonMobil Pipeline Company

President Berthelot was recognized and explained the need for the servitude agreement with ExxonMobil was for a pipeline to be installed to the rear of the Arena Property. There were a few questions for the Parish President regarding the pipeline.

A motion was made by Mr. Phil Porto, seconded by Mr. Kirk Allain to approve the Resolution Authorizing the Parish President to Sign Servitude Agreement with ExxonMobil Pipeline Company.

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 19 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 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 Shureda Grover and Cade’s Auto Sales, File #2019-09, located at 9450 Bueche Rd. Erwinville, LA 70729, Tract J containing 3.49 acres, Yattan Plantation, located in Section 61, T5S, R11E, West Baton Rouge Parish, rezoning from AG (Agricultural) to C-1.2 (Moderate Commercial). Master Plan Change
Public Hearing Date: August 8, 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 Troy Blair and Loretta Blanchard, File #2019-10, located at 3439 Kahns Road, Port Allen, LA 70767, The portion of Lot 4 fronting Kahns Road to the Rail Road tract, in Section 114 & 115, T7S, R12E, containing 7.745 acres, rezoning from AG (Agricultural) to R-SF-3 (Residential Single Family).
Public Hearing Date: August 8, 2019

CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

Ratify Condemnation Order of derelict structure located at 3013 Rosedale Rd. Port Allen, La 70767

Mr. Danny Rabalais, Code Compliance Officer was recognized and explained the status of the aforementioned location and the reasons for this request, and answered a few questions from the Council.

A motion was made by Mr. Phil Porto, seconded by Mr. Kirk Allain to ratify condemnation order for 3013 Rosedale Rd. Port Allen, La 70767 which gives a 30day timeframe for appeal and 60 day timeframe for removal.

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.

Ratify Condemnation Order of derelict structure located at 4259 Walnut St. Port Allen, La 70767

Mr. Danny Rabalais, Code Compliance Officer was again recognized and explained the status of the aforementioned location and the reasons for this request, and answered a few questions from the Council.

A motion was made by Mr. Barry Huggins, seconded by Ms. Charlene Gordon to ratify condemnation order for 4259 Walnut St. Port Allen, La 70767 which gives a 30day timeframe for appeal and 60 day timeframe for removal.

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.

APPOINTMENTS

WBR Planning & Zoning Commission – Current member Mr. Curtis Ducote- term expires July 2, 2019.

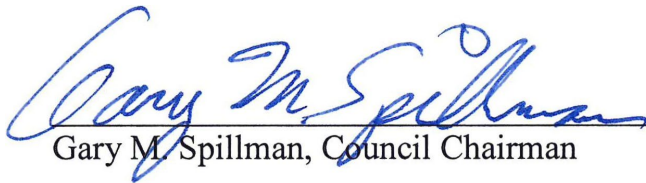
Chairman Spillman explained that Mr. Curtis Ducote has requested to continue serving on the Planning & Zoning Commission. There were no other nominations for said office. Mr. Ducote was approved by acclamation.

CORRESPONDENCE REPORT


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

- Next Commission Meeting of Tuesday, July 2nd has been canceled.
- Next Council Meeting of Thursday, July 11th has also been canceled due to National Conference.

There being no further business, a motion to adjourn was made by Ms. Charlene Gordon, and was adopted by acclamation at 7:02pm.



Gary M. Spillman, Council Chairman



Michelle Z. Tullier, Council Clerk

ORDINANCE 15 of 2019

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 23, 2019
And Adopted on 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.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.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.

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held

invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER RICKY LOUPE, WHICH WAS SECONDED BY COUNCIL MEMBER CHRIS KERSHAW. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

WHEREUPON the ordinance was declared adopted on the 27th day of June, 2019.

ATTEST:



Michelle Tullier, Council Clerk

ORDINANCE 16 OF 2019

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 23, 2019
And Adopted on 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.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.104-3. Establishment of districts, official zoning map for rezoning request of for 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 C-1.4.

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER PHIL

PORTO, WHICH WAS SECONDED BY COUNCIL MEMBER BARRY HUGGHINS. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

WHEREUPON the ordinance was declared adopted on the 27th day of June, 2019.

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 17 OF 2019

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 23, 2019
And Adopted 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.

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.104-3. Establishment of districts, official zoning map for rezoning request for 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 C-1.4.

THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

THEREFORE BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER RESOLVED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER GARY SPILLMAN, WHICH WAS SECONDED BY COUNCIL MEMBER PHIL PORTO. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 7 (Spillman, Porto, Allain, Kershaw, Fair, Loupe, Robertson)

NAYS: 2 (Huggins, Gordon)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

WHEREUPON the ordinance was declared adopted on the 27th day of June, 2019.

ATTEST:



Michelle Tullier, Council Clerk

ORDINANCE 18 of 2019

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of June 13, 2019
And Adopted June 27, 2019

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

BE IT ORDAINED by the Council of the Parish of West Baton Rouge, Louisiana in regular session convened that:

SECTION 1: The attached detailed estimate of revenues for the fiscal year beginning July 1, 2019 and ending June 30, 2020 be and is hereby adopted as an operating budget of revenues for the West Baton Rouge Parish Council on Aging during said period.

SECTION 2: The attached detailed estimate of expenditures for the fiscal year beginning July 1, 2019 and ending June 30, 2020 be and is hereby adopted as an operating budget of expenditures for the West Baton Rouge Parish Council on Aging during said period.

SECTION 3: The adoption of this operating budget of revenues and expenditures are hereby declared to operate as an appropriation of the amount therein set forth within the terms of the budget classification.

SECTION 4: Amounts are available for expenditures only the extent included within said budget.

NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

NOW THEREFORE BE IF FURTHER ORDAINED by the West Baton Rouge Parish Council, that all other ordinances or parts of ordinances in conflict herewith are hereby repealed in their entirety.

NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER CHRIS KERSHAW, WHICH WAS SECONDED BY COUNCIL MEMBER KIRK ALLAIN. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

WHEREUPON the ordinance was adopted on the 27th day of June, 2019.

ATTEST:



Michelle Tullier, Council Clerk

RESOLUTION 19 OF 2019

A Resolution Authorizing the Parish President to Sign Servitude Agreement with ExxonMobil Pipeline Company

WHEREAS, West Baton Rouge Parish agrees to enter into a servitude agreement with the ExxonMobil Pipeline Company. and;

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

Servitude Grant

WHEREAS, said agreement is attached hereto and identified as “Exhibit A”.

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, a servitude agreement with the ExxonMobil Pipeline Company., and sign all future documentation regarding the same.

BE IT FURTHER RESOLVED, that the West Baton Rouge Parish Council does hereby ratify the Parish President signature for the aforementioned agreement.

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 Phil Porto, Which Was Seconded By Council Member Edward Robertson.

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

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

ABSTAIN: 0 (None)

As a result of the votes the resolution was adopted this **27th day of June, 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 June 27, 2019 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk