

**WEST BATON ROUGE PARISH COUNCIL  
REGULAR MEETING – MARCH 14, 2013  
WEST BATON ROUGE PARISH COUNCIL/GOVERNMENTAL BUILDING  
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA  
6:30PM**

The Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, March 14, 2013 and called to order. Council Chairman Gary Spillman requested that all electronic devices be placed on silent and recognized Phil Porto, Jr., who led everyone in the pledge of allegiance.

Roll Call Pro System recorded the following members being present:

Messrs. Randal “Randy” Mouch, Chris “Fish” Kershaw, Ricky Loupe, Ms. Charlene Gordon, Messrs. Phil Porto, Jr., Gary M. Spillman, Barry Huggins, Edward G. “Bob” Robertson

Absent: Ms. Naomi Fair

Parish President Riley Berthelot, Jr. was also present.

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A motion was made by Mr. Barry Huggins, seconded by Mr. Chris Kershaw to approve the minutes of the Regular Meetings of February 14, 2013 and February 28, 2013 as published in the Parish Official Journal.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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Executive Assistant Jason Manola was recognized at this time and reviewed Volker, Inc. recommendation on award of bids for LRA Project for emergency back-up generators for sewer-lift stations and pumps to accept the low bid from Blue Stream Services, LLC in the amount of \$566,233.00, and offered to answer any questions. Mr. Huggins confirmed the bid was within budgeted amount.

A motion was made by Mr. Ricky Loup, seconded by Ms. Charlene Gordon to award the bid received and opened 2/28/13 for procurement of 29 generators for emergency back-up for sewer-lift stations and pumps throughout the Parish from Blue Stream Services, LLC in the amount of \$566,233.00 through Louisiana Recovery Authority OCD/DRU Project No. 61PARA2303 as recommended by consultant (Ed Hannum), engineer (Volkert, Inc.) and administration, and authorizing the Parish President to execute any necessary documentation.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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Mr. Manola was recognized again and reviewed bids previously taken under advisement 2/19/13 to confirm specification for one new current year model Leeboy 8500B Asphalt Paver or equal and recommended accepting the bid of Covington Sales of \$121,239.00. Finance Director Phillip Bourgoyne was recognized and confirmed the bid was within budgeted amount.

A motion was made by Mr. Barry Huggins, seconded by Ms. Charlene Gordon to award the bid for One New Current Year Model Leeboy 8500 Asphalt Paver or equal to Covington Sales in the amount of \$121,239.00 per bid submitted 2/19/13 and based on Administration recommendation.

Roll Call Pro System recorded the votes as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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President Berthelot was recognized stating that March has been declared as “Louisiana Red Cross Month” within West Baton Rouge Parish and presented proclamation to board member, Owen Cope. Mr. Cope thanked the Council stating it was an honor to accept on behalf of the Red Cross. Picture-taking session followed. Mr. Spillman made brief statement commending Red Cross organization.

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At this time Parish President Riley Berthelot, Jr. was recognized and read his State of the Parish address into the record as required by the Home Rule Charter, a copy of which appears elsewhere in these minutes.

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## **STATE OF THE PARISH ADDRESS, MARCH 14, 2013**

Mr. Chairman, Council Members and Citizens of West Baton Rouge Parish:

I am pleased to report that West Baton Rouge Parish remains financially stable and I remain committed to careful oversight.

In 2012, revenues increased \$600,000 unexpectedly from the previous year due to increases in industrial construction activity. We continued to make prudent budget decisions, proceeding cautiously not considering the unexpected revenue increase while exercising fiscal responsibility in keeping operating expenses to minimums.

More than \$3 million dollars were spent on Capital Outlay for 2012 including \$1,380,000 on 20 miles of road overlays and repairs to Commercial Drive and South Westport Drive. Approximately \$1.2 million went to capital improvements including the rehabilitation of the Westport Sewer, and renovations to the Governmental and Annex Buildings. \$450,000 was spent for capital outlay at parish parks with a large part of for new tennis courts in Port

Allen and a new storage building for the Mobile Command Center with additional storage for the arena. Parking spots for recreational vehicles were also added at the Multipurpose Facility.

The year 2012 marked the first full year of West Baton Rouge Parish operating under the guidance of a master planning document. As the Council is already aware, the Parish's first Master Plan since the 1960s was adopted in September of 2011.

In 2012, the Development Advisory Committee met to begin discussing priorities from the 76 Action Item list in five categories: Economic Development, Land Use/Housing, Natural Resources, Transportation and Public Facilities. One project that is being developed from these meetings is the long-term Parish Multi-Use Trail project; a project which received the blessing of the LA DOTD with a \$700,000 grant award. Part of the reason for their support, we believe, is that we were able to show DOTD how the Trail project fits into our Parish's Master Plan. Other projects that have come from the Master Plan include our cooperation of the Chamber's Site Selection initiative as well as the "West Bank Expressway" initiative. We will continue to meet this year to discuss the Action Item list and to set priorities.

I thank my staff and parish employees for the integral role they play in successful parish management. I deeply appreciate your support and theirs, as we work to keep West Baton Rouge Parish on a stable course in uncertain times.

*Riley L. Berthelot, Jr.*

West Baton Rouge Parish President

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Public comments were requested at this time and West Baton Rouge Parish School Board Superintendent David Corona was recognized, introduced the following associates: Supervisor of Business Services Jared Gibbs, Board President Jason Manola, and District II Representative Toby Sarradet. Mr. Corona made brief statement providing information on upcoming election scheduled for April 6<sup>th</sup> for renewal of school system 15 mill property tax (generating 5.8 million dollars annually) for general operating expenses including salaries, and requested support. Messrs. Spillman and Berthelot expressed support for school board tax.

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President Berthelot was recognized under item 9 (consider any amendments to the agenda) and requested declaring Utilities Department equipment (4 trucks and ditch witch) as surplus to sell at public auction in April.

Mr. Spillman requested moving on to item 10 (communications with council members and/or elected or appointed officials) as Roll Call Pro was malfunctioning. Said motion appears elsewhere in these minutes. Ms. Gordon was recognized, informed of constituents' interest in frequent use of Williams & Lee Park this year for five sponsored baseball teams, and Park Director's confirmation that field will be ready for April 1<sup>st</sup>. Ms. Gordon expressed concern and Mr. Berthelot concurred to investigation of youngsters' unauthorized entrance into pool area.

Mr. Porto provided report on Household Hazardous Materials Collection Day March 9, 2013, and commended colleagues on record number of items collected (official totals will be provided at next meeting).

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Chairman Spillman announced that a Public Hearing was in order at this time and interested citizens were invited to appear and be heard regarding adoption of an ordinance amending Chapter 104 Zoning for rezoning request of Westport Investments, LLC, 2524 Commercial Drive, Port Allen, La. designated as Tract G-3-C-2-A from Regional-Scaled Commercial District to Moderate Industrial District continued from 2/28/13. Murry McCulla with Benchmark Group was recognized representing business owner desiring to purchase 10 acre tract of land, requested the I-2 zoning designation as defined in parish ordinances, and offered to answer any questions.

Mr. Robertson was recognized and explained that based on inspection and additional information had no objections to rezoning.

No other interested citizens appeared either for or against said ordinance, and no written protests opposing the ordinance were received. The Chairman at this point declared the Public Hearing concluded. Said Ordinance No. 2 of 2013 appears elsewhere in these minutes.  
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The following ordinance was offered by Mr. Edward Robertson, seconded by Mr. Phil Porto, Jr.

ORDINANCE NO. 2 OF 2013

AN ORDINANCE TO AMEND CHAPTER 104 ZONING TO INCORPORATE AMENDED ZONING DESIGNATION MAP (ZONING PLAN) UNDER SEC. 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 Ordinance 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 Westport Investments, LLC, 2524 Commercial Drive, Port Allen, La. designated as Tract G-3-C-2-A, approximately 10 acre portion located in Section 93, T7S-R12E from C-1.3 (Regional-Scaled Commercial District) to I-2 (Moderate Industrial District).

THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective thirty (30) days after advertisement in the Parish Official Journal pursuant to Section 2-12 (C) of the Home Rule Charter.

NOW THEREFORE BE IT FURTHER ORDINATED 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 IF 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 having been submitted to a vote was adopted by the following yea or nay on roll call vote:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

WHEREUPON the ordinance was adopted on the 14<sup>th</sup> day of March, 2013.

ATTEST:

/s/Sharon Zito  
Sharon Zito, Council Clerk

**CERTIFICATE**

I, Sharon Zito, hereby certify that I am the duly qualified Council Clerk of the West Baton Rouge Parish Council.

I further certify that the above and foregoing is a true and correct copy of the ordinance adopted by the West Baton Rouge Parish Council in regular session on the 14<sup>th</sup> day of March, 2013.

I further certify that the above and foregoing was submitted the Parish President at 9:50 o'clock AM on the 15<sup>th</sup> day of March, 2013.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the West Baton Rouge Parish Council, Louisiana, on this 15<sup>th</sup> day of March, 2013.

/s/Sharon Zito  
Sharon Zito, Council Clerk

**PARISH PRESIDENT'S APPROVAL OR VETO**

I, Riley Berthelot, Jr., Parish President, West Baton Rouge Parish, State of Louisiana, do hereby approve the foregoing ordinance on the 18<sup>th</sup> day of March, 2013.

/s/Riley Berthelot, Jr.  
Riley Berthelot, Jr., Parish President

**COUNCIL CLERK'S RETURN RECEIPT**

I certify that the above and foregoing ordinance was returned from the Parish President at 8:20 o'clock AM on the 18<sup>th</sup> day of March, 2013.

/s/Sharon Zito  
Sharon Zito, Council Clerk  
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Mr. Manola was recognized and reviewed two (2) substantial completions in packet administration is requesting authorization for Parish President to sign 1) WBR Parish Government Water Distribution Improvements for boring done by Tullier Services for installation of hydraulic loop for the water system, and 2) South River Road Sewer Improvements for connection of additional seven houses to the Lukeville Sewer System also done by Tullier Services, as recommended by project engineer (PEC).

A motion was made by Mr. Phil Porto, Jr., seconded by Mr. Barry Huggins to approve the Certificate of Substantial Completion as aforementioned for West Baton Rouge Parish Government Water Distribution Improvements (Tullier Services) as of March 11, 2013 as

recommended by Administration and Project Engineer, and authorizing Parish President to execute same, contingent upon contractor completing punch list items.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Barry Huggins to approve the Certificate of Substantial Completion as aforementioned for South River Road Sewer Improvements (Tullier Services) as of March 11, 2013 as recommended by Administration and Project Engineer, and authorizing Parish President to execute same, contingent upon contractor completing punch list items.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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Mr. Manola notified the Council that bid advertisement was currently running in the Parish Official Journal for purchase of Library Van as budgeted, and thus not requiring permission to advertise. Mr. Manola explained library board approval was required first prior to forwarding recommendation to the council for acceptance.

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Riley Berthelot, Jr. was recognized under Parish President's Report regarding the following:  
Informed of conference call with consultant CDM Smith on investment grade study and survey results projecting low generated revenues (one year revenues estimated at \$.30 cent toll based on 4,200 vehicles per day). CDM Smith scheduled to make project presentations before Council as well as State at later date in order to determine next step.

State Bridge Inspection found the Intracoastal Canal Overpass to be deficient and subject to repair and/or replacement;

West Bank Expressway resolution to be considered later on agenda as possible alternate;

Reminded of Capital Region Planning Commission (CRPC) meeting scheduled for Monday, March 18, 2013 at Addis Community Center to be hosted by Towns of Addis & Brusly.

Mr. Berthelot offered to answer any questions. Lengthy discussion held on state plans for repair/rehab/replacement of Intracoastal Canal Overpass, timeline and expedition of construction of Highway 415 Bridge, volume of traffic, tolls, funding sources, publication and citizen notification, alternate route, and assistance of other parishes within region and/or federal and state legislators.

Mr. Robertson informed of dips in Rosedale Road Bridge repairs and hazard of loose gravel.

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Mr. Manola clarified the Waterworks District No. 2 resolution was similar to those previously adopted for Waterworks Districts No. 1 & 4 for merger into Parish Utilities based on concurring unanimous resolution adopted by W/W District No. 2 Board, effective 7/1/13. Discussion held confirming audit report, contracts, fund reserve, and transfer of said districts' employees into other departments. Said resolution appears elsewhere in these minutes.

The following resolution was offered by Mr. Phil Porto, Jr., seconded by Mr. Chris Kershaw

**RESOLUTION OF THE**  
**WEST BATON ROUGE PARISH COUNCIL**

WHEREFORE, Waterworks District No. 2 was created by the enactment of ordinance entitle Section 74-71 through 74-73 by the West Baton Rouge Parish Police Jury in 1973.

WHEREFORE, because of a desire to maximize governmental efficiency and minimize the cost of providing water to Waterworks District No. 2 customers, the Parish Council is considering the abolishment of Waterworks District No. 2.

WHEREFORE, following a due and diligent review of the audited financial statements of Waterworks District No. 2, West Baton Rouge Parish Council has determined that the said District is free from debt except for monthly operating expenses.

WHEREFORE, at the February 21, 2013 Waterworks District No. 2 board meeting, the board unanimously passed a resolution advising the Parish Council that the board had no objection to the Parish Council abolishing the water district.

WHEREFORE, following a due and diligent review of the books and records of Waterworks District No. 2, West Baton Rouge Parish Council has determined that the said District does not have any pending or threatened litigation.

WHEREFORE, following a due and diligent review of the books and records of Waterworks District No. 2, West Baton Rouge Parish Council shall honor any and all existing contracts in effect on the date the district is abolished through the term of said contracts.

WHEREFORE, in anticipation, a public hearing will be called by the Parish Council. West Baton Rouge Parish Council hereby fixes the 25th day of April, 2013 at 6:30 p.m., at 880 North Alexander Avenue, Port Allen, Louisiana in the Parish Council meeting room as the date and time of a public hearing to discuss a proposal by the Parish Council to consider abolishment of Waterworks District No. 2 pursuant to Louisiana Revised Statute 33:3811 and thereafter vote on the proposal at its meeting to be held immediately following the public hearing.

BE IT RESOLVED by the West Baton Rouge Parish Council, that the Council, for the above and foregoing reasons, shall hold a public hearing at the place, date and time as specified above, to discuss a proposal by the Parish Council to abolish Waterworks District No. 2 pursuant to Louisiana Revised Statute 33:3811 and thereafter vote on the proposal at its meeting to be held immediately following the public hearing.

Roll Call Pro System recorded the votes on the resolution as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the resolution was unanimously adopted by those members present.

**CERTIFICATE**

I, Sharon Zito, 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 March 14, 2013 at which meeting a majority of the members were present and voting.

/s/Sharon Zito\_\_\_\_\_

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Mr. Berthelot explained resolution of support for Implementation Plan for the West Bank Connector (consisting of West Baton Rouge, Iberville, Ascension, St. John the Baptist, St. James, and St. Charles Parishes), amount of cost share to be used as seed money for stage one with no budget adjustment required, and projected sales tax revenue figures overhead in connection therewith. Said resolution appears elsewhere in these minutes.

WEST BATON ROUGE PARISH

STATE OF LOUISIANA

RESOLUTION

The following resolution was offered by Mr. Chris Kershaw, seconded by Mr. Barry Huggins

WEST BATON ROUGE PARISH COUNCIL HEREBY RESOLVES:

INTRODUCED BY: **WEST BATON ROUGE PARISH PRESIDENT RILEY L. BERTHELOT, JR.**

IBERVILLE PARISH PRESIDENT MITCHELL OURSO, JR.

ASCENSION PARISH PRESIDENT TOMMY MARTINEZ

ST. JOHN THE BAPTIST PRESIDENT NATALIE H. ROBOTOM

ST. JAMES PARISH PERSIDENT TIMMY ROUSSEL

ST. CHARLES PARISH PERSIDENT V. J. ST. PIERRE, JR.

A resolution supporting and asking the Parish Council of the respective Parishes to pass a Resolution authorizing the execution of a Cooperative Endeavor Agreement and providing funding related thereto

WHEREAS, the West Baton Rouge Parish, Iberville Parish, Ascension Parish, St. James Parish, St. John Parish and St. Charles Parishes wish to improve the transportation system of the West Bank of the Mississippi River from Port Allen to Paradise, Louisiana; and

WHEREAS, the project goals include improved transportation access and economic development that will assist with recovery and growth, increasing accessibility to the Mississippi River for citizens and tourists, providing additional access and evacuation routes into and out of New Orleans; and

WHEREAS, the Implementation Plan will be developed through an agreement between the State of Louisiana, or its agent, and the Iberville Parish acting as agent for the Parishes of West Baton Rouge, Ascension, St. James, and St. Charles and St. John the Baptist; and

WHEREAS, the proposed Implementation Plan Funding Allocation of \$2,000,000 will be divided as such: State of Louisiana - \$1,650,000, Iberville Parish - \$100,000 and the remaining \$250,000 divided among the five other Parishes at a cost of \$50,000 each; and

WHEREAS the estimated cost of \$150,000 to facilitate the administrative efforts and outreach needed to secure the arrangements and agreements with the State, or its agent, to commence the Plan will be divided among the six Parishes at a cost of \$25,000 each.

NOW THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE **WEST BANK CONNECTOR CAUCUS**, enthusiastically and wholeheartedly support and ask the Parish Council of the respective Parishes to support **Iberville** Parish to contract for the preparation of the Implementation Plan for the West Bank Connector

And the resolution was declared adopted this **14th** day of **March**, 2013

The above Resolution having been submitted to a vote, the vote thereon was as follows:

**Yeas: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)**

**Nays: 0 (None)**

**Absent: 1 (Ms. Fair)**

**Abstaining: 0 (None)**

*/s/Gary M. Spillman*

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**Council Chairman**

/s/Sharon Zito  
**Council Clerk**

/s/Riley Berthelot, Jr.  
**Parish President**

**Certified**, to be a true and correct copy of a Resolution adopted by the West Baton Rouge Parish on the 14<sup>th</sup> day of March, 2013

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Mr. Berthelot explained resolution of support for the Baton Rouge Urban Renewal and Mobility Plan (BUMP Project) including local match start-up funding for Phase 1a, and projected information as well as aerial views overhead. Said resolution appears elsewhere in these minutes.

The following resolution was offered by Mr. Barry Huggins, seconded by Mr. Chris Kershaw

#### RESOLUTION

A Resolution expressing West Baton Rouge Parish Council support for the Baton Rouge Urban Renewal and Mobility Plan (BUMP Project) including start-up funding plan for Phase 1a (local match)

WHEREAS, the aforementioned plan will provide links to existing freeway system, additional Mississippi River crossing, and alternate routes around area, and

WHEREAS, start-up funding is required to accomplish Phase 1a (local match) in order to prepare project for detailed design and construction.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby offer support for the Baton Rouge Urban Renewal and Mobility Plan (BUMP Project) including start-up funding plan for Phase 1a (local match).

Roll Call-Pro recorded the votes on the resolution as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the resolution was unanimously adopted by those members present.

#### **CERTIFICATE**

I, Sharon Zito, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is true and correct copy of a resolution adopted by said body at its

Regular Meeting of March 14, 2013 at which meeting a majority of the members were present and voting.

/s/Sharon Zito

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Office of Community Development Kevin Durbin was recognized regarding plat for Robert Guidroz consisting of 26.74 acres in Yattan Plantation being divided into two tracts for mortgage purposes only requiring variances for road frontage and utility line installation (water & gas size).

Mr. Spillman clarified property acreage on each side, access, and approval recommendation of the Planning Commission 3/5/13.

A motion was made by Mr. Gary Spillman, seconded by Mr. Chris Kershaw to approve the plat of survey/mortgage survey/final plat portion of Yattan Plantation, Tract Y-1A-1A & Tract Y-1A-1B located in Section 61, T5S-R11E for Robert P. Guidroz with variances for 1) road frontage as recommended by the Planning Commission, and 2) no installation of utilities until building permits are issued.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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Mr. Durbin was recognized regarding the variance application & evaluation form for Acadian Gas Pipeline/Enterprise Products (2190 Lafiton Lane, Port Allen, La.) request on fence requirement next to a residential district (required to have 8 foot tall chain-link fence with 70 per cent opaque windscreen) as well as waiving of paving of driveway entrance. Kevin Morales with Acadian Gas was recognized and clarified that variance on fencing was mainly for safety purposes, and due to quote received and company budgetary approval timeline postpone paving of driveway apron until January or February of 2014. Mr. Porto clarified that permit would be for additional building for conference room to an already existing building, current 6 foot chain-link fence sufficient, exempt second driveway, and due to company budgetary requirements recommend granting variances, but contingent upon obtaining adjacent property owners signatures.

A motion was made by Mr. Phil Porto, Jr., seconded by Ricky Loupe to approve the variances requested as aforementioned for Acadian Gas Pipeline/Enterprise Products, 2190 Lafiton Lane, Port Allen, La. (1) from installation of 8' fence with 70 per cent screening due to security reasons within the 20 foot setback adjacent to all residential districts, and 2) from paving from the street to ten feet behind the property line for second driveway, and due to company budgetary requirements postpone paving main driveway apron until January or February, 2014, contingent upon applicant obtaining adjacent property owners signatures of "no objection" to variances.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result the motion was unanimously adopted by those members present.

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Mr. Durbin was recognized regarding the variance application & evaluation form for Fishers of Men Tabernacle, 3031 U S Highway 190 W, Port Allen, La. represented by Shedrick Winfield located in an industrial district off of Highway 190 and requesting waiving of paving of driveway at this time and turning radius (commercial property requires 35 foot turning radius), but lacking signatures of “no objection” from adjacent neighbors. Pastor Shedrick Winfield was recognized explained request was for 50 x 30 metal storage building to be erected on property and church should be built on property within 2 years. Mr. Porto confirmed that adjacent neighbors’ signatures of “no objection” were in process of being obtained, and saw no problem with variances. Discussion held on church proximity to lounge and ordinance requirements. Mr. Huggins requested that applicant appropriately rezone property to commercial designation prior to obtaining building permit for construction of church and that fee be waived.

A motion was made by Ms. Charlene Gordon, seconded by Mr. Edward Robertson to approve the variance request as aforementioned for Fishers of Men Tabernacle, 3031 U S Highway 190 W, Port Allen, La. by waiving paving of driveway for this storage structure only, and before there is any other construction at this site the driveway with its 35 foot turning radius will have to be installed prior to issuance of building permit, contingent upon applicant obtaining adjacent property owners signatures of “no objection” to variances.

Roll Call Pro System recorded the votes on the motion as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As result the motion was unanimously adopted by those members present.

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At this time under Correspondence Report the Council Clerk read excerpt from the West Baton Rouge Parish Planning & Zoning Commission agenda for Tuesday, March 19, 2013 at 6:30PM cancelled due to clear agenda.

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At this time the Council returned at this time to item 9 (consider any amendments to the agenda) to amend the agenda, declare four (4) trucks and one (1) ditch witch for the Utilities Department as surplus property and of no public use, and authorize advertising for sale at public auction.

A motion was made Mr. Ricky Loupe, seconded by Ms. Charlene Gordon to amend the agenda for the aforementioned, declare four (4) trucks and one (1) ditch witch for the Utilities Department as surplus property and of no public us, and authorize advertising for sale at public auction.

Verbal roll call vote taken and recorded as follows:

YEAS: 8 (Messrs. Mouch, Kershaw, Loupe, Ms. Gordon, Messrs. Porto, Spillman, Huggins, Robertson)

NAYS: 0 (None)

ABSENT: 1 (Ms. Fair)

As a result of the roll call vote the motion was unanimously adopted by those members present.

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There being no further business, a motion to adjourn was made by Mr. Chris Kershaw, seconded by Mr. Ricky Loupe and adopted by acclamation at 8:15PM.

/s/Gary M. Spillman  
Gary M. Spillman, Council Chairman

/s/Sharon Zito  
Sharon Zito, Council Clerk