

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING – NOVEMBER 17, 2011
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, November 17, 2011 and called to order. Council Chairman Gary Spillman requested that all electronic devices be silenced and recognized Jeff Kershaw, who led everyone in the pledge of allegiance. Mr. Spillman announced that he had spoken to Lisa Johnson and evidently still recovering from surgery this past week as Mrs. Johnson had stated meeting attendance depended on how she was feeling tonight.

Roll call was taken with the following members being present:
Messrs. Randal “Randy” Mouch, Jeff “Petit” Kershaw, Ms. Charlene Gordon, Messrs. Keith K. “Keedy” Washington, Sr., Gary M. Spillman, Ricky Loupe, Edward G. “Bob” Robertson

Absent: Mr. Phil Porto, Jr., Mrs. Alethea “Lisa” Johnson

Parish President Riley Berthelot, Jr. was also present.

A motion was made by Mr. Randal Mouch, seconded by Ms. Charlene Gordon to approve the minutes of the Regular Meetings of October 13, 2011 and October 27, 2011, and 2012 Year Budget Meetings of October 24, 2011 and October 25, 2011 as published in the Parish Official Journal.

Roll call vote on the motion was recorded as follows:

YEAS: 7 (Messrs. Robertson, Mouch, Kershaw, Ms. Gordon, Messrs. Washington, Spillman, Loupe)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Mrs. Johnson)

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

Chairman Spillman read excerpt from examination of votes and canvassing of returns of election of 10/22/11 to prohibit the sale of all alcoholic beverages and the closure of businesses on Sundays at 10:00PM until 6:00AM on Mondays excluding certain holidays and businesses and providing for other matters in connection therewith. Mr. Spillman stated that this was public

hearing and requested comments from the audience. John Kirkendoll, principal owner of the Crazy Horse Cabaret was recognized and introduced attorneys Tim Spratt and Mike Clegg. Mr. Kirkendoll provided results of proposition election vote by districts: 6 of the 9 districts voted against the passage of ordinance (districts 1, 2, 3, 5 8 & 9), 3 districts voted for ordinance (districts 4, 6 and 7). Mr. Kirkendoll stated that across nation states have put Sunday alcohol sales on ballots in effort to increase jobs and tax revenues. 1,500 Polling calls made in past few weeks to residents regarding most important issue Council should be addressing with the following results: 38% Roads, Drainage & Infrastructure, 31% Jobs and Unemployment Concerns, 22% Education. No comments related to alcohol sales or nightclubs. Mr. Kirkendoll proposed that issue be tabled as board has this meeting plus 1 other until 3 or 4 new board members will be seated. This is issue that if ordinance passes as written is not something that will pass and be done with. This is something that the Parish will find itself in protracted litigation with us on, and think new board members should be ones deciding that.

Baton Rouge Attorney Mike Clegg was recognized and expressed appreciation for opportunity to speak as have represented people since 1992, confirmed community activism with no problems, try to help create jobs, try to do right thing when benefits come up, and maybe not everyone wants to be attached to a gentlemen's club but most people take the money and are happy with generosity. Mr. Clegg stated very close vote here, and what Mr. Kirkendoll is asking for is compromise situation and would like for Council to consider this as opposed to getting involved in protracted litigation (that's not a threat) its something to protect interest. Mr. Clegg discussed old ordinance that had everybody in same category and new ordinance pointing out weaknesses and what Parish would have faced had it gone forward with ordinance. Mr. Clegg stated company currently pays Parish \$30,000.00 in taxes, need to keep that money coming, just suggesting that there could be situation where if table tonight the new board would consider a new ordinance that would include a distance exemption which would take care of the problem in this parish – want to be a good neighbor – continue to be a viable part in this community – want to work with Council in everyway.

Mr. Washington asked Parish Attorney if Council could vote to table matter. Mr. Delahaye read excerpt into the record of proposition voted on by people of West Baton Rouge requiring the Council to amend Chapter 6 Alcoholic Beverages and implement the Sunday Closing so did not think should be tabled as people have spoken though vote. Messrs. Delahaye & Berthelot provided time-frame requirements for ballot procedure and advertising, and fact that City of Port Allen residents also approved Sunday closing proposition. Mr. Mouch clarified that municipalities did not participate in election only unincorporated areas.

Mr. Kirkendoll was recognized again and stated whoever drew-up proposition didn't know what they were doing and are not going to win in court as bad law. Kirkendoll stated that if approved approving something that will tie Parish up in court unnecessarily with tens of thousands of dollars in legal fees and not just going to go away – will not pass and be enacted. Kirkendoll stated had all the money in world to fight Council on it – not to say that is what wants to do – but will be forced to do. Kirkendoll stated came with compromises twice in May and June and been

turned away both times – didn't understand why when compromise that can be reached that meets every Parish goal by putting distance amendment in ordinance.

Mr. Kershaw made statement agreeing that is or was compromise that could have been reached some months ago but doesn't matter margin of victory or what side won as way things are done in the United States. Mr. Kershaw stated might be bad legislation, poorly written, may not stand up in court, but couldn't make that decision as not judge. Mr. Kershaw stated Council had done everything correctly as far as letter of the law on elections and need to accept the election returns.

The resolution was offered by Mr. Jeff Kershaw, seconded by Mr. Randal Mouch and adopted with the following vote:

YEAS: 4 (Messrs. Robertson, Mouch, Kershaw, Ms. Gordon)

YEAS: 1 (Mr. Washington with the following statement: "I'm gonna vote yes, but with a statement. That I think that there are a number of businesses in this Parish that this Council could have put an ordinance together to compromise with these businesses and not lose our Parish taxes as well as jobs in this Parish. I think that this Council failed to do that. I think that we could have compromised and came up with a much better ordinance. Thank you.")

YEAS: 1 (Mr. Spillman with the following statement: "Just a comment. I think that this Council voted unanimous to put it on the ballot so I think everybody looked at everything and we voted unanimous to put it on the ballot and I will vote to accept what the people voted. Yes.")

YEAS: 1 (Mr. Loupe)

NAYS: 0 (None)

ABSENT: 2 (Mrs. Johnson, Mr. Porto)

Said resolution providing for canvassing the returns and declaring the results of the Sunday closing proposition appears elsewhere in these minutes.

The West Baton Rouge Parish Council met in its regular session, duly called, advertised and convened at its regular meeting place, the Parish Council office, on Thursday, November 17, 2011, at 6:30 o'clock p.m., with the following members present:

	<u>Present</u>	<u>Absent</u>
Gary Spillman, District VII, Chairman	X	

Keith K. Washington, Sr., District III, Vice Chairman	X	
Randal Mouch, District 1	X	
Jeff Kershaw, District II	X	
Ricky Loupe District IV	X	
Charlene Gordon, District V	X	
Phil Porto, Jr., District VI		X
Alethea Johnson, District VIII		X
Edward G. Robertson, District IX	X	

Also present were Riley Berthelot, Parish President and Phillip Bourgoyne, Director of Finance, and Sharon Zito, Clerk of Council.

The meeting was called to order and the roll called with the above result.

[Other business not pertinent to the present excerpt may be found of record in the official minute book.]

The following resolution was offered by Mr. Jeff Kershaw, seconded by Mr. Randal Mouch, and adopted with the following vote:

YEAS: 7(Messrs. Robertson, Mouch, Kershaw, Ms. Gordon, Messrs. Washington, Spillman, Loupe)

NAYS: 0 (None)

ABSENT: 2 (Mrs. Johnson, Mr. Porto)

And the resolution provides as follows:

A RESOLUTION PROVIDING FOR CANVASSING THE RETURNS AND DECLARING THE RESULT OF THE SPECIAL ELECTION HELD IN THE PARISH OF WEST BATON ROUGE, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011, FOR THE PURPOSE OF REQUIRING THE PARISH COUNCIL OF THE PARISH OF WEST BATON ROUGE TO AMEND CHAPTER 6, SECTION 6.23(2) AND CHAPTER 6, SECTION 116(2) OF THE COMPILED ORDINANCES OF THE PARISH OF WEST BATON ROUGE TO PROHIBIT THE SALE OF ALL ALCOHOLIC BEVERAGES AND REQUIRING THAT THE BUSINESS SELLING ALCOHOLIC BEVERAGES SHALL BE CLOSED AT 10:00 P.M. ON SUNDAYS AND MAY NOT REOPEN UNTIL 6:00 A.M. ON MONDAY, PROVIDED THAT THE 10:00 P.M. SUNDAY CLOSING TIME SHALL NOT APPLY TO SUPER BOWL SUNDAYS, A SUNDAY WHICH IS FOLLOWED BY EITHER MEMORIAL DAY, LABOR DAY, THE 4TH OF JULY OR NEW YEAR'S DAY, OR IF SUNDAY IS THE 4TH OF JULY, AND TO FURTHER PROVIDE THAT RESTAURANTS, GROCERY STORES, DRUGSTORES, OFF-TRACK BETTING PARLORS AND TRUCK STOP CASINOS MAY REMAIN OPEN AND MAY SELL ALCOHOLIC BEVERAGES AND/OR PERMIT THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN SUCH PLACE OF BUSINESS DURING THE PROHIBITED PERIODS SET FORTH ABOVE; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the "Parish Council"), acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana:

SECTION 1. That this Parish Council does now proceed in open and public session to open the envelope containing the official tabulations of votes cast at the special election held in the Parish of West Baton Rouge, State of Louisiana (the "Parish"), on Saturday, October 22, 2011, for the purpose of requiring the Parish Council of the Parish of West Baton Rouge to amend Chapter 6, Section 6.23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge to prohibit the sale of all alcoholic beverages and requiring that the business selling alcoholic beverages shall be closed at 10:00 p.m. on Sundays and may not reopen until 6:00 a.m. on Monday, provided that the 10:00 p.m. Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if Sunday is the 4th of July, and to further provide that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above; said tabulations having been prepared and certified by the West Baton Rouge Parish Clerk of Court, and this Parish Council does now

further proceed to examine, count and tabulate such votes and to examine and canvass the returns and declare the result of the special election.

SECTION 2. That a Proces Verbal of the canvass of the returns of said election shall be made and that a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; that another certified copy thereof shall be forwarded to the Clerk of Court and Ex Officio Recorder of Mortgages in and for the Parish of West Baton Rouge, who shall record the same in the Mortgage Records of the Parish; and that another copy thereof shall be retained in the archives of the Parish Council.

SECTION 3. That the results of said election shall be promulgated by publication in the manner provided by law.

The foregoing resolution was adopted on the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

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

PARISH OF WEST BATON ROUGE

STATE OF LOUISIANA

I, Sharon Zito, do hereby certify that I am the duly appointed and qualified Clerk of the West Baton Rouge Parish Council, governing authority of the Parish of West Baton Rouge, State of Louisiana.

I further certify that the above and forgoing is a true and correct copy of an excerpt of the minutes of a meeting of the West Baton Rouge Parish Council, governing authority of West Baton Rouge Parish, Louisiana, held on November 17, 2011, and of the following resolution entitled:

A Resolution providing for canvassing the returns and declaring the result of the special election held in the Parish of West Baton Rouge, State of Louisiana, on Saturday, October 22, 2011, for the purpose of requiring the Parish Council of the Parish of West Baton Rouge to amend Chapter 6, Section 6.23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge to prohibit the sale of all alcoholic beverages and requiring that the business selling alcoholic beverages shall be closed at 10:00 p.m. on Sundays and may not reopen until 6:00 a.m. on Monday, provided that the 10:00 p.m. Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if Sunday is the 4th of July, and to further provide that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the West Baton Rouge Parish Council, governing authority of West Baton Rouge Parish, Louisiana, this 17th day of November, 2011.

/s/Sharon Zito

Sharon Zito, Clerk of the Council

PROCES VERBAL

PROCES VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF WEST BATON ROUGE, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011.

BE IT KNOWN AND REMEMBERED that on Thursday, November 17, 2011, at six thirty (6:30) o'clock p.m., at the Parish Council Meeting Room, 880 North Alexander, Port Allen, Louisiana, its regular meeting place, the Parish Council of the Parish of West Baton Rouge, acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana (the "Parish"), and being the authority ordering the special election held in the Parish, on Saturday, October 22, 2011 with the following members present:

Council Members:

There being absent:

did, in open and public session, open the envelope containing the official tabulations of votes cast at the said election as prepared and certified by the West Baton Rouge Parish Clerk of Court, and did examine, count and tabulate such votes, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

PROPOSITION

SUMMARY: Requiring the Parish Council of the Parish of West Baton Rouge to amend Chapter 6, Section 23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge, for the purpose of prohibiting the sale of all alcoholic beverages and the closure of the business selling alcoholic beverages on Sundays at 10:00 p.m. until 6:00 a.m. on Monday, provided that the 10:00 Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if the Sunday is the 4th of July, and providing that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above.

Shall the Parish Council of the Parish of West Baton Rouge be required to amend Chapter 6, Section 23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge to provide that the sale of all alcoholic beverages must stop and the business selling such alcoholic beverages shall be closed on Sundays at 10:00 p.m. and may not reopen until 6:00 a.m. on Monday, provided that the 10:00 p.m. Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if the Sunday is the 4th of July, and further providing that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above?

There was found by said count and canvass that the following votes had been cast at the said special election FOR and AGAINST, respectively, the proposition as hereinabove set forth at the following polling places, to-wit:

WARD AND PRECINCT	LOCATION
Precinct 1A FOR: 11 AGAINST: 12	Addis Fire Station - 4353 Harris Street, Addis
Precinct 1B FOR: 1 AGAINST: 4	Addis Fire Station - 4353 Harris Street, Addis
Precinct 2B (part) FOR: 5 AGAINST: 0	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 3 (part) FOR: 89 AGAINST: 82	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 4 FOR: 50 AGAINST: 74	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 5 FOR: 89 AGAINST: 71	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 6 (part) FOR: 17 AGAINST: 8	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 7A FOR: 156 AGAINST: 128	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 7B FOR: 35 AGAINST: 30	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 8 (part) FOR: 138 AGAINST: 201	Lukeville Upper Elementary - 6123 State Highway 1 South, Brusly
Precinct 13B FOR: 13 AGAINST: 22	Cohn Elementary School Gym - 805 North 14th Street, Port Allen
Precinct 14 (part) FOR: 19 AGAINST: 21	Port Allen Fire Station No. 2 - 2616 Court Street, Port Allen
Precinct 16 FOR: 186 AGAINST: 161	Lobdell Fire Station - 2937 Lafiton Lane, Port Allen
Precinct 17 FOR: 58 AGAINST: 42	WBR Parish Building - 4142 River View Road, Port Allen
Precinct 18 FOR: 125 AGAINST: 64	Port Allen High School - 3553 Rosedale Road, Port Allen
Precinct 19 FOR: 128 AGAINST: 136	Chamberlin School - 6024 Section Road, Port Allen

Precinct 20
FOR: 105 AGAINST: 87

Rosehill Fire Station - 8225 Rosehill Drive, Port Allen

Precinct 21
FOR: 146 AGAINST: 130

Erwinville Community Center/Shelter - 5110 Rougon Road, Erwinville

Precinct 22
FOR: 208 AGAINST: 250

Erwinville Community Center/Shelter - 5110 Rougon Road, Erwinville

ABSENTEE VOTES:

FOR: 452 AGAINST: 225

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of 2,031 votes cast FOR the Proposition and a total of 1,748 votes cast AGAINST the Proposition, as hereinabove set forth, and that there was a majority of 283 votes cast FOR the Proposition as hereinabove set forth.

THEREFORE, the Parish Council, acting as the governing authority of the Parish, did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was DULY PASSED by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, October 22, 2011.

THUS DONE AND SIGNED at Port Allen, Louisiana, on this, the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

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

/s/Randal Mouch
Randal Mouch

/s/Phil Porto, Jr.
Phil Porto, Jr.

/s/Jeff Kershaw
Jeff Kershaw

/s/Gary Spillman
Gary Spillman

/s/Keith K. Washington, Sr.
Keith K. Washington, Sr.

Alethea Johnson

/s/Ricky Loupe
Ricky Loupe

/s/Edward G. Robertson
Edward G. Robertson

/s/Charlene Gordon
Charlene Gordon

PROCLAMATION

I, GARY SPILLMAN, the undersigned Council Chairman of the Parish Council of the Parish of West Baton Rouge, the governing authority of the Parish of West Baton Rouge, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce the result of the special election held in the Parish on Saturday, October 22, 2011, as ascertained by the canvass of the votes cast at the said election, made by said Parish Council, acting as the governing authority of the Parish, and assembled at their regular meeting place, the Parish Council Meeting Room, Port Allen, Louisiana, on Thursday, November 17, 2011, at six thirty (6:30) o'clock p.m., which canvass showed the following result upon the proposition submitted at the said election, to-wit:

PROPOSITION

SUMMARY: Requiring the Parish Council of the Parish of West Baton Rouge to amend Chapter 6, Section 23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge, for the purpose of prohibiting the sale of all alcoholic beverages and the closure of the business selling alcoholic beverages on Sundays at 10:00 p.m. until 6:00 a.m. on Monday, provided that the 10:00 Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if the Sunday is the 4th of July, and providing that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above.

Shall the Parish Council of the Parish of West Baton Rouge be required to amend Chapter 6, Section 23(2) and Chapter 6, Section 116(2) of the Compiled Ordinances of the Parish of West Baton Rouge to provide that the sale of all alcoholic beverages must stop and the business selling such alcoholic beverages shall be closed on Sundays at 10:00 p.m. and may not reopen until 6:00 a.m. on Monday, provided that the 10:00 p.m. Sunday closing time shall not apply to Super Bowl Sundays, a Sunday which is followed by either Memorial Day, Labor Day, the 4th of July or New Year's Day, or if the Sunday is the 4th of July, and further providing that restaurants, grocery stores, drugstores, off-track betting parlors and truck stop casinos may remain open and may sell alcoholic beverages and/or permit the consumption of alcoholic beverages in such place of business during the prohibited periods set forth above?

There was found by said count and canvass that there was a total of 2,031 votes cast FOR the Proposition and a total of 1,748 votes cast AGAINST the Proposition, and that there was a majority of 283 votes cast FOR the Proposition as hereinabove set forth, all as described and set out in the above Proces Verbal.

THEREFORE, in accordance with the result of the canvass of returns and the action of the Parish Council of the Parish of West Baton Rouge, acting as the governing authority of the Parish, I, GARY

SPILLMAN, the Council Chairman of the Parish Council, do hereby declare, proclaim and announce the said Proposition as hereinabove set forth to have been DULY PASSED by a majority of votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, October 22, 2011.

THUS DONE AND SIGNED at Port Allen, Louisiana, on this, the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

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

Chairman Spillman read excerpt from examination of votes and canvassing of returns of election of 10/22/11 including votes for as 5,890 and votes against as 1, 663 majority of 4, 227 votes were for the proposition and the proposition was duly passed to authorize additional homestead exemption for certain disabled veterans and their surviving spouses in accordance with and subject to the provision of Article Vii, Section 21 (K) of the Louisiana Constitution of 1974, as amended and providing for other matters in connection therewith. Mr. Spillman requested comments from the public, and there were none. Said resolution providing for canvassing the returns and declaring the results appears elsewhere in these minutes.

The West Baton Rouge Parish Council met in its regular session, duly called, advertised and convened at its regular meeting place, the Parish Council office, on Thursday, November 17, 2011, at 6:30 o'clock p.m., with the following members present:

	<u>Present</u>	<u>Absent</u>
Gary Spillman, District VII, Chairman	X	
Keith K. Washington, Sr., District III, Vice Chairman	X	
Randal Mouch, District 1	X	

Jeff Kershaw, District II	X	
Ricky Loupe District IV	X	
Charlene Gordon, District V	X	
Phil Porto, Jr., District VI		X
Alethea Johnson, District VIII		X
Edward G. Robertson, District IX	X	

Also present were Riley Berthelot, Parish President and Phillip Bourgoyne, Director of Finance, and Sharon Zito, Clerk of Council.

The meeting was called to order and the roll called with the above result.

[Other business not pertinent to the present excerpt may be found of record in the official minute book.]

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Ricky Loupe, and adopted with the following vote:

YEAS: 7 (Messrs. Robertson, Mouch, Kershaw, Ms. Gordon, Messrs. Washington, Spillman, Loupe)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Mrs. Johnson)

And the resolution provides as follows:

A RESOLUTION PROVIDING FOR CANVASSING THE RETURNS AND DECLARING THE RESULT OF THE SPECIAL ELECTION HELD IN THE PARISH OF WEST BATON ROUGE, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011, FOR THE PURPOSE OF AUTHORIZING AN ADDITIONAL HOMESTEAD EXEMPTION IN THE PARISH OF WEST BATON ROUGE, STATE OF LOUISIANA FOR CERTAIN DISABLED VETERANS AND THEIR SURVIVING SPOUSES IN ACCORDANCE WITH AND SUBJECT TO THE PROVISIONS OF ARTICLE VII, SECTION 21(K) OF THE LOUISIANA CONSTITUTION OF 1974, AS AMENDED; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the "Parish Council"), acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana:

SECTION 1. That this Parish Council does now proceed in open and public session to open the envelope containing the official tabulations of votes cast at the special election held in the Parish of West Baton Rouge, State of Louisiana (the "Parish"), on Saturday, October 22, 2011, for the purpose of authorizing an additional homestead exemption in the Parish of West Baton Rouge, State of Louisiana for certain disabled veterans and their surviving spouses in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution of 1974, as amended; said tabulations having been prepared and certified by the West Baton Rouge Parish Clerk of Court, and this Parish Council does now further proceed to examine, count and tabulate such votes and to examine and canvass the returns and declare the result of the special election.

SECTION 2. That a Proces Verbal of the canvass of the returns of said election shall be made and that a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; that another certified copy thereof shall be forwarded to the Clerk of Court and Ex Officio Recorder of Mortgages in and for the Parish of West Baton Rouge, who shall record the same in the Mortgage Records of the Parish; and that another copy thereof shall be retained in the archives of the Parish Council.

SECTION 3. That the results of said election shall be promulgated by publication in the manner provided by law.

The foregoing resolution was adopted on the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

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

PARISH OF WEST BATON ROUGE

STATE OF LOUISIANA

I, Sharon Zito, do hereby certify that I am the duly appointed and qualified Clerk of the West Baton Rouge Parish Council, governing authority of the Parish of West Baton Rouge, State of Louisiana.

I further certify that the above and forgoing is a true and correct copy of an excerpt of the minutes of a meeting of the West Baton Rouge Parish Council, governing authority of West Baton Rouge Parish, Louisiana, held on November 17, 2011, and of the following resolution entitled:

A Resolution providing for canvassing the returns and declaring the result of the special election held in the Parish of West Baton Rouge, State of Louisiana, on Saturday, October 22, 2011, for the purpose of authorizing an additional homestead exemption in the Parish of West Baton Rouge, State of Louisiana for certain disabled veterans and their surviving spouses in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution of 1974, as amended; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the West Baton Rouge Parish Council, governing authority of West Baton Rouge Parish, Louisiana, this 17th day of November, 2011.

/s/Sharon Zito

Sharon Zito, Clerk of the Council

PROCES VERBAL

PROCES VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN THE PARISH OF WEST BATON ROUGE, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011.

BE IT KNOWN AND REMEMBERED that on Thursday, November 17, 2011, at six thirty (6:30) o'clock p.m., at the Parish Council Meeting Room, 880 North Alexander, Port Allen, Louisiana, its regular meeting place, the Parish Council of the Parish of West Baton Rouge, acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana (the "Parish"), and being the authority ordering the special election held in the Parish, on Saturday, October 22, 2011 with the following members present:

Council Members:

There being absent:

did, in open and public session, open the envelope containing the official tabulations of votes cast at the said election as prepared and certified by the West Baton Rouge Parish Clerk of Court, and did examine, count and tabulate such votes, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

PROPOSITION

SUMMARY: Authorizing an additional homestead exemption in the Parish of West Baton Rouge, State of Louisiana, for certain disabled veterans and their surviving spouses in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution of 1974, as amended.

Shall an additional homestead exemption (in addition to the homestead exemption authorized under the provisions of Article VII, Section 20 of the Louisiana Constitution of 1974, as amended (the "Louisiana Constitution"), which applies to the first \$7,500 of the assessed valuation of property), be authorized on the next \$7,500 of assessed valuation of property receiving the homestead exemption, with respect to property owned and occupied by a veteran with a service-connected disability rating of 100% by the United States Department of Veteran Affairs, and their surviving spouse, on property located in the Parish of West Baton Rouge, State of Louisiana, in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution, provided that this additional homestead exemption for certain disabled veterans and their surviving spouses shall extend and apply to property in the Parish of West Baton Rouge, State of Louisiana only after approval by a majority of the registered voters of the Parish of West Baton Rouge, State of Louisiana voting on this proposition?

There was found by said count and canvass that the following votes had been cast at the said special election FOR and AGAINST, respectively, the proposition as hereinabove set forth at the following polling places, to-wit:

WARD AND PRECINCT	LOCATION
Precinct 1A FOR: 590 AGAINST: 169	Addis Fire Station - 4353 Harris Street, Addis
Precinct 1B FOR: 105 AGAINST: 16	Addis Fire Station - 4353 Harris Street, Addis
Precinct 2A FOR: 395 AGAINST: 114	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 2B FOR: 80 AGAINST: 25	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 3 FOR: 126 AGAINST: 44	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 4 FOR: 87 AGAINST: 34	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 5 FOR: 131 AGAINST: 27	Brusly Elementary School - 400 South LaBauve Avenue, Brusly
Precinct 6 FOR: 23 AGAINST: 4	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 7A FOR: 224 AGAINST: 50	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 7B FOR: 52 AGAINST: 9	Brusly Fire Station #3 - 2141 Antonio Road, Port Allen
Precinct 8 FOR: 322 AGAINST: 130	Lukeville Upper Elementary - 6123 State Highway 1 South, Brusly
Precinct 9 FOR: 84 AGAINST: 41	American Legion Hall - 850 Sixth Street, Port Allen
Precinct 10A FOR: 143 AGAINST: 28	Port Allen City Court - 330 South Alexander Avenue, Port Allen
Precinct 10B FOR: 87 AGAINST: 14	Port Allen City Court - 330 South Alexander Avenue, Port Allen
Precinct 11A FOR: 152 AGAINST: 33	K C Hall - 679 North Jefferson Avenue, Port Allen
Precinct 11B FOR: 36 AGAINST: 4	K C Hall - 679 North Jefferson Avenue, Port Allen
Precinct 12 FOR: 46 AGAINST: 15	K C Hall - 679 North Jefferson Avenue, Port Allen
Precinct 13A FOR: 147 AGAINST: 59	Cohn Elementary School Gym - 805 North 14th Street, Port Allen

Precinct 13B FOR: 20 AGAINST: 16	Cohn Elementary School Gym - 805 North 14th Street, Port Allen
Precinct 14 FOR: 108 AGAINST: 34	Port Allen Fire Station No. 2 - 2616 Court Street, Port Allen
Precinct 15 FOR: 203 AGAINST: 69	Cohn Elementary School Gym - 805 North 14th Street, Port Allen
Precinct 16 FOR: 270 AGAINST: 75	Lobdell Fire Station - 2937 Lafiton Lane, Port Allen
Precinct 17 FOR: 76 AGAINST: 22	WBR Parish Building - 4142 River View Road, Port Allen
Precinct 18 FOR: 164 AGAINST: 22	Port Allen High School - 3553 Rosedale Road, Port Allen
Precinct 19 FOR: 190 AGAINST: 70	Chamberlin School - 6024 Section Road, Port Allen
Precinct 20 FOR: 145 AGAINST: 44	Rosehill Fire Station - 8225 Rosehill Drive, Port Allen
Precinct 21 FOR: 209 AGAINST: 65	Erwinville Community Center/Shelter - 5110 Rougon Road, Erwinville
Precinct 22 FOR: 338 AGAINST: 115	Erwinville Community Center/Shelter - 5110 Rougon Road, Erwinville

ABSENTEE VOTES:

FOR: 1,337 AGAINST: 315

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of 5,890 votes cast FOR the Proposition and a total of 1,663 votes cast AGAINST the Proposition, as hereinabove set forth, and that there was a majority of 4,227 votes cast FOR the Proposition as hereinabove set forth.

THEREFORE, the Parish Council, acting as the governing authority of the Parish, did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was DULY PASSED by a majority of the votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, October 22, 2011.

THUS DONE AND SIGNED at Port Allen, Louisiana, on this, the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

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

Parish Council of the Parish of West Baton Rouge

/s/Randal Mouch
Randal Mouch

/s/Phil Porto, Jr.
Phil Porto, Jr.

/s/Jeff Kershaw
Jeff Kershaw

/s/Gary Spillman
Gary Spillman

/s/Keith K. Washington, Sr.
Keith K. Washington, Sr.

Alethea Johnson

/s/Ricky Loupe
Ricky Loupe

/s/Edward G. Robertson
Edward G. Robertson

/s/Charlene Gordon
Charlene Gordon

PROCLAMATION

I, GARY SPILLMAN, the undersigned Council Chairman of the Parish Council of the Parish of West Baton Rouge, the governing authority of the Parish of West Baton Rouge, State of Louisiana (the "Parish"), do hereby declare, proclaim and announce the result of the special election held in the Parish on Saturday, October 22, 2011, as ascertained by the canvass of the votes cast at the said election, made by said Parish Council, acting as the governing authority of the Parish, and assembled at their regular meeting place, the Parish Council Meeting Room, Port Allen, Louisiana, on Thursday, November 17, 2011, at six thirty (6:30) o'clock p.m., which canvass showed the following result upon the proposition submitted at the said election, to-wit:

PROPOSITION

SUMMARY: Authorizing an additional homestead exemption in the Parish of West Baton Rouge, State of Louisiana, for certain disabled veterans and their surviving spouses in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution of 1974, as amended.

Shall an additional homestead exemption (in addition to the homestead exemption authorized under the provisions of Article VII, Section 20 of the Louisiana Constitution of 1974, as amended (the "Louisiana Constitution"), which applies to the first \$7,500 of the assessed valuation of property), be authorized on the next \$7,500 of assessed valuation of property receiving the homestead exemption, with respect to property owned and occupied by a veteran with a service-connected disability rating of 100% by the United States Department of Veteran Affairs, and their surviving spouse, on property located in the Parish of West Baton Rouge, State of Louisiana, in accordance with and subject to the provisions of Article VII, Section 21(K) of the Louisiana Constitution, provided that this additional homestead exemption for certain disabled veterans and their surviving spouses shall extend and apply to property in the Parish of West Baton Rouge, State of Louisiana only after approval by a majority of the registered voters of the Parish of West Baton Rouge, State of Louisiana voting on this proposition?

There was found by said count and canvass that there was a total of 5,890 votes cast FOR the Proposition and a total of 1,663 votes cast AGAINST the Proposition, and that there was a majority of 4,227 votes cast FOR the Proposition as hereinabove set forth, all as described and set out in the above Proces Verbal.

THEREFORE, in accordance with the result of the canvass of returns and the action of the Parish Council of the Parish of West Baton Rouge, acting as the governing authority of the Parish, I, GARY SPILLMAN, the Council Chairman of the Parish Council, do hereby declare, proclaim and announce the said Proposition as hereinabove set forth to have been DULY PASSED by a majority of votes cast by the qualified electors voting at the said special election held in the Parish on Saturday, October 22, 2011.

THUS DONE AND SIGNED at Port Allen, Louisiana, on this, the 17th day of November, 2011.

/s/Sharon Zito
Sharon Zito, Clerk of Council

/s/Gary Spillman
Gary Spillman, Council Chairman

/s/Riley Berthelot, Jr.

Riley Berthelot, Jr., Parish President

Public comments were requested at this time and there were none.

Mr. Mouch was recognized under item 8 (communication with Council members and/or other elected or appointed officials) and expressed appreciation to administration on success of Veteran Parade November 6th.

Kevin Gravois with Professional Engineering Consultants Corporation (PEC) was recognized and reviewed final adjustment change order and substantial completion for South Westport Road and Commercial Drive Improvements - Phase VI for concrete panel replacement (Rad-Ton, Inc.). Mr. Gravois recommended approval of the change order of \$32, 003.39 (increase \$16,000.00 additional striping, \$7,000.00 sub-grade work for leaking fire hydrant, and \$10,000.00 for two (2) additional concrete panels, and substantial completion. Finance Director Phillip Bourgoyne was recognized and stated that originally anticipated LGAP funding for project so budget amendment will have to be made as well as road overlays. Mr. Washington requested engineer provide written copy of paperwork in future.

A motion was made by Mr. Jeff Kershaw, seconded by Mr. Ricky Loupe to approve the final adjustment change order as aforementioned and Certificate of Substantial Completion for South Westport Road and Commercial Drive Improvements – Phase VI (Rad-Ton, Inc.) as of November 3, 2011 as recommended by Administration, and authorizing the Parish President to execute same, contingent upon contractor completing the punch list items.

Roll call vote on the motion was recorded as follows:

YEAS: 7 (Messrs. Mouch, Kershaw, Ms. Gordon, Messrs. Washington, Spillman, Loupe, Robertson)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Mrs. Johnson)

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

Mr. Gravois reviewed change order and substantial completion for the 2011 Road Maintenance Program (F. G. Sullivan, Jr. Contractors). Mr. Gravois recommended approval of the change order for increase of \$56,671.45 for additional patching over sewer lines in middle of roadways on Reverend Manual and Freeman Lane. Mr. Spillman clarified increase, contract and original bid amounts. Mr. Bourgoyne stated that budget amendment for project would be made at later date.

A motion was made by Mr. Keith Washington, Sr., seconded by Mr. Edward Robertson to approve the change order as aforementioned and the Certificate of Substantial Completion for the 2011 Road Maintenance Program as of November 4, 2011 as recommended by Administration, and authorizing the Parish President to execute same, contingent upon contractor completing the punch list items.

Roll call vote on the motion was recorded as follows:

YEAS: 7 (Mr. Kershaw, Ms. Gordon, Messrs. Washington, Spillman, Loupe, Robertson, Mouch)

NAYS: 0 (None)

ABSENT: 2 (Messrs. Porto, Mrs. Johnson)

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

Mr. Gravois reviewed the change order for Westport Area Sewer Collection System Rehabilitation Contract No. 1 (Tullier Services, LLC) in the amount of \$14,453.00 increase for lining of sewer due to location of water lines in area.

A motion was made by Mr. Randal Mouch, seconded by Ms. Charlene Gordon to approve the change order for the Westport Area Sewer Collection System Rehabilitation Contract No. 1 (Tullier Services, LLC.) as aforementioned as recommended by the Project Engineer and Administration, and authorizing the Parish President to execute same.

Roll call vote on the motion was recorded as follows:

YEAS: 7 (Ms. Gordon, Messrs. Washington, Spillman, Loupe, Robertson, Mouch, Kershaw)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Mrs. Johnson)

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

Riley Berthelot, Jr. was recognized under Parish President's Report regarding the following:
Announced public hearing scheduled at the Port Allen Community Center 12/7/11 from 5:00 to 7:00PM on the loop as required engineering deliverable;
Invited members to annual Thanksgiving Luncheon at the Port Allen Community Center Wednesday, 11/23/11 starting at 11:30AM;
Announced final fire committee meeting scheduled for Tuesday, 11/29/11 at 5:00PM;
Announced that Kim Howell chaired successful Veterans Day Parade;
Reminded everyone to vote in the final election Saturday, wished members in run-off good luck and congratulated those who are returning.

Mr. Mouch requested clarification as to whether First Street in Addis was Parish or Town. Mr. Berthelot stated roadway overlaid in 2004, but unsure if municipalities aware of 1990 resolution adopted by the Police Jury stating once roads within municipality overlaid are to revert back to municipality. Mr. Berthelot recommended meeting to discuss handling of issue.

Mr. Washington requested clarification Addis corporate limits and water district on Paul's Lane with regard to patching pothole. Mr. Berthelot stated would check into matter.

Mr. Porto entered the meeting at this time.

Gary Spillman was recognized under Council Chairman's Report, made brief statement for the record to clarify misleading information constituents received through Freedom First Pact, Rampart Street, New Orleans, La. and expressed disappointment at negative campaign against the Parish Council.

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Ricky Loupe

RESOLUTION

A Resolution authorizing the Parish President, Director-Department of Utilities, and Director-Department of Finance to sign the Louisiana Compliance Questionnaire for Audit Engagement of Calvin Robbins, Jr., CPA on behalf of the West Baton Rouge Parish Natural Gas & Water Systems for the period December 1, 2010 - November 30, 2011

WHEREAS, as mandate by State Law the West Baton Rouge Parish Council completed the compliance questionnaire for audit engagements as a required part of a financial audit of Louisiana governmental units and quasi-public entities.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby authorize the Parish President, Director-Department of Utilities, and Director-Department of Finance to sign the Louisiana Compliance Questionnaire for Audit Engagement of Calvin Robbins, Jr., CPA on behalf of the West Baton Rouge Parish Natural Gas & Water Systems for the period December 1, 2010 - November 30, 2011.

Roll call vote on the resolution was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

As a result of the roll call vote 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 November 17, 2011 at which a majority of the members were present and voting.

/s/Sharon Zito

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Phil Porto, Jr.

RESOLUTION

A Resolution to allocate local funds for the State of Louisiana Community Development Block Grant (LCDBG) Program for Fiscal Year 2012-2013

WHEREAS, the West Baton Rouge Parish Council is desirous of submitting an application to the State of Louisiana, Division of Administration for funding under the FY 2012-2013 LCDBG program for street improvements in the Erwinville Community, and

WHEREAS, a cost estimate for construction of proposed street improvements of \$600,000 has been developed by the engineering firm of Professional Engineering Consultants Corporation: and

WHEREAS, in order to receive a higher cost effective rating by the State of Louisiana, it is necessary that local funds be utilized to supplement the above costs;

NOW, THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council has agreed to utilize local funds from the General Fund account to pay \$250,000.00 toward construction costs for street improvements under this project. Payment of these costs is contingent upon receipt of funding by the State of Louisiana.

Roll call vote on the resolution was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

As a result of the roll call vote 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 November 17, 2011 at which meeting a majority of the members were present and voting.

/s/Sharon Zito_____

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Phil Porto, Jr.

RESOLUTION

A Resolution to allocate local funds for the State of Louisiana Community Development Block Grant (LCDBG) Program for Fiscal Year 2012-2013

WHEREAS, the West Baton Rouge Parish Council is desirous of submitting an application to the State of Louisiana, Division of Administration for funding under the FY 2012-2013 LCDBG program for street improvements; and

WHEREAS, said LCDBG Program awards an additional one (1) point in its ranking process to applicants who elect to fund all engineering costs associated with the project of sewer improvements.

NOW, THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council has hired the engineering firm of Professional Engineering Consultants Corporation to assist in the preparation of said application as well as testing, design, construction administration and inspection for the proposed project for a total fee of \$67,920.00.

BE IT FURTHER RESOLVED that the West Baton Rouge Parish Council has agreed to utilize local funds to pay all engineering fees associated with the FY 2012-2013 LCDBG program. Payment of these fees and costs are contingent upon receipt of funding by the State of Louisiana.

Roll call vote on the resolution was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

As a result of the roll call vote 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 November 17, 2011 at which meeting a majority of the members were present and voting.

/s/Sharon Zito_____

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Phil Porto, Jr.

RESOLUTION

A Resolution to allocate local funds for the State of Louisiana Community Development Block Grant (LCDBG) Program for Fiscal Year 2012-2013

WHEREAS, the West Baton Rouge Parish Council is desirous of submitting an application to the State of Louisiana, Division of Administration for funding under the FY 2012-2013 LCDBG program for street improvements; and

WHEREAS, said LCDBG Program awards an additional one (1) point in its ranking process to applicants who elect to fund all administrative costs associated with the project of sewer improvements.

NOW, THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council has hired the administrative firm of Hannum & Company, Inc. at a fee of \$35,000.00 to assist in the preparation of said application and subsequent program administration.

BE IT FURTHER RESOLVED that the West Baton Rouge Parish Council has agreed to utilize local funds to pay all administrative fees associated with the FY 2012-2013 LCDBG program. Payment of these fees and costs are contingent upon receipt of funding by the State of Louisiana.

Roll call vote on the resolution was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

As a result of the roll call vote 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 November 17, 2011 at which meeting a majority of the members were present and voting.

/s/Sharon Zito

The Council Clerk read by title the proposed ordinance being introduced by title, publicized by title, and considered for adoption following a public hearing on the meetings dates as listed at 6:30PM in the Council Meeting Room of the Governmental Building, 880 North Alexander Avenue, Port Allen, La.:

An Ordinance adopting an operating budget of revenues and expenditures for the fiscal year beginning January 1, 2012 and ending December 31, 2012 for the 2012 Budgets, Capital road Program, and Five Year Capital Expenditure Budget (including the Department of Utilities) as amended October 24th and October 25th – December 8, 2011;

An Ordinance to amend Chapter 111 Administration and enforcement, Article II Parish Planning Commission, Sec. 111-24 Meetings, rules, regulation and records, and Article IV Zoning enforcement, Sec. 111-67 Zoning commission; establishment and procedure to provide for cancellation of Planning & Zoning Commission meetings when there are no action items on the agenda – January 12, 2012. Mr. Berthelot stated that he would be happy to answer any questions on said ordinance following review.

Parish Attorney Delahaye was recognized at this time and requested that two (2) proposed ordinances under Chapter 6 Alcoholic Beverages not be read into the record for introduction, but rather be introduced at the 12/8/11 meeting so as to be published as part of said agenda.

Lynn Cline of the Office of Community Planning & Development (Permit Office) was recognized and reviewed inspection report condemnation site at 8182 Tuscaloosa owned by Patricia Ann Williams. Mr. Spillman recommended proceeding with condemnation.

A motion was made by Mr. Jeff Kershaw, seconded by Mr. Randal Mouch to ratify the Parish President's signature to proceed with condemnation process of site located at 8182 Tuscaloosa, Port Allen, La. based on the inspection and recommendation of the Office of Community Planning and Development.

Roll call vote on the motion was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

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

Mrs. Cline reviewed inspection report condemnation site at 12323 Ena Street owned by Spencer William Graham. Mr. Washington briefly confirmed that the condemnation notification process had been followed.

A motion was made by Mr. Randal Mouch, seconded by Mr. Ricky Loupe to ratify the Parish President's signature to proceed with condemnation process of site located at 12323 Ena Street, Port Allen, La. based on the inspection and recommendation of the Office of Community Planning and Development.

Roll call vote on the motion was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

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

At this time under Correspondence Report the Council Clerk read excerpts from the West Baton Rouge Parish Planning & Zoning Commission Agenda scheduled for Tuesday, December 6, 2011 at 6:30 PM.

A motion was made by Mr. Ricky Loupe and approved by acclamation to reappoint Mrs. Jan Landry to West Baton Rouge Parish Water-works District No. 4 Board for another 5 year term commencing November 13, 2011 as recommended by said board, and based upon Mrs. Landry's confirmation of her desire to continue serve in this capacity.

A motion was made by Mr. Ricky Loupe and approved by acclamation to reappoint Judy Thousand and Garry Hubble to the West Baton Rouge Convention & Visitors Bureau for 3 year term commencing December 31, 2011, based on the recommendation of said board.

A motion was made by Mr. Ricky Loupe and approved by acclamation to appoint Barry Brewer to the West Baton Rouge Convention & Visitors Bureau for 3 year term commencing December 31, 2011, based on the recommendation of the represented agency (Rotary Club of Port Allen).

A motion was made by Mr. Randal Mouch and approved by acclamation to reappoint Mrs. Joanne Bourgeois, Mrs. Gladys Hightower and Mr. Jason Murphey to the Library Board of Control for 5 year terms commencing December 31, 2011 based upon their desire to continue to serve and on the recommendation of said board.

A motion was made by Mr. Phil Porto, Jr. and approved by acclamation to reappoint Ellis Gauthier to the West Baton Rouge Museum Board for 3 year term commencing December 31, 2011 based upon Mr. Gauthier's desire to continue to serve and on the recommendation of said board.

A motion was made by Mr. Phil Porto, Jr. and approved by acclamation to appoint Ms. Rose Jackson and Ms. Diane Harkins to the West Baton Rouge Museum Board for 3 year terms

commencing December 31, 2011 based upon their desire to serve and on the recommendation of said board.

There being no further business, a motion to adjourn was made by Mr. Randal Mouch, seconded by Ms. Charlene Gordon at 7:25PM.

Roll call vote on the motion was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 1 (Mrs. Johnson)

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

/s/Gary M. Spillman

Gary M. Spillman, Council Chairman

/s/Sharon Zito

Sharon Zito, Council Clerk