

**WEST BATON ROUGE PARISH COUNCIL  
REGULAR MEETING—AUGUST 13, 2015  
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, August 13, 2015 and called to order at 6:30pm. Council Chairman Gary Spillman requested that all electronic devices be placed on silent as the meeting opened with the pledge led by Mr. Barry Hughhins.

Roll-Call Pro System recorded the following members as being present:

Messrs. Chris “Fish” Kershaw, Ricky Loupe, Barry Hughhins, Edward G. “Bob” Robertson, Ms. Charlene Gordon, Messrs. Gary Spillman, Phil Porto Jr. & Ms. Naomi Fair.

Absent: Mr. Randal Mouch

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

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A motion was made by Ms. Charlene Gordon, seconded by Ms. Naomi Fair to approve the minutes of the July 23, 2015 regular meeting.

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

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hughhins, Robertson, Spillman, Meses. Gordon, Fair)

NAYS: 0 (None)

ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

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Chairman Spillman moved on to item #5 Consider any Amendments to the Agenda; there were none at this time.

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President Berthelot was recognized under item #6 Parish Presidents Report, he covered the following topics: September 11 & 12<sup>th</sup> the Town of Addis will have their 100 year Centennial Celebration; President Berthelot was interviewed recently by Shawn Wilson of DOTD who is working on a thesis for LSU with traffic concerns being the top issue; President Berthelot advised the council that Congressman Garrett Graves will be visiting him for a meeting Thursday if anyone was interested in attending; he will also have a meeting with Darren Flowers of Senator Cassidy’s staff on Monday to talk about traffic concerns in the area; President Berthelot reminded everyone of the Public Open House meeting on the I-10 Traffic Concerns which will be Tuesday, September 1<sup>st</sup> at 6-8pm at the Port Allen Community Center. There were no questions for the Parish President at this time.

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Chairman Spillman moved on to Item #7 Public Comments, there were no comments at this time.

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Chairman Spillman asked if any Elected/Appointed Officials or any Council Members would like to speak under item #8, Mayor David Toups of the Town of Addis was recognized and wanted to let everyone know about the 100 Year Anniversary Celebration on September 11 & 12<sup>th</sup>, there will be food, bands, a parade and multiple vendors, he asked everyone to come out and pass a good time.

Mr. Phillip Bourgoyne briefly updated the council on the recent viewing of the accounting software options from the RFQ’s received, hoping by the next meeting to have a recommendation for the accounting software purchase.

Councilman Phil Porto spoke about attending a recent meeting of Keep West Baton Rouge Beautiful, and touched on the numbers from the Hazardous Household Waste Disposal Day, commenting it was a successful day for the Parish, and thanked all who participated.

Councilwoman Charlene Gordon advised everyone the Veterans Day Parade is set for November 8<sup>th</sup> at 1:30pm, with RJ Loupe as the Grand Marshal.

Chairman Gary Spillman stated he was at Foster Tire recently when they had a gas leak incident; He wanted to let the Council know how pleased everyone was with the quick and professional response they received from the Utilities Department.

Councilman Ricky Loupe thanked President Berthelot and Drainage Superintendent Dane Aucoin for the help on the Emily Drive ditch problem.

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Chairman Spillman announced that a Public Hearing was in order at this time and all interested citizens were requested to appear and be heard regarding an Ordinance Adopting the year-end Adjustments to an Operating Budget of Revenues and Expenditures for the Fiscal Year beginning January 1, 2014 and Ending December 31, 2014 for Fire Protection District No. 1. As introduced July 23, 2015. Director of Finance, Phillip Bourgoyne, was recognized and explained the need for the Year-end adjustments to Fire Protection District No. 1, Operating Budget, for the aforementioned time period, which was illustrated in the handouts presented to the council, there were no questions at this time.

No interested citizens appeared either for or against said ordinance. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing concluded.

A Motion was made by Mr. Barry Hugghins to approve aforementioned ordinance, seconded by Mr. Chris Kershaw.

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

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)

NAYS: 0 (None)

ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

Ordinance No. 23 of 2015 appears at the end of these minutes.

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Chairman Spillman announced that a Public Hearing was in order at this time and all interested citizens were requested to appear and be heard regarding an Ordinance Adopting an Adjusted Operating Budget of Revenues and Expenditures for the Fiscal Year Beginning January 1, 2015 and Ending December 31, 2015 for Fire Protection District No. 1. As introduced July 23, 2015.

Director of Finance, Phillip Bourgoyne, was once again recognized and explained the need for the adjustments to Fire Protection District No. 1, Operating Budget, for aforementioned time period, which was illustrated in the handouts presented to the council, there were no questions at this time.

No interested citizens appeared either for or against said ordinance. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing concluded.

A Motion was made by Mr. Barry Hugghins to approve aforementioned ordinance, seconded by Mr. Edward Robertson.

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

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)

NAYS: 0 (None)

ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

Ordinance No. 24 of 2015 appears at the end of these minutes.

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Chairman Spillman moved on to item #10 Consider status report, Change order and/or other matters as required on current projects, there was nothing to report at this time.

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Chairman Spillman moved on to item #11 Resolutions, Mr. Doug Daigle of Louisiana Hypoxia Working Group, was recognized to represent item #11a) Express Support for the Land and Water Conservation Fund; Mr. Daigle took a moment to explain the need for support of the Land and Water Conservation Fund and listed a number of instances in which the parish has benefitted from this fund in the past. There were no questions for Mr. Daigle at this time.

A motion was made by Mr. Phil Porto to adopt said Resolution in support of the Land and Water Conservation Fund, seconded by Mr. Chris Kershaw.

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

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

Resolution 16 of 2015 appears at the end of these minutes.

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President Berthelot was recognized under item #11b) Authorize Parish President to execute lease agreement for Knights of Columbus and American Legion Facility, he explained the need to renew the 5 year lease agreements with said facilities in order for them to be used as polling places. There were no questions at this time.

A motion was made by Mr. Barry Hugghins to approve said resolution authorizing the Parish President to sign aforementioned lease agreements, seconded by Mr. Phil Porto; Mr. Chris Kershaw stated he would like to Abstain from the vote due to being a member of the Knights of Columbus.

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

YEAS: 7 (Messrs., Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)  
ABSTAIN: 1 (Mr. Kershaw)

As a result of the votes the motion was adopted.

Resolution 17 of 2015 appears at the end of these minutes.

\*\*\*\*\*

Chairman Spillman moved on to item #12 Introduction of Ordinances and the following Ordinances were read by title into the record by the Council Clerk:

Council Clerk, Michelle Tullier noted that item 12a) on the Agenda will not be Introduced at tonight's meeting, it will be postponed to another meeting at a later date.

12b)An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Sec. 104-3 Establishment of Districts, Official Zoning Map for rezoning request of Patrick and Patricia Bollich, 963 West Acadian Bayou Lane, Port Allen, LA 70767, File # 2015-5 Tracts CJ-2-A containing 25.606 acres located in Section 7, T7S, R11E, rezoning from R-SF-3 to AG (Agricultural). Public Hearing date: September 24, 2015.

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Chairman Spillman moved on to item #13, Consider Planning & Zoning Minutes, Subdivisions, Plats, Condemnations and/or Variances and matters related thereto, there were no items to consider at this time.

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Chairman Spillman moved on to item #14a Appointments – Board of Adjustments, and requested this item be moved to the meeting of September 10 in order to get resumes from interested citizens who would consider serving on the Board of Adjustments, before making any recommendations for appointments.

A motion was made by Mr. Barry Hugghins to request resumes for interested citizens for the next meeting of August 27, 2015 and defer aforementioned agenda item until the September 10, 2015 meeting, seconded by Ms. Charlene Gordon.

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

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Item #15 Consider Beer and/or Liquor Permits, there was one request for a change of ownership listed as Zina LLC dba Snapy's – located at 1521 Hwy 190 West, Port Allen, La 70767, as said applicant has met

all requirements in accordance with the Compiled Ordinances, West Baton Rouge Parish, Louisiana, Chapter 6 Alcoholic Beverages.

A motion was made by Mr. Phil Porto to approve the Beer and/or Liquor Permit request for the aforementioned establishment, seconded by Mr. Barry Hugghins.

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

YEAS: 8 (Messrs. Kershaw, Porto, Loupe, Hugghins, Robertson, Spillman, Mses. Gordon, Fair)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)

As a result of the votes the motion was adopted.

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

- Advised Council of an email invitation for Elected Officials from the Parish President included in there packet and requested anyone interested in attending this meeting to RSVP with the clerk before August 25<sup>th</sup>.
- Advised Council a letter from the Lieutenant Governor Jay Dardenne was received; Mr. Dardenne acknowledged receipt of the parish's recent Traffic Concern resolution and offered his cooperation.
- A Resolution was received from Pointe Coupee Parish Police Jury adopting the same Traffic Concern Resolution.
- The Board of Adjustments next meeting of August 18, 2015 has been cancelled due to a clear agenda.
- The Planning & Zoning Commissions next meeting is set for August 18<sup>th</sup> at 5:30pm.

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There being no further business, a motion to adjourn was made by Ms. Charlene Gordon and adopted by acclamation at 7:00pm.

  
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Gary M. Spillman, Council Chairman

  
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Michelle Z. Tullier, Council Clerk

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

**ORDINANCE 23 OF 2015**

As Adopted by the West Baton Rouge Parish Council  
At The Regular Meeting of  
August 13, 2015

An Ordinance Adopting the year-end Adjustments to an Operating Budget of Revenues and Expenditures for the Fiscal Year Beginning January 1, 2014 and Ending December 31, 2014 for Fire Protection District No. 1

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

SECTION 1: The detailed estimate of revenues for the fiscal year beginning January 1, 2014 and ending December 31, 2014 is hereby adopted to serve as an operating budget of revenues for Fire District No. 1 during said period.

SECTION 2: The detailed estimate of expenditures for the fiscal year beginning January 1, 2014 and ending December 31, 2014 is hereby adopted to serve as an operating budget of expenditures for Fire District No. 1 during said period.

SECTION 3: The adoption of this adjusted operating budget of revenues and expenditures is 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 to the extent included within said budgets for this period.

**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 IT 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

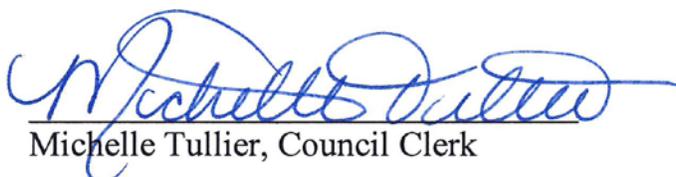
**NOW THEREFORE BE IT FURTHER ORDAINED** by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this ordinance which can 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 (Mes. Gordon, Fair, Messrs. Loupe, Spillman, Robertson, Kershaw, Porto, Huggins)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)  
ABSTAIN: 0 (None)

WHEREUPON the ordinance was declared adopted on the 13<sup>th</sup> Day of August 2015.

ATTEST:

  
Michelle Tullier, Council Clerk

## CERTIFICATE

I, Michelle Tullier, 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 an ordinance adopted by the West Baton Rouge Parish Council in regular session on the 13th day of August, 2015.

I further certify that the above and foregoing ordinance was submitted to the Parish President at 10:00 o'clock AM on the 14<sup>th</sup> day of August, 2015.

**IN FAITH WHEREOF** witness my official signature and the official seal of the West Baton Rouge Parish Council, Louisiana on the 14<sup>th</sup> day of August, 2015.

  
Michelle Tullier, Council Clerk

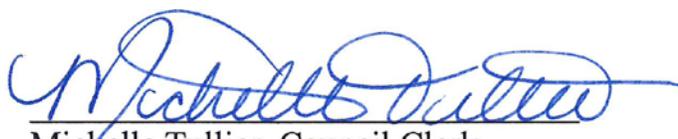
## PARISH PRESIDENT'S APPROVAL OR VETO

I, Riley Berthelot, Jr., Parish President, West Baton Rouge Parish, State of Louisiana, do hereby approve the foregoing ordinance on the 17<sup>th</sup> day of August, 2015.

  
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 11:30 o'clock AM on the 17<sup>th</sup> day of August, 2015.

  
Michelle Tullier, Council Clerk

The following ordinance was offered by Mr. Barry Huggins, seconded by Mr. Edward Robertson

## ORDINANCE 24 OF 2015

As Adopted by the West Baton Rouge Parish Council  
At The Regular Meeting of  
August 13, 2015

An Ordinance Adopting an Adjusted Operating Budget of Revenues and Expenditures for the Fiscal Year Beginning January 1, 2015 and Ending December 31, 2015 for Fire Protection District No. 1

**BE IT ORDAINED** by the Council of the Parish of West Baton Rouge, Louisiana, in Regular Session convened that:

**SECTION 1:** The detailed estimate of revenues for the fiscal year beginning January 1, 2015 and ending December 31, 2015 is hereby adopted to serve as an operating budget of revenues for Fire District No. 1 during said period.

**SECTION 2:** The detailed estimate of expenditures for the fiscal year beginning January 1, 2015 and ending December 31, 2015 is hereby adopted to serve as an operating budget of expenditures for Fire District No. 1 during said period.

**SECTION 3:** The adoption of this adjusted operating budget of revenues and expenditures is 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 to the extent included within said budgets for this period.

**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 IT 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 application 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 (Mses. Gordon, Fair, Messrs. Loupe, Spillman, Robertson, Kershaw, Porto, Huggins)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)  
ABSTAIN: 0 (None)

WHEREUPON the ordinance was declared adopted on the 13<sup>TH</sup> Day of August, 2015.

ATTEST:



Michelle Tullier, Council Clerk

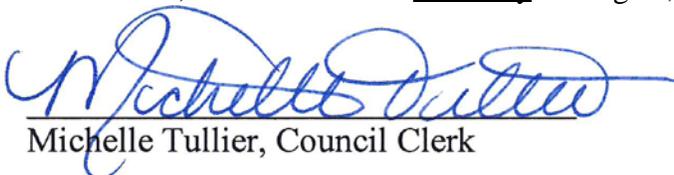
**CERTIFICATE**

I, Michelle Tullier, 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 an ordinance adopted by the West Baton Rouge Parish Council in regular session on the 13<sup>th</sup> Day of August, 2015.

I further certify that the above and foregoing ordinance was submitted to the Parish President at 10:00 o'clock AM on the 14<sup>th</sup> day of August, 2015.

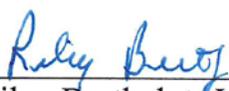
**IN FAITH WHEREOF** witness my official signature and the official seal of the West Baton Rouge Parish Council, Louisiana on the 14<sup>th</sup> day of August, 2015.



Michelle Tullier, 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 17<sup>th</sup> day of August, 2015.



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 11:30 o'clock AM on the 17<sup>th</sup> day of August, 2015.



Michelle Tullier, Council Clerk

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

**RESOLUTION 16 OF 2015**

A Resolution expressing West Baton Rouge Parish Council support for the Land and Water Conservation Fund (LWCF).

**WHEREAS**, the Land and Water Conservation Fund has been a key law for protection of American lands and waters and promotion of outdoor recreation for fifty years, aiding the creation and development of national parks and wildlife refuges, state and local parks and community recreational sites; and

**WHEREAS**, West Baton Rouge Parish has benefited from the Fund with the creation and enhancement of parks and recreational facilities, including Recreation park #2 Brusly, William and Lee Park, Lobdell Park, West Baton Rouge Ballfield, Brusly High School Park, Landen Alexander Park, Alexander and MyHand Park lighting and the West Baton Rouge Community Center Tennis Court; and

**WHEREAS**, the Land and Water Conservation Fund can continue to play a major role in meeting the future conservation and outdoor recreation needs and opportunities of West Baton Rouge Parish as the parish and its population grow; and

**WHEREAS**, the Land and Water Conservation Fund is funded through offshore oil production revenues, rather than tax dollars, and is slated for reauthorization by Congress this year (2015);

**THEREFORE**, the West Baton Rouge Parish Council expresses its support for the Land and Water Conservation Fund for its continued role in providing our parish and state with high quality places to engage in outdoor recreation, and conveys this support to Louisiana's Congressional delegation and state officials.

Roll call vote on the resolution was recorded as follows:

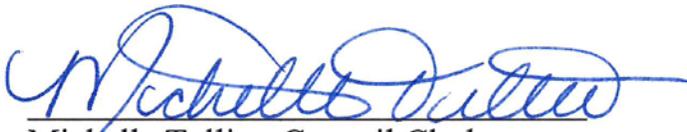
|          |   |  |
|----------|---|--|
| YEAS:    | 8 | (Mes. Gordon, Fair, Messrs. Loupe, Spillman, Robertson, Kershaw, Porto, Huggins) |
| NAYS:    | 0 | (None)   |
| ABSENT:  | 1 | (Mr. Mouch)  |
| ABSTAIN: | 0 | (None)   |

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

**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 August 13, 2015 at which meeting a majority of the members were present and voting.



Michelle Tullier, Council Clerk

The following resolution was offered by Mr. Barry Huggins, seconded by Mr. Phil Porto

**RESOLUTION 17 OF 2015**

A Resolution authorizing the Parish President to execute the renewal lease agreements on behalf of the West Baton Rouge Parish Council for use of the West Baton Rouge Knights of Columbus No. 2875 facility, and the American Legion-McKinley Bourg Post No. 160 facility as polling places/precincts

**NOW THEREFORE BE IT RESOLVED** that the West Baton Rouge Parish Council, in legal session, does hereby authorize Parish President Riley Berthelot Jr., to enter into and execute renewal of lease agreements with the West Baton Rouge Parish Knights of Columbus No. 2875, and the American Legion-McKinley Bourg Post No. 160 for use as polling places/precincts described as follows:

Knights of Columbus Hall, 679 North Jefferson Avenue, Port Allen, La. – Precincts 4-3A and 4-3B;

American Legion-McKinley Bourg Post No. 160, 849 Sixth Street, Port Allen, La. – Precinct 4-1.

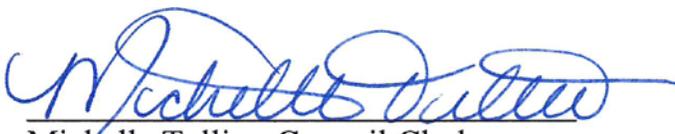
Roll Call vote on the resolution was recorded as follows:

YEAS: 7 (Mes. Gordon, Fair, Messrs. Loupe, Spillman, Robertson, Porto, Huggins)  
NAYS: 0 (None)  
ABSENT: 1 (Mr. Mouch)  
ABSTAIN: 1 (Mr. Kershaw)

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

**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 August 13, 2015, at which meeting a majority of the members were present and voting.



Michelle Tullier, Council Clerk