

**WEST BATON ROUGE PARISH COUNCIL  
REGULAR MEETING—MARCH 26, 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, March 26, 2015 and called to order at 6:30pm. Council Chairman Gary Spillman requested that all electronic devices be placed on silent and recognized Mr. Randal Mouch, who led everyone in the pledge of allegiance.

Roll-Call Pro System recorded the following members as being present:  
Messrs. Chris “Fish” Kershaw, Phil Porto Jr., Barry Huggins, Edward G. “Bob” Robertson, Ms. Charlene Gordon, Messrs. Gary M. Spillman, Ricky Loupe, Randal Mouch & Ms. Naomi Fair

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

\*\*\*\*\*

A motion was made by Mr. Randal Mouch, seconded by Ms. Charlene Gordon to approve the minutes of the March 12, 2015 regular meeting.

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

\*\*\*\*\*

Chairman Spillman moved on to item #5 Consider any Amendments to the Agenda; there was one item to amend which was Hunters Pointe Preserve Plat Signing.

A motion was made by Mr. Chris Kershaw, seconded by Ms. Charlene Gordon to amend the agenda at this time to add the aforementioned item.

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

\*\*\*\*\*

Chairman Spillman moved on to item #6 Presentation of Proclamations, Parish President Berthelot was recognized and declared April as Autism Awareness month with the following proclamation.

**State of Louisiana  
Parish of West Baton Rouge  
In the Name and By the Authority of the People of the  
Parish of West Baton Rouge**

**Proclamation**

WHEREAS, autism is a lifelong developmental difference, associated with significant alteration of an individual's ability to learn in the same way as others, which may include differences in social behaviors and communication; and

WHEREAS, autism, also known as autism spectrum disorders, affects people regardless of race, religion, socio-economic status or geography; and

WHEREAS, the incidence of autism in the United States is approximately 1 in 68 according to the Centers of Disease Control and Prevention; and

WHEREAS, evidence suggests autism is the result of neurological anomalies affecting the functioning of the brain and few members of the general public understand this complex syndrome; and

WHEREAS, persons with autism can be helped to reach their greatest potential, and accurate, early diagnosis and the resulting appropriate education and interventions, as well as community acceptance and accommodations, are vital to the future growth and development of the individual; and

WHEREAS, autism is a complex set of differences that requires increased research to one day better understand it; and

WHEREAS, the greater recognition and understanding of autism can ensure that individuals with autism are accurately diagnosed and appropriately treated throughout their lives.

NOW, THEREFORE, I, Riley L. Berthelot Jr., President of West Baton Rouge Parish, do hereby proclaim the month of April, 2015 as

**AUTISM AWARENESS MONTH**

in West Baton Rouge Parish, and encourage all citizens to participate in the Families Helping Families of Greater Baton Rouge 6th Annual Active for Autism 5K Run/Walk & Fun Fest on April 18, 2015 to bring awareness of Autism.

\* \* \* \* \*

In Witness Whereof, I have hereunto set my hand officially and caused to be affixed the Great Seal of the Parish of West Baton Rouge, in the City of Port Allen, Louisiana, on this 26<sup>th</sup> Day of March 2015.

  
President of West Baton Rouge

President Berthelot presented this proclamation to Ms. Teresa Wilson, Program Director with Families Helping Families of Greater Baton Rouge; Ms. Wilson spoke for a few moments about the program and the help which is given to those families with individuals affected by autism. Ms. Wilson finished by inviting everyone to the 6<sup>th</sup> Annual Active for Autism event which will be held on April 8, 2015 at Independence Park.

President Berthelot moved on with the next Proclamation,

**State of Louisiana  
Parish of West Baton Rouge  
In the Name and By the Authority of the People of the  
Parish of West Baton Rouge**

**Proclamation**

**Whereas**, emergencies can occur at any time that require police, fire or emergency medical services; and

**Whereas**, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and

**Whereas**, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the West Baton Rouge Parish Emergency Communications Center; and

**Whereas**, public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

**Whereas**, public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and

**Whereas**, the Public Safety Telecommunicators of West Baton Rouge Parish have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

**Whereas**, each Telecommunicator has exhibited compassion, understanding and professionalism during the performance of their job in the past year; and

**Now therefore I, Riley L. Berthelot, Jr.**, President of the Parish of West Baton Rouge do hereby proclaim that West Baton Rouge Parish declares the week of

**April 12<sup>th</sup>-18<sup>th</sup> 2015 as National Telecommunicators' Week**

In honor of the men and women whose diligence and professionalism keep our parish and citizens safe.

In Witness Whereof, I have hereunto set my hand officially and caused to be affixed the Great Seal of the Parish of West Baton Rouge, in the City of Port Allen, Louisiana, on this 26th Day of March 2015.

*Riley L. Berthelot, Jr.*  
President of West Baton Rouge

**State of Louisiana  
Parish of West Baton Rouge  
In the Name and By the Authority of the People of the  
Parish of West Baton Rouge**

### **Proclamation**

WHEREAS, 9-1-1 is nationally recognized as the number to call in an emergency to receive immediate help from police, fire, emergency medical services, or other appropriate emergency response entities; and

WHEREAS, 9-1-1 was designated by Congress as the national emergency call number under the Wireless Communications and Public Safety Act of 1999 (Public Law 106-81); and

WHEREAS, the ENHANCE 911 Act of 2004 (Public Law 108-494) established enhanced 9-1-1 as a high national priority as part of our Nation's homeland security and public safety; and

WHEREAS, people of all ages use 9-1-1, and it is critical to educate the public of all ages on the proper use of 9-1-1; and

WHEREAS, a growing segment of the population, including the deaf, hard of hearing, deaf-blind; and individuals with speech disabilities increasingly communicate with nontraditional text, video and instant messaging communications services and anticipate that these services will be able to connect directly to 9-1-1; and

WHEREAS, thousands of 9-1-1 calls are made every year by children properly trained on the use of 9-1-1, resulting in lives saved which underscores the critical importance of training children early in life about 9-1-1; and

WHEREAS, there is widespread misuse of the 9-1-1 system, including prank and non-emergency calls, which can result in costly and inefficient use of 9-1-1 and emergency response resources.

NOW, therefore, I, Riley L. Berthelot, Jr., Parish President of West Baton Rouge, do hereby proclaim April 2015 as Nation 9-1-1 Education Month. I call upon all government officials, parents, teachers, school administrators, caregivers, business leaders, non-profit organizations, and the people of the United States to observe this month with training, events, and activities to educate the public on 9-1-1 and its services.

In Witness Whereof, I have hereunto set my hand  
officially and caused to be affixed the Great Seal of the  
Parish of West Baton Rouge, in the City of Port Allen,  
Louisiana, on this 26<sup>th</sup> Day of March 2015.

Riley L. Berthelot, Jr.  
President of West Baton Rouge

\*\*\*\*\*

Chairman Spillman moved on to item #7 Accept/Reject Bids for the following items:  
Mr. Phillip Bourgoyne was recognized and explained the bids received and recommended  
to accept the following, noting that all items fall below budget and meet all of the  
required specifications:

12/14 Yard Dump Truck to be awarded to Timmons with a model International 7400 at a  
cost of \$102,900

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

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon,  
Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

2 Wheel Tractors to be awarded to H&W Equipment for 2- John Deere model 6150M at a  
cost of \$81,748.77.

A motion was made by Mr. Phil Porto, seconded by Ms. Charlene Gordon to approve the  
aforementioned recommendation.

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon,  
Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

4 Wheel Tractors to be awarded to H&W Equipment for 2- 4WD John Deere model  
6150M at a cost of \$179,199.04.

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

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon,  
Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

Skid Steer to be awarded to Quest with a model Takeuchi at a cost of \$115,960.00

A motion was made by Mr. Randal Mouch, seconded by Mr. Ricky Loupe to approve the  
aforementioned recommendation.

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

\*\*\*\*\*

President Berthelot was recognized under item#8 Parish President's report he started with letting the council know at the Intracoastal Canal a deputy is being paid to block off the 2 ramps near the base on the North and Southside of the Intracoastal Canal to try and help the flow of traffic coming across; The most recent census report coming out ranks West Baton Rouge as 3<sup>rd</sup> in the state for growth since the 2010 census at a 4.1% increase, he explained we are the only parish on the west side of the river which has shown significant growth; President Berthelot finished by mentioning he is currently working with Troy Brown on current legislation to try and make sure that West Baton Rouge traffic concerns are kept in mind.

\*\*\*\*\*

Chairman Spillman moved on to item#9 Public comments and recognized Councilman Barry Huggins who serves on the Capital Area Groundwater Conservation Commission and spoke concerning a recent article in the paper on the saltwater encroachment into the Southern Hills Aquifer. Mr. Huggins made a presentation on where the groundwater possibly comes from, whom it serves, along with an explanation on what is causing the encroachment and whom will be directly affected; he went on to explain what would happen over the years if nothing is done, as well as what plans are being discussed to control the problem, he further explained that East Baton Rouge is the major user of water from the levels which are under the most stress currently. In closing he explained that if something is not done certain areas would have to rely on river water which comes at a higher cost than what we currently see. Mr. Huggins answered a few questions from the audience and closed by reminding everyone that most of this water is coming from Natchez, so we must be cognoscente that everything we do today affects our neighbors, children and grandchildren in years to come.

Chairman Spillman moved on asking if there were any comments from the public, Ms. Gertrude Anderson of Flynn Rd in Erwinville came to the microphone, stating she had concerns over being charged a \$1,000 deposit for damages to the Erwinville Community Center Ballpark, those damages being tracks or ruts in the grassy area around the concession stand which happened during a tournament she hosted, she also noted that she has had multiple tournaments at this park and the parish has never charged them for using the park, however at this particular tournament it rained and the concession stand had to be emptied. Ms. Anderson went on to explain the timeline of events which led up to the charges and also explained the impact of all of the fundraising which is done by herself and other family members for the community. Mr. Spillman stated he would get with Mr. Anatole Vincent to check what the policy of WBR is to make sure that what is being done is within the policies of WBR and to make sure she is not being treated differently than anyone else and asked Mr. Huggins if he would please sit in on those meetings. Ms. Anderson stated she would appreciate someone looking into this for her.

Mr. Larry Johnson stepped up to the microphone to request an item be put on the agenda for the next council meeting to discuss a possible error in a rezoning which he requested in June of 1999 stating only 19 preliminary lots should have been rezoned from Ag to R-1. He showed an amendment which was adopted on November 18, 1999 at which time the 196 acres surrounding the 19 preliminary lots was included in the rezoning, he handed out a preliminary map to the council at this time. Chairman Spillman tried to clarify exactly what Mr. Johnson was asking for, he asked Mr. Johnson how long he was on the council, and Mr. Johnson stated 20years, from 1998 to 2008. Mr. Spillman questioned him on an Ethics letter which allows elected officials to divide property, he

went on to state in this particular law one of the items states this property must be used as residential only. Mr. Johnson went on to explain he is not asking for a rezoning, simply to be put on the agenda to discuss a possible error in the rezoning back in 1999, he also is asking if the parish would consider hiring a third party to look into this.

Mr. Bobby Arnold stepped up to the microphone and requested that in future subdivision developments, for the council to look into not allowing private roads due to access issues and problems with some landowners tearing up the roads. Chairman Spillman stated he wished that all subdivisions had roads built to certain standards. Mr. Porto questioned this, Mr. Durbin clarified that on large tracts 10 acres or more our code states they must only meet the minimum utility requirements, no road requirements.

Mr. Skipper Grady was recognized and explained the private road West Acadian Bayou which Mr. Arnold lives on is a private road which services an assortment of unrelated small tracts of land, it is not a subdivision, has no restrictions and is not affiliated with Acadian Bayou Estates which is the upscale subdivision located on Rosedale Road and Poydras Bayou.

There were no further public comments at this time.

\*\*\*\*\*

Chairman Spillman asked if any Elected or appointed officials would like to speak or if any Council Members would like to speak under item #11, there were none at this time.

\*\*\*\*\*

Chairman Spillman announced that the Public Hearing was in order at this time and all interested persons were invited to appear and be heard on item#11a)Rezoning request for Kevin Taylor , located at 3822 Hwy 1 North, Port Allen, La., designated as Lot 1-B 1.88 acres known as Track H-1-A-2-A Belair Industrial Park Section 49.T6S, R12E, Southeastern Land District, West Baton Rouge Parish from I-1 (Light Industrial) to I-2 (Moderate Industrial). Mr. Kevin Durbin confirmed the Zoning Commission's recommendation to deny the rezoning request with the reason being I-2 is not compatible with the adjacent property with 8 votes in favor and 1 absence. Mr. Kevin Taylor was recognized to speak on his rezoning, Mr. Taylor explained his business details and stated that 70% of his business can be done in his current I-1 zone, however 30% of the business is not covered under I-1, Mr. Taylor explained he was not aware at the time he purchased this property he would need an I-2 zoning, he showed multiple pictures of his site and his business operation. Mr. Taylor explained he knows that some of the surrounding residents have an issue with his request and he would be willing to do anything needed to confirm to them that he was not in the scrap business and would sign an affidavit if possible to assure them of what operations he would be doing, this would include putting up an 8ft metal fence around his property. Mr. Taylor also showed aerial views of the Industrial zones around his property, and explained he has talked to all of his neighbors and has tried to come up with arrangements to be agreed upon in order to clean up the property and operate his business out of it.

Mr. Doug Wilkinson a nearby homeowner, at this time spoke on this rezoning and expressed he was the closest residence to Mr. Taylor's property, his main issue is "you can't stretch 1.88 acres into 5 acres" per the current zoning requirements; he also pointed out the port-o-potties right down the street due to some businesses being down the street. Mr. Wilkinson stated another concern is when Mr. Taylor decides to retire what happens to this property, stating we do not live flat we live cubicle. Mr. Wilkinson explained he believes that once you start making these variances for zoning, when do we stop, which is the whole point the parish started zoning, in order to prevent in-compatible uses.

Mr. Louis Vielee was recognized and explained he would like for the property not to go higher than I-1 due to the surrounding property.

Mr. Barry Wilkinson at this time spoke on his concerns as a resident whom lives near this property, he feels along with his family this rezoning is not compatible with the residential zones near it, and strongly opposes going to an I-2 zone.

The Council Chairman at this point declared the Public Hearing concluded.

Chairman Spillman at this time spoke to the council and explained he had been out to the property and spoke with Mr. Taylor, his biggest concern is the 5 acre minimum for an I-2 zone and Mr. Taylor has 1.88 acres of property. Mr. Spillman stated he thinks that Mr. Taylor is being honest about what he is doing, but when it comes down to it you are changing the law, and variances are to only be given under certain instances and this is going overboard. Mr. Spillman also clarified that the majority of the I-2 zones on Hwy 190 which are small parcels of land were done many years ago or were grandfathered in when zoning was adopted.

Mr. Porto spoke on the rezoning stating inside that particular area, there is no I-2 zones and the property in question is 1.88 acres which the minimum requirement for I-2 is 5 acres, this is a deviation of approximately 62% which is too extreme for him. Mr. Porto explained we should try to help Mr. Taylor find a way to do business there, he suggested maybe a solution would be only doing what is allowed in this zone, the 70% Mr. Taylor spoke about, maybe later on looking into an I-1 with some type of special use permit.

At this time Mr. Porto made a motion to deny the rezoning due to the compatibility of the surrounding areas, and the severity of the variance, seconded by Mr. Barry Huggins.

Mr. Huggins spoke on the motion to Mr. Taylor and shares the concerns of what happens down the road, hoping that there is some common ground down the road that can be found to allow Mr. Taylor operate his business.

Mr. Mouch spoke and stated he would actually be for the rezoning if it would meet the minimum 5 acres, but did state that he believed this was the Industrial corridor with a prison, and plants etc. in the vicinity.

Mr. Kershaw spoke and explained he rode by both businesses of Mr. Taylor, his current place he leases and his new place he is trying to move to, he went on to explain his location currently is on American way near 2 subdivisions and is not aware of any problems or concerns with that property. Mr. Kershaw went on to explain in detail the 3 Industrial Zones that we currently offer in our code, he read off the 3 use requirements of Industrial Moderate I-2, and agrees that the way our code is currently written what Mr. Taylor does would fall under I-2 however, he feels that in breaking down or dismantling equipment he should fall under I-1, he went on to further state “we could have a thousand zones and still would not be able to come up with every scenario that could come up”, this gets caught in the middle. Mr. Kershaw stated he would be willing to allow the rezoning from I-1 to I-2 as long as Mr. Taylor owns the property, he questioned Lou Delahaye the Parish Attorney to see if that could be done, per Mr. Delahaye we do not have conditional zoning and his recommendation would be to somehow have a special use permit done for that particular use. Mr. Kershaw clarified with Mr. Durbin the minutes of the commission stating that they did want somehow to give Mr. Taylor a way to operate, but did not have the authority, Mr. Durbin explained it could be done under a special use, but that would need to be changed through an ordinance, to allow a special use in that zone.

Mr. Porto clarified that in order to do this he would ask to deny the I-2 tonight and then come back and work on the I-1 with a tightly restricted special use.

Mr. Loupe agrees he would love to let Mr. Taylor operate, but thinks the right thing to do would be to protect the residents and supports to deny the rezoning to come back with a special use. There were no other comments at this time.

Mr. Spillman clarified there was a motion currently on the floor made by Mr. Porto to deny the rezoning from I-1 to I-2 for the aforementioned reasons, seconded by Mr. Huggins.

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

YEAS: 6 (Mses. Fair, Gordon, Messrs. Loupe, Porto, Spillman, Huggins)

NAYS: 3 (Messrs. Robertson, Mouch, Kershaw)

ABSENT: 0 (None)

As a result the motion was adopted by the majority.

\*\*\*\*\*

Chairman Spillman announced that the Public Hearing was in order at this time and all interested persons were invited to appear and be heard on item#11b) An ordinance to amend and reenact the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”) to provide for the prohibition of certain land uses from industrially zoned land. Mr. Durbin was recognized and stated the Planning & Zoning Commission tabled this item until they had more time to review it.

A motion was made by Mr. Barry Hughhins, seconded by Mr. Phil Porto to table this item until a recommendation from the commission is received.

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

YEAS: 9 (Messrs. Kershaw, Porto, Hughhins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

\*\*\*\*\*

Chairman Spillman moved on to item#12 Change order and/or other matters as required on current projects, there were none at this time.

\*\*\*\*\*

Chairman Spillman moved on to item #13a Resolution in support of Parish President to proceed with Road Project, President Berthelot was recognized and started by explaining to the council this request was for the Ed Lejeune Extension road project status which is coming in almost double what original estimates were for various reasons; representatives from Providence Engineering were also in attendance to answer any questions; he went on to further explain the spreadsheet and aerial view given to the council which shows the current status of the project as well as the alternate routes being looked at. President Berthelot explained the study is at a stopping point concerning the study phase and he wanted to make sure that the council was aware of the cost of the project and wanted to get the councils support to continue working on it; ale mentioning he would try maybe setting some money aside to complete this project in years to come. Mr. Spillman stated his main concern at this time is the legislation coming across dealing with the inventory tax, this may be money cut from our budget. President Berthelot responded stating he spoke to a few people and it seems that this tax may hit on the state side but should not affect local government. A representative from Providence explained one of the major money factors with this project is the cost of the wetlands mitigation, a good bit of the property this road will be going through is wetlands. President Berthelot explained the idea of this road was not necessarily for economic development, but more in case of an emergency evacuation route, due to the increase in train traffic etc. President Berthelot went on to explain ways in which the parish could save some money such as doing some work ourselves, and cutting the width of the road. Mr. Mouch made a few comments on the train derailments being more frequent and spoke on the speed and amount of train traffic in this area being a major concern. Mr. Loupe spoke on the need for an alternate route and the dollar amount not being that big of an issue when it comes to emergencies. Mr. Porto explained he drove through the area of Ed Lejeune and was amazed at the speed the train was traveling through Addis and also noted there are no guarded crossings, he questioned how that could be. President Berthelot explained due to the switching activity there are no guarded crosses through the central part of Addis, only on the outskirts of Addis do they have guardrails or lights. Mr. Porto spoke on the railroad doing quite a bit of extra work on the rails to make the tracks safer, he also suggested looking at all of the alternates stating if there is a derailment these two alternates will not work, he is not in support of the alternates which are being presented.

Discussion continued on this project and in conclusion of this discussion, a motion was made by Mr. Randal Mouch to move forward with the Ed Lejeune Extension Road Project, seconded by Mr. Chris Kershaw.

Mr. Spillman stated he will vote no for this due to the cuts that may be coming from the legislature on the millages we current have. Mr. Porto stated he will vote no due to not liking alternate 1 or 2. Mr. Kershaw stated he would vote yes simply because this is necessary, the people who live in this area need an alternate way to get out in back Addis and Choctaw Rd. Mr. Huggins agreed with Mr. Kershaw at this time, but did comment he did not like alternate 1 or 2, and asked that we coordinate this plan with fire department.

The following resolution was offered by Mr. Randal Mouch, seconded by Mr. Chris Kershaw

**RESOLUTION 10 of 2015**

A Resolution expressing West Baton Rouge Parish Council support for the Parish President to continue with the proposed Ed LeJeune Extension Road Project to serve as an alternate evacuation route in case of a railroad emergency.

**NOW THEREFORE BE IT RESOLVED** that the West Baton Rouge Parish Council does hereby express support for the proposed Ed Lejeune Extension Road project to serve as an alternate evacuation route in case of a railroad emergency.

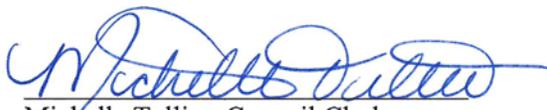
Roll call vote on the resolution was recorded as follows:

YEAS:	7	(Messrs. Kershaw, Loupe, Mouch, Robertson, Huggins, Meses. Fair, Gordon)
NAYS:	2	(Messrs. Porto, Spillman)
ABSENT:	0	(None)

As a result of the votes the resolution was adopted.

**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 March 26, 2015 at which meeting a majority of the members were present and voting.

  
Michelle Tullier, Council Clerk

\*\*\*\*\*

Chairman Spillman moved on to item#13b Public Records Request Resolution, President Berthelot explained we have had quite a few requests lately for these types of requests and did not have a policy in writing with specific charges for public records requests. Lou Delahaye explained the State Law in reference to copies of Public Records, he also explained this is if we reproduce the record in the form which we have it in, not to create a document which is not currently available; the requestor must also be specific in what they are requesting. Mr. Spillman clarified this policy is a starting point and at times things on this form may need to be adjusted for various reasons, but for the time being we need a starting point. There being no further discussion the resolution was voted on.

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

**RESOLUTION 11 of 2015**

A Resolution expressing West Baton Rouge Parish Council support of the Parish President setting a Public Records Request Policy and fee schedule.

**WHEREAS**, the West Baton Rouge Parish Council wishes to express support of the Parish President setting a Public Records Request policy requiring all Public Records Requests be submitted in writing by filling out Exhibit "A" (and/or any supplement attached thereto) titled West Baton Rouge Parish Public Records Request Form

**WHEREAS**, the West Baton Rouge Parish Council wishes to express support of the Parish President setting a Public Records Request fee schedule as shown in Exhibit "A" and,

**WHEREAS**, the West Baton Rouge Parish Council finds that it is in the best interest of the Parish, its employees, citizens and taxpayers to implement a policy and procedure, to establish a Public Records Request Policy and fee schedule and,

**WHEREAS**, this Resolution shall become effective immediately upon adoption by the West Baton Rouge Parish Council.

**NOW THEREFORE BE IT RESOLVED**, West Baton Rouge Parish Council does hereby express support of a Public Records Requests Policy and fee schedule as aforementioned and included in Exhibit "A".

**NOW THEREFORE IT BE FURTHER RESOLVED**, to the extent that prior resolutions or acts of this council conflict with this Resolution those prior resolutions and actions are superseded by this Resolution.

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

YEAS: 9 (Messrs. Kershaw, Porto, Huggins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

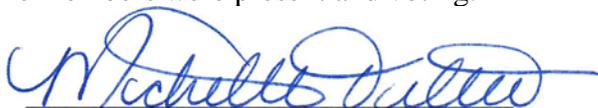
NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

**CERTIFICATE**

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is true and correct copy of a motion adopted by said body at its Regular Meeting of March 26, 2015, at which meeting a majority of the members were present and voting.

  
Michelle Tullier, Council Clerk

\*\*\*\*\*

Chairman Spillman read by title into the record the below proposed ordinance being introduced and publicized by title, and considered for adoption following a public hearing on April 9, 2015, at 6:30pm in the Council Meeting Room, 880 North Alexander Avenue, Port Allen, La :An Ordinance providing for the incurring of debt and issuance of not to exceed One Million Two Hundred Twenty-Five Thousand Dollars (\$1,225,000) of Revenue Refunding Bonds, in one or more series, of the Parish of West Baton Rouge, State of Louisiana; prescribing the form, terms and conditions of said Bonds, designating the date, denomination and place of payment of said Bonds, providing for the payment thereof in principal and interest; authorizing the agreement with the Paying Agent; and providing for other matters in connection therewith.

\*\*\*\*\*

Chairman Spillman moved on to item#15a Gloria Johnson Variance –5512 Flynn Road. Mr. Durbin was recognized and explained the need for this variance was for the side setback due to the proposed structure crossing the side property line, also noting the Johnson family is the adjacent property owners. There being no questions or discussion.

A motion was made by Ms. Charlene Gordon, seconded by Mr. Barry Hughhins to approve the variance for the side setback requested by Ms. Gloria Johnson as aforementioned.

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

YEAS: 9 (Messrs. Kershaw, Porto, Hughhins, Robertson, Loupe, Ms. Gordon, Messrs. Spillman, Mouch, Ms. Fair)

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was unanimously adopted

\*\*\*\*\*

Chairman Spillman moved on to item #15b Hunters Pointe Preserve Plat Signing and noted this was the item the agenda was amended for. President Berthelot explained he has spoken with Jason Safford and all work has been done, they are just waiting on the Corp. of Engineers to issue the permit. Mr. Cletus Langlois of Patin Engineers was recognized and explained all items requested by the Corp. have been done, he went on to explain the process that Mr. Safford has already went through and asked that the Parish President be allowed to sign the final plat of Hunters Pointe Preserve with the understanding that no occupancy permits will be issued until the Permit has been received. Mr. Spillman asked if it was building permit or occupancy permit, Mr. Langlois explained it would be occupancy permit due to the fact that some buyers are ready to start building, and if something happened and the permit is not received by the time someone needs an occupancy permit it would be on them and not the Parish of WBR. Mr. Langlois went on to further explain the issues that came up over the last few months of working with the state on this permit issue.

A motion was made by Mr. Kershaw to allow the Parish President to sign the final plat of Hunter Pointe Preserve, explaining no occupancy permits will be issued until said permit is in hand, seconded by Mr. Ricky Loupe.

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

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

NAYS: 1 (Mr. Huggins)

ABSENT: 0 (None)

As a result of the votes the motion was adopted by the majority.

\*\*\*\*\*

There were no Beer and/or Liquor permit requests at this time.

\*\*\*\*\*

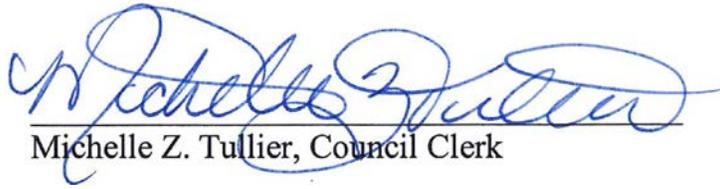
Council Clerk Michelle Tullier was recognized under Correspondence Report and noted the next meeting of the WBR Planning & Zoning Commission would be April 7, 2015 at 5:30PM.

\*\*\*\*\*

There being no further business, a motion to adjourn was made by Ms. Charlene Gordon and adopted by acclamation at 9:20pm.



Gary M. Spillman, Council Chairman



Michelle Z. Tullier, Council Clerk