

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENTAL BUILDING
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA
MAY 12, 2016 - 6:30PM**

The Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, May 12, 2016 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 of Allegiance led by Boy Scout Troop 53.

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

Messrs. Chris “Fish” Kershaw, Ricky Loupe, Barry Hughhins, Edward G. “Bob” Robertson, Gary Spillman, Kirk Allain, Ms. Charlene Gordon.

Absent: Mr. Phi Porto Jr., and Ms. Naomi Fair

Also present were, Mr. Riley Berthelot, Parish President, Mr. Jason Manola, Executive Assistant, and Ms. Michelle Tullier, Council Clerk.

A motion was made by Ms. Charlene Gordon, seconded by Mr. Chris Kershaw, to approve the minutes of the April 28, 2016 regular meeting.

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hughhins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to item #5 Consider any Amendments to the Agenda, there were the following items to consider: a) Accept/Reject bid recommendation on LA-986 – Rosedale Rd. Utility Relocation project and b) Declare Office Equipment as Surplus for Donation.

A motion was made by Mr. Barry Hughhins, seconded by Ms. Charlene Gordon to amend tonight’s agenda to include the aforementioned items.

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hughhins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was unanimously adopted by present members and the agenda therefore amended.

Chairman Spillman moved on to item #6 Parish President’s Report, and recognized President Berthelot who covered the following items in his report:

Updated the council on a recent meeting with Dow regarding inventory tax concerns currently in the legislature, traffic concerns and the new assessments coming in for this year at 1.9 million dollars less than last year mainly due to inventory tax changes, President Berthelot reminded everyone about

Memorial Day Services at the end of the month, he also notified the council of a recent meeting with 8 Parish Presidents, and explained they covered a few different topics mainly the juvenile situation, and dealing with detention centers for them. President Berthelot recognized the Boy Scout Troop 53 for being in attendance tonight. There were no questions for the Parish President at this time.

Chairman Spillman moved on to item#7 Public Notice Announcement Introduction to adopt the millage rate for 2016 tax year. Ms. Michelle Tullier, Council Clerk read aloud the following announcement into the minutes.

The West Baton Rouge Parish Council will hold a public meeting at the regular meeting place, West Baton Rouge Parish Council/Governmental Building at 880 North Alexander Ave., Port Allen, La 70767, on Thursday, June 23, 2016 at 6:30pm to adopt the millage rate for the 2016 tax year.

Item #8 Public Comments, Mr. Braxton Michel, Senior Patrol Leader for Boy Scout Troop #53 was recognized and explained the troop was in attendance for a requirement for two merit badges Communications and Citizenship in the Community which are needed for Eagle rank. There was an ovation from the audience to show support for the Boy Scout Troop.

Chairman Spillman moved on to item #9 Communication with Council Members and/or Elected or Appointed Officials, Ms. Charlene Gordon reminded everyone about this years Family Day at the Park on May 28th. Mr. Ricky Loupe questioned President Berthelot on the status of finishing up in the Antonio Subdivision ditch project, President Berthelot explained that due to the amount of rain we are playing catchup on dirt work in the parish, however in the next few weeks they do expect to finish up that work, weather permitting. President Berthelot also explained to the council that our Mosquito Control Department has been checking that ditch and so far, currently there is not enough mosquitos in the traps for spraying to be done but it will be monitored, he also explained the fence issue and noted a letter will be sent out to homeowners about putting up fencing along certain parts of the ditch. Mr. Chris Kershaw updated the council on the Brusly Girls Softball Team who made it to the semifinals, but lost the game, and noted that the Brusly Boys Baseball Team will be going to Sulphur tomorrow to play in the semifinals, expressed good luck to them.

Chairman Spillman moved on to item #10 Public Hearing on previously introduced Ordinances. There were no items to consider at this time.

Chairman Spillman moved on to item #11 Consider status report, Change orders and/or other matters as required on current projects, item 11a) Accept/Reject bid recommendation on LA-986 – Rosedale Rd. Utility Relocation project. Mr. Kevin Gravois with PEC was recognized and explained this project is the sidewalk project on Rosedale Rd. Mr. Gravois explained the low bidder on this project was Tullier Services, LLC with a base bid of \$138,295.00 and an Additive Alternate No. 1 amount of \$4,600.00 for a total of \$142,895.00. Mr. Gravois recommended awarding this project to Tullier Services, LLC. Mr. Chris Kershaw questioned where we were compared to what was budgeted for this project, Mr. Spillman explained per Mr. Kevin Durbin in the Planning & Zoning Office, the project cost on our end will be about half a million dollars. President Berthelot explained some of the issues which are increasing the cost of this project were the utilities in the bottom of the ditch which were originally located by the City of Port Allen in the wrong location, now that they are located they must be moved. President Berthelot explained that he is currently working with the City of Port Allen to share some of the cost for this. After more discussion between the council and administration on this project, Mr. Chris Kershaw requested the budgeted numbers for this project from Mr. Jason Manola.

A motion was made by Ms. Charlene Gordon, seconded by Mr. Barry Huggins, to award the LA-986 Rosedale Rd Utility Relocation Project no. 11037.01-2 to the low bidder Tullier Services, LLC with a Total Base Bid of \$138,295.00 and an Additive Alternate No. 1 amount of \$4,600.00 for a total of \$142,895.00.

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hugghins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was adopted.

Item #12 Declare Office Equipment as Surplus for Donation, Mr. Jason Manola was recognized and explained the items on the presented list are all old computers and laptops stored in the warehouse and are no longer of any use to the Parish, they will be sent to Capital Area Corporate Recycling Council for either refurbishment or recycling.

A motion was made by Mr. Ricky Loupe to declare the aforementioned list of items as surplus for the purpose of donation, seconded by Mr. Barry Hugghins.

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hugghins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to item #13 Resolutions, specifically item #13a) Resolution authorizing Parish President to sign Right of Way Agreement on Katherine Peart Bergeron, et, al property for Sid Richardson Rd. Ext. Project, Chairman Spillman explained this resolution was needed to allow the Parish President to sign the needed documentation to acquire property for right of way on the Sid Richardson Rd. Extension Project. There were no questions from the council at this time.

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

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hugghins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was adopted.

Resolution 8 of 2016 appears at the end of these minutes.

Item #13b) Resolution authorizing Parish President to sign Right of Way Agreement on Shintech Louisiana, property for Sid Richardson Rd. Ext. Project, Chairman Spillman explained this resolution was needed to allow the Parish President to sign the needed documentation to acquire property for right of way on the Sid Richardson Rd. Extension Project. There were no questions from the council at this time.

A motion was made by Mr. Barry Hugghins to approve the aforementioned resolution, seconded by Mr. Kirk Allain.

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

YEAS: 7 (Messrs. Kershaw, Loupe, Hugghins, Robertson, Allain, Spillman, Ms. Gordon)

NAYS: 0 (None)

ABSENT: 2 (Mr. Porto, Ms. Fair)

As a result of the votes the motion was adopted.

Resolution 9 of 2016 appears at the end of these minutes.

Ms. Tullier, read by title into the record the below proposed ordinance being introduced and publicized by title, and considered for adoption following public hearings on the meeting dates specified below at 6:30PM in the Council Meeting Room, 880 North Alexander Avenue, Port Allen, La.:

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 Briant Landry, File #2016-02, Lot 4-A-2-A Containing .97 acres in Section 84, T7S, R12E, physical located at 1530 Allendale Road, Port Allen, La 70767, rezoning from I-1 (Light Industrial) to C-1.3 (Regional Scale Commercial). Public Hearing Date: June 9, 2016

An ordinance authorizing the issuance of not to exceed Two Million Six Hundred Fifty Thousand Dollars (\$2,650,000) of Revenue Refunding Bonds, Series 2016, of West Baton Rouge Parish Fire Protection District No. 1; prescribing the form, terms and conditions thereof and providing for the payment thereof; awarding such Bonds to the purchaser thereof; and providing for other matters in connection therewith. Public Hearing Date: May 26, 2016

Item #15 Consider Planning & Zoning Commission Meeting Minutes, Subdivision Plats, Condemnations and/or waivers and matters related thereto, there were no items to consider at this time.

Chairman Spillman moved on to item #16 Consider Beer and/or Liquor Permits, there were no items to consider at this time.

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

- Next meeting of the Planning & Zoning Commission set for May 17th at 5:30pm.
- Reminder to the council to sign and turn in their public notices before leaving

There being no further business, a motion to adjourn was made by Ms. Charlene Gordon and adopted by acclamation at 7:04pm.


Gary M. Spillman, Council Chairman


Michelle Z. Tullier, Council Clerk

The following resolution was offered by Mr. Chris Kershaw, seconded by Mr. Kirk Allain.

RESOLUTION 8 OF 2016

A resolution authorizing the Parish President to sign a road right of way agreement with stated owner(s).

WHEREAS, West Baton Rouge Parish must enter into a right of way agreement with the owner of the below described property designating the road right of way for the Sid Richardson Road Extension project; and

WHEREAS, the owners of the Katherine Peart Bergeron, et al property agree to grant, transfer and deliver unto the Parish of West Baton Rouge, property described below:

Point of Beginning being the northwest corner of Parcel 1-1 located at the intersection of La Highway 1148 and the Sid Richardson Road Extension right-of-way and thence

- 1,430.65 feet north 00 degrees, 43 minutes, 23 seconds west, to a point of curvature, thence;
- Along a curve to the left with an arc of 538.66 feet, with a radius of 960.0 feet, a chord of 531.62 feet along north 16 degrees, 47 minutes , 51 seconds west, to a point of tangency, thence;
- 100.0 feet north 32 degrees, 52 minutes, 18 seconds west, to a point of curvature, thence;
- Along a curve to the right with an arc of 174.10 feet, with a radius of 1,040.0 feet, a chord of 173.90 feet along north 28 degrees, 4 minutes , 34 seconds west, thence;
- 21.07 feet south 47 degrees, 30 minutes, 23 seconds east, thence;
- 151.18 feet south 56 degrees, 21 minutes, 23 seconds east, thence;
- Along a curve to the left with an arc of 14.84 feet, with a radius of 960.0 feet, a chord of 14.0 feet along south 18 degrees, 45 minutes , 26 seconds east, to a point of curvature, thence;
- 100.0 feet south 32 degrees, 52 minutes, 18 seconds east, to a point of tangency, thence;
- Along a curve to the right with an arc of 583.54 feet, with a radius of 1,040.0 feet, a chord of 575.92 feet along south 16 degrees, 47 minutes , 51 seconds east, to a point of curvature, thence;
- 1,430.78 feet south 00 degrees, 43 minutes, 23 seconds east, thence;
- 80.0 feet south 89 degrees, 22 minutes, 20 seconds to the Point of Beginning

Parcel 1-1 has a total area of 4.016 acres (174,929.4 square feet) as shown on the Right-of-Way maps for Sid Richardson Road Extension by Landsource, Incorporated dated on August 3, 2015 and signed by David Patterson.

BE IT FURTHER ORDAINED, donation or purchase price for said property of \$1.00 and other valuable consideration

NOW THEREFORE BE IT RESOLVED, the West Baton Rouge Parish Council does hereby authorize Parish President, Riley L. Berthelot, Jr. to execute a road right of way agreement with the Katherine Peart Bergeron, et al property owner(s) (grantor) unto the Parish of West Baton Rouge (grantee).

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

YEAS: 7 (Ms. Gordon, Messrs. Kershaw, Spillman, Allain, Robertson, Hughhins, Loupe)
NAYS: 0 (None)
ABSENT: 2 (Ms. Fair, Mr. Porto)
ABSTAIN: 0 (None)

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 resolution adopted by said body at its Regular Meeting of May 12, 2016, at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

The following resolution was offered by Mr. Barry Hughhins, seconded by Mr. Kirk Allain.

RESOLUTION 9 OF 2016

A resolution authorizing the Parish President to sign a road right of way agreement with stated owner(s).

WHEREAS, West Baton Rouge Parish must enter into a right of way agreement with the owner of the below described property designating the road right of way for the Sid Richardson Road Extension project; and

WHEREAS, the owners of the Shintech Louisiana, LLC property agree to grant, transfer and deliver unto the Parish of West Baton Rouge, property described below:

Point of Beginning being the northwest corner of Parcel 2-1 located at the intersection of Sid Richardson Road right-of-way and the Sid Richardson Road Extension right-of-way and thence

- 80.0 feet north 58 degrees, 51 minutes, 35 seconds east, thence;
- 56.0 feet south 31 degrees, 8 minutes, 25 seconds east, to a point of tangency, thence;
- Along a curve to the right with an arc of 107.43 feet, with a radius of 240.0 feet, a chord of 106.54 feet along south 18 degrees, 19 minutes , 0 seconds east, to a point of curvature, thence;
- 1,030.14 feet south 5 degrees, 29 minutes, 35 seconds east, to a point of tangency, thence;
- Along a curve to the left with an arc of 444.49 feet, with a radius of 960.0 feet, a chord of 440.53 feet along south 18 degrees, 45 minutes , 26 seconds east, to a point of curvature, thence;
- 151.18 feet north 56 degrees, 21 minutes, 23 seconds west, thence;
- 21.07 feet north 47 degrees, 30 minutes, 23 seconds west, thence;
- Along a curve to the right with an arc of 322.86 feet, with a radius of 1,040.0 feet, a chord of 321.57 feet along north 14 degrees, 23 minutes , 12 seconds west, to a point of tangency, thence;
- 1,262.60 feet north 5 degrees, 29 minutes, 35 seconds west, to a point of curvature, thence;
- Along a curve to the left with an arc of 62.61 feet, with a radius of 160.0 feet, a chord of 61.0 feet along north 18 degrees, 19 minutes , 0 seconds west, to a point of tangency, thence;
- 56.0 feet north 31 degrees, 8 minutes, 25 west seconds to the Point of Beginning

Parcel 2-1 has a total area of 2.863 acres (124,696.8 square feet) as shown on the Right-of-Way maps for Sid Richardson Road Extension by Landsource, Incorporated dated on August 3, 2015 and signed by David Patterson.

BE IT FURTHER ORDAINED, donation or purchase price for said property of \$1.00 and other valuable consideration.

NOW THEREFORE BE IT RESOLVED, the West Baton Rouge Parish Council does hereby authorize Parish President, Riley L. Berthelot, Jr. to execute a road right of way agreement with the Shintech Louisiana, LLC property owner(s) (grantor) unto the Parish of West Baton Rouge (grantee).

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

YEAS: 7 (Ms. Gordon, Messrs. Kershaw, Spillman, Allain, Robertson, Hugghins, Loupe)

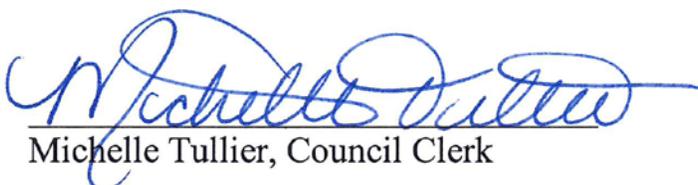
NAYS: 0 (None)

ABSENT: 2 (Ms. Fair, Mr. Porto)

ABSTAIN: 0 (None)

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 resolution adopted by said body at its Regular Meeting of May 12, 2016, at which meeting a majority of the members were present and voting.



Michelle Tullier, Council Clerk