

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING—SEPTEMBER 10, 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, September 10, 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. Phil Porto.

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

Also present were, Phillip Bourgoyne, Director of Finance, and Michelle Tullier, Clerk of Council.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Randal Mouch, to approve the minutes of the August 27, 2015 regular meeting.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to item #5 Consider any Amendments to the Agenda and explained to the council, due to the resignation of Bill Schultz from the Planning & Zoning Commission we would need to appoint someone to take his place if the Council wishes, this is important due to the fact of Mandatory training for the Commission & Board of Adjustments being conducted this Saturday.

A motion was made by Mr. Ricky Loupe, to amend tonight’s agenda to include an item titled Planning & Zoning Commission Appointment, said item was requested to be added as the last action item on the agenda, seconded by Mr. Phil Porto.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to item#6 Parish President's report and explained Parish President Berthelot recently had shoulder surgery and would not be able to make it to tonight's meeting,

Chairman Spillman moved on to item#7 Presentation of the Community Needs Assessment Related to Underage Alcohol and Tobacco Use for WBR Parish by David Alvarez, Drug-Free Communities Project Evaluator, on behalf of WBR Parish Healthy Community Coalition. Mr. Bert Allain, WBR Addiction and Recovery Center Director, started the presentation by briefly explaining this Federal Grant Program, along with introducing the members of the Coalition and members of the Youth Council who are assisting with this program along with the Capital Area Human Services District Members. Mr. David Alvarez started off by congratulating our parish community in having such a great group of representatives involved from all different sectors of the parish. Mr. Alvarez covered a few key findings in the report specifically the rate of alcohol use in our youth, access of alcohol to our youth, tobacco use in schools and higher than normal smokeless tobacco uses in our youth.

Chairman Spillman questioned what roles could be taken as a council to help prevent the ease of underage minors purchasing alcohol within the parish. Mr. Alvarez explained in some communities there were subcommittees created who would hear violations brought to them by the local Sheriff of individuals or businesses who were caught selling to underage youth, and typically this would result in a suspension of a local license to sell alcohol, among some other ways to penalize the owners for not being in compliance with local laws. Mr. Alvarez stressed this was a very effective way to help with the availability of alcohol to underage youth.

Ms. Vivian Gettys, Drug Free Communities Project Director for WBR Parish, was recognized and reviewed the overall findings of the report and the key areas which need to be worked on by joining together with the community and local leaders. Ms. Gettys pointed out a few different ways to get involved such as changing policies, parental roles and information access of our youth. Ms. Gettys invited the council to the upcoming meetings of October 13 & 14 and thanked them for their help and time.

Ms. Toddie Milstead, Drug Free Communities Project Coordinator for WBR Parish, was asked to say a few words by Chairman Spillman, she explained the latest events of our local youth group and introduced two Youth Group members in attendance Mr. Jonathon Conaway & Abram Haynes from Port Allen High she also mentioned Mr. Jacob Chelette of Brusly High and Mr. Austin Morales who resides in WBR Parish but attends school in Plaquemine. Ms. Milstead thanked the council for their help, participation and support to try and change the future for our youth.

Item #8 Public Comments, there were no comments from the public at this time.

Chairman Spillman asked if any Elected/Appointed Officials or any Council Members would like to speak under item #9, Mr. Randal Mouch wanted to remind everyone about Addis' 100 Year Centennial Celebration this Friday night and Saturday, also the Oldies but Goodies Fest in Port Allen, Saturday and Sunday.

Chairman Spillman followed up by congratulating all of the council who did not have any opposition for this election and followed up by wishing good luck to all of the council members who will be going through the upcoming elections.

Chairman Spillman announced that a Public Hearing was in order at this time and all interested persons were invited to appear and be heard on an Ordinance to Amend Chapter 22 Elections, Sec. 22-59 Polling Places to Relocate Precinct 14 from Port Allen Fire Station #2, 2616 Court Street, Port Allen, La. to the LSU AG Center, West Baton Rouge Ext., 210 Turner Rd, Port Allen, La. 70767. Chairman Spillman explained this was an Ordinance to follow the Resolution passed last week on the polling place location change of Precinct 14, this Ordinance was needed to update our code to reflect said changes.

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. Ricky Loupe to adopt aforementioned Ordinance, seconded by Mr. Phil Porto.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

Ordinance No. 25 of 2015 appears at the end of these minutes

Chairman Spillman moved on to item #11 Consider Cancelling Second Meetings in November and December due to holiday conflicts, those dates being November 26, 2015 and December 24, 2015.

A Motion was made by Ms. Charlene Gordon, seconded by Mr. Barry Hugghins to cancel the aforementioned meetings.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to item #12 Consider status report, Change order and/or other matters as required on current projects, Mr. Phillip Bourgoyne was recognized and gave a brief rundown to the council of current projects from Mr. Jason Manola, Executive Assistant, including the following:

Antonio ditch in third and final pour stage

Culvert work on Lynndale is going on for connectivity

Limestone on Rowcliff has been smoothed out

Rivault Park dirt work has begun

Lukeville & Mulatto Bend playgrounds are finished

Erwinville parking lot will be in the next few weeks

Levee top trail first phase is complete

Rosedale Rd. sidewalk should start around January sometime, per Mr. Kevin Durbin, Public Works Director

Item #13 Resolutions, there were no Resolutions to present at this time.

Item #14 Introduction of Ordinances there were none at this time.

Item #15, Consider Planning & Zoning Minutes, Subdivisions, Plats, Condemnations and/or Variances and matters related thereto, there were none at this time.

Chairman Spillman moved on to item #16 Board of Adjustment Appointments and explained that we had 3 candidates whom submitted their names for consideration of appointment to said board. Mr. Spillman clarified due to the laws of the Board of Adjustments the members must

reside or own land in the unincorporated portion of the parish and two candidates did not meet this requirement, with that being said we have three other citizens who asked to be considered for the Board of Adjustments, those people were Mr. Gary Leblanc, Mr. David Rodrigue and Mr. Geary Perkins, we have one other person Ms. Joy Hobbins who asked to be considered for the Planning & Zoning Commission. Mr. Spillman clarified with Ms. Lynn Cline, Board of Adjustments Secretary, that one permanent member and two alternate members were actually needed at this time, he also questioned how many meetings could be missed by the current sitting members of the board before they can be replaced, Mr. Durbin stated three meetings in one year could be missed, due to the amount that this board would actually meet and considering if there were no items on the agenda the board would not have a meeting.

A motion was made by Mr. Chris Kershaw at this time.

After further discussion on the current members and seats available, per Ms. Lynn Cline, one seat for sure is vacant and two alternate members are needed.

Mr. Kershaw rescinded his motion due to the recent clarification of the appointments needed.

A Motion was made by Ms. Charlene Gordon to make Mr. Geary Perkins the sitting member of the Board of Adjustments with Mr. Gary Leblanc and Mr. David Rodrigue being alternate members, seconded by Mr. Barry Huggins.

Mr. Ricky Loupe questioned where the sitting members on the Board currently reside, Ms. Lynn Cline answered his question that three of the four sitting members reside on the Northside of the parish with one sitting member on the Southside, and in his opinion Mr. Loupe stated "not all of the members should be on one side of the parish." There were no further questions at this time.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

Chairman Spillman moved on to the amended item on the agenda Planning Commission Appointment, he explained that Mr. Bill Schultz has sent in his resignation from the Commission, and we have recently received an application from Ms. Joy Hobbins with interest to serve on the Planning and Zoning Commission. Due to the training coming up on Saturday, September 12 an appointment is needed if possible for tonight's meeting per Mr. Spillman.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Randal Mouch to appoint Ms. Joy Hobbins to serve the remainder of the term of Mr. Bill Schultz's seat on the Planning & Zoning Commission to expire 7/12/2018.

Ms. Gordon made a statement that she wanted to put Ms. Etha LaCour's name in the hat, but she did not realize that the appointment was needed so quickly in order to make the training, at this time she did not ask to make a motion.

Chairman Spillman reminded everyone that a motion was on the floor as aforementioned by Mr. Chris Kershaw, there were no further comments or questions.

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

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

NAYS: 1 (Ms. Gordon)

ABSENT: 0 (None)

As a result of the votes the motion was adopted.

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

- The Planning Commission workshop was Saturday September 12, from 8am to noon for any councilmember who would like to attend
- The Planning & Zoning Commissions next meeting is September 15th at 5:30pm

There being no further business, a motion to adjourn was made by Ms. Charlene Gordon and adopted by acclamation at 7:20pm.



Gary M. Spillman, Council Chairman



Michelle Z. Tullier, Council Clerk

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

ORDINANCE 25 OF 2015

As Adopted by the West Baton Rouge Parish Council
At the Regular Meeting of
September 10, 2015

An Ordinance to Amend Chapter 22 Elections, Sec. 22-59 Polling Places to Relocate Precinct 14 from Port Allen Fire Station #2, 2616 Court Street, Port Allen, La. to the LSU AG Center, West Baton Rouge Ext., 210 Turner Rd, Port Allen, La.

BE IT ORDAINED by the West Baton Rouge Parish Council in legal and regular session that Sec. 22-59 is hereby enacted as follows, to-wit:

Sec. 22-59 Polling Places. The respective polling place hereinabove is hereby fixed as follows:

Ward: 0 Precinct: 14 LSU AG Center, West Baton Rouge Ext., 210 Turner Road, Port Allen La, 70767

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.

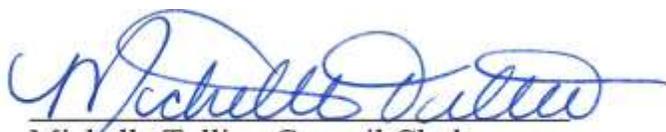
YEAS: 9 (Mes. Fair, Gordon, Messrs. Porto, Kershaw, Robertson, Huggins, Loupe, Spillman, Mouch)

NAYS: 0 (None)

ABSENT: 0 (None)

WHEREUPON the ordinance was declared adopted on the 10th day of September, 2015.

ATTEST:



Michelle Tullier, Council Clerk

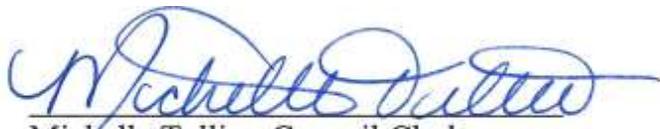
CERTIFICATE

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 10th day of September, 2015.

I further certify that the above and foregoing ordinance was submitted to the Parish President at 10:00 o'clock AM on the 11th day of September, 2015.

IN FAITH WHEREOF, witness my official signature and the official seal of the West Baton Rouge Parish Council, Louisiana on the 11th day of September, 2015.


Michelle Tullier, Council Clerk

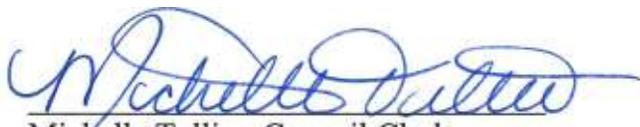
PARISH PRESIDENT'S APPROVAL OR VETO

I, Riley Berthelot, Jr., Parish President, West Baton Rouge Parish, State of Louisiana, do hereby approve the foregoing ordinance on the 14th day of September, 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 8:45 o'clock AM on the 14th day of September, 2015.


Michelle Tullier, Council Clerk