

**WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
WEST BATON ROUGE PARISH GOVERNMENTAL BUILDING
880 NORTH ALEXANDER AVENUE, PORT ALLEN, LOUISIANA
FEBRUARY 27, 2020
5:30PM**

The Following Minutes Are Summarized For Brevity, For Precise Meeting Information Please Refer To Meeting Audio Or Video.

A Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, February 27 2020 and called to order at 5:30pm. Council Chairman Kirk Allain asked that all electronic devices be placed on silent and recognized Councilman Kenneth Gordon who led everyone in the Pledge of Allegiance.

ATTENDANCE

The following members were recorded as being present:

Messrs. Kirk Allain, Chris "Fish" Kershaw, Atley Walker, Jr., Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig "Moonie" Bergeron, Gary "Shaq" Joseph.

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

MINUTE APPROVAL

Approve Minutes from January 23, 2020 Regular Meeting

A Motion was made by Mr. Chris Kershaw, seconded by Mr. Alan Crowe to approve the minutes from January 23, 2020.

The vote was recorded as follows:

YEAS: 9 (Allain, Kleinpeter, Denstel, Joseph, Walker, Kershaw, Crowe, Bergeron, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed

CONSIDER ANY AMENDMENTS TO THE AGENDA

There were no items to consider at this time.

STATE OF THE PARISH

Parish President, Riley Berthelot Jr. was recognized and addressed the Council with the State of the Parish Address. This report can be found at the end of these minutes.

PARISH PRESIDENT'S REPORT

Parish President Riley Berthelot was recognized and covered the following items:

Road Priority Meeting;

Kickoff Meeting on 415 Connector project March 10th;

Agreement with Ascension Parish regarding contract for vacuum truck.

Councilman Bergeron brought up concerns over the solar panel project on Rosedale Rd. recently causing unsafe issues on the roadway for residents, President Berthelot agreed to call a meeting with the vendor regarding this issue.

PUBLIC COMMENTS

There were no public comments.

COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS

There were no comments at this time.

PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

There were no items to consider.

INTRODUCTION OF ORDINANCES

Mrs. Tullier read by title the below proposed ordinance/s being introduced and publicized by title, and considered for adoption following a public hearing as specified below, at 5:30pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

An Ordinance Amending the Compiled Ordinances, Parish of West Baton Rouge, Louisiana, Amending Appendix A. Purchase/Donation of Real Property and Further Authorizing the Parish President to Sign the Necessary Documentation Public Hearing Date: March 12, 2020

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map for rezoning request of Clyde Ewing and Benjamin and Samantha Moses, File #2020-01, 9174 Highway 190 W Port Allen, LA TRACT E-5-B CONT 2.188 AC SE/4 SEC 28 T6S R11E 14-87C West Baton Rouge Parish, at 9174 Highway 190 W Port Allen, LA 70767, rezoning from I-1 (Light Industrial) to POS-C-RV-PF (RV Park) zone. Master Plan Change Public Hearing Date: April 23, 2020

An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map for rezoning request of Clyde Ewing, File #2020-02, 9152 Highway 190 W Port Allen, TRACT E-6-A CONT 6.686 AC SE/4 SEC 28 T6S R11E 14-87B West Baton Rouge Parish, at 9152 Highway 190 W Port Allen, LA 70767, rezoning from I-1 (Light Industrial) to POS-C-RV-PF (RV Park) zone. Master Plan Change Public Hearing Date: April 23, 2020

An Ordinance To Amend And Reenact Section 105-40(3)(A) (“Improvements”), Article II (“Minimum Design Standards”), Chapter 105 (“Subdivisions”) Of Part III (“Unified Development Code”) Of The West Baton Rouge Parish Code Of Ordinances To Set Standards For Boulevard Entrances And Boulevard Lanes. Public Hearing Date: March 12, 2020

CONSIDER STATUS REPORT, CHANGE ORDER AND/OR OTHER MATTERS AS REQUIRED ON CURRENT PROJECTS

Accept/Reject Bids received by Utilities Department for 2 year Lawn Maintenance of Sewer and Water Sites

Ms. Pam Keowen, Utilities Director, was recognized and she informed the council that Season 2 Season was the low bidder on the presented bid tabulation sheet, and requested approval from the council in order to award this project.

A motion was made by Mr. Carey Denstel, seconded by Mr. Alan Crowe to approve awarding the contract of the two year lawn maintenance of our sewer and water sites to Season 2 Season in the amount of \$855.75 a month.

The vote was recorded as follows:

YEAS: 9 (Allain, Kleinpeter, Denstel, Joseph, Walker, Kershaw, Crowe, Bergeron, Gordon)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes the motion passed

RESOLUTIONS

A Resolution of the West Baton Rouge Parish Council Approving Reliant Technologies Incorporated for Participation in the Industrial Tax Exemption Program at 2933 Highway 1 North, Port Allen, West Baton Rouge Parish Louisiana, 70767

Ms. Jamie Hanks with the WBR Chamber of Commerce was recognized and explained the details of this request, including why it was coming before the Council for a second time, and offered to answer any questions regarding the same. Mr. Barry Huggins owner of Reliant Technologies was also available to give a brief overview of this request.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Caleb Kleinpeter to approve the Resolution of the West Baton Rouge Parish Council Approving Reliant Technologies Incorporated for Participation in the Industrial Tax Exemption Program at 2933 Highway 1 North, Port Allen, West Baton Rouge parish Louisiana, 70767.

The vote was recorded as follows:

YEAS: 9 (Allain, Kleinpeter, Denstel, Joseph, Walker, Kershaw, Crowe, Bergeron, Gordon)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed

Resolution 4 of 2020 appears at the end of these minutes.

A Resolution Of The West Baton Rouge Parish Council Approving Air Liquide Large Industries US LP For Participation In The Industrial Tax Exemption Program At 2111 Blacksmith Road, Port Allen, West Baton Rouge Parish, Louisiana 70767

Ms. Jamie Hanks with the WBR Chamber of Commerce was recognized and explained the details of this request, and offered to answer any questions regarding the same.

A motion was made by Mr. Chris Kershaw, seconded by Mr. Kenneth Gordon to approve the Resolution Of The West Baton Rouge Parish Council Approving Air Liquide Large Industries US LP For Participation In The Industrial Tax Exemption Program At 2111 Blacksmith Road, Port Allen, West Baton Rouge Parish, Louisiana 70767

The vote was recorded as follows:

YEAS: 9 (Allain, Kleinpeter, Denstel, Joseph, Walker, Kershaw, Crowe, Bergeron, Gordon)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed

Resolution 5 of 2020 appears at the end of these minutes.

CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

There were no items to consider.

APPOINTMENTS

The following appointments were made by acclamation.

Nominate Capital Area Groundwater Conservation Commission Candidate

Councilman Carey Denstel made a motion to nominate Mr. Patrick Hobbins for the WBR representative on the Capital Area Groundwater Conservation Commission, there were no other nominations, and therefore Mr. Hobbins was adopted as a nominee by acclamation.

Nominate 4 Candidates for submission to the Governor's Office for the WBR Capital Area Human Services District Representative Seats

Mrs. Tullier read aloud the four nominees who are willing to serve as a WBR Representative on the aforementioned board, Ms. Mary Winfield, Ms. Toddie Milstead, Mr. Grover Harrison and Mr. Brandon Brown. There were no other nominations, and therefore the aforementioned nominees were adopted by acclamation.

CORRESPONDENCE REPORT

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

- Next Planning & Zoning Meeting Canceled due to clear agenda.
- Next Civil service Board Meeting is Monday, March 2nd at 5:00pm.
- Next Council Meeting is Thursday, March 12th at 5:30pm.

There being no further business, a motion to adjourn was made by Mr. Chris Kershaw and was adopted by acclamation at 6:06pm.



Kirk Allain, Council Chairman



Michelle Tullier, Council Clerk

Parish of West Baton Rouge



Office of the Parish President

Riley L. Berthelot, Jr.
Parish President

STATE OF THE PARISH 2019

February 27, 2020

Mr. Chairman, Council Members and Citizens of West Baton Rouge Parish:

It is my privilege to report to you that 2019 was yet another good year financially for West Baton Rouge Parish. Sales tax revenue collections were approximately 8.5% above budgeted revenues while operating expenditures were 17% below budgeted expenditures. The Parish General Fund remains healthy despite the use of 1.6 Million Dollars in 2019 for one time projects. Much of this was surplus funds set aside in expectation of these expenditures which included 950,000 for the Asphalt Road Rehabilitation Program and \$1,000,000 for the Concrete Road Rehabilitation Program.

Much needed water improvement projects to increase supply to areas of the parish where water is most needed also began in 2019. One Million dollars was spent for a new water well located at the Louis Mouch Multipurpose Facility. In addition to this, the first phase of the construction of a new 20" water line which begins at the Intracoastal Canal and ends at St. Francis Street in Brusly was near completion at year end. The second phase of this work will extend the water line to Addis and that portion is expected to be completed in 2020 at a cost of 2.5 Million Dollars. Additionally, improvements were made to the Animal Control Facility for a cost of \$140,000 and another \$328,000 was spent on Recreation Projects. I would like to thank my staff and all Parish employees for the job that they do.

I would like to express my appreciation to the previous Parish Council for their support of the many improvements made throughout our Parish. I look forward to working with you, the incoming Council as we continue to serve the people of the parish. I am confident the state of West Baton Rouge Parish remains strong and financially stable. I remain committed to improving and preserving the quality of life enjoyed here.

Riley L. Berthelot, Jr.

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

P.O. Box 757 . 880 North Alexander Avenue . Port Allen, LA 70767-0757 . 225.383.4755(W) . 225.687.4767(H) . FAX 225.387.0218

RESOLUTION 4 OF 2020

A Resolution Of The West Baton Rouge Parish Council Approving Reliant Technologies Incorporated For Participation In The Industrial Tax Exemption Program At 2933 Highway 1 North, Port Allen, West Baton Rouge Parish, Louisiana 70767

WHEREAS, Article 7, Section 21(F) of the Louisiana Constitution provides for the Board of Commerce and Industry (“BCI”), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, RELIANT TECHNOLOGIES INCORPORATED has applied for an Industrial Tax Exemption (“ITE”) and seeks approval of the BCI and the Governor for a contract granting that exemption; and

WHEREAS, Governor Edwards, through Executive Order JBE 16-73, has set forth the conditions for his approval of ITE contracts, and affirmed that those conditions are in the best interest of the state of Louisiana; and

WHEREAS, Executive Order JBE 16-73 provides that ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption from ad valorem taxes, and length of the contract for such exemption, may vary depending upon the nature of the project and its economic development benefit in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

WHEREAS, Executive Order JBE 16-73 mandates that each exemption contract approved by the Governor shall include as Exhibit “A” a Cooperative Endeavor Agreement for the ITE between the State of Louisiana, the Louisiana Department of Economic Development, and the applicant for the ITE contract, which provides for the creation or retention of jobs, and provides for the exercise of the option in the Louisiana Constitution for the term or percentage of the parish ad valorem tax exemption granted in the contract, and provides for the reduction or loss of the exemption based upon the applicant’s compliance with the contract; and

WHEREAS, Executive Order JBE 16-73 further requires that the West Baton Rouge Parish Council together with the other required local governmental entity signify consent to the terms of the exemption by resolution and the sheriff of this parish shall signify consent to the terms of the exemption by letter. Executive Order JBE 16-73 further provides that the resolutions of approval and the sheriff’s approval shall be attached as Exhibit “B” to the ITE contract between the BCI and RELIANT TECHNOLOGIES INCORPORATED; and

WHEREAS, RELIANT TECHNOLOGIES INCORPORATED and the Louisiana Department of Economic Development have advised that certain terms and conditions forming Exhibit “A” to the Industrial Tax Exemption Contract pending approval before the Louisiana Board of Commerce and Industry have been reached and have conveyed the same to the West Baton Rouge Parish Council, and thus this matter is now ready for a determination of approval of th West Baton Rouge Parish Council as required by Executive Order JBE 16-73;

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the West Baton Rouge Parish Council approves the terms of the Industrial Tax Exemption contract based on the inclusion of the following terms and conditions into Exhibit “A” (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and RELIANT TECHNOLOGIES INCORPORATED to the Industrial Tax Exemption contract between the Board of Commerce and Industry and RELIANT TECHNOLOGIES INCORPORATED with respect to its manufacturing plant to be located at 2933 Highway 1 North, Port Allen, West Baton Rouge Parish, Louisiana 70767:

 3 New Direct Permanent Jobs at the Manufacturing Establishment

\$100,000 New Annual Payroll

 5 Term of Initial Exemption Contract

100% Percentage of Initial Exemption Contract

3 Term of Renewal Exemption Contract

80% Percentage of Renewal Exemption Contract

Yes Reduction/Loss of Exemption for non-compliance

The West Baton Rouge Parish Council further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution in Exhibit "B" to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and RELIANT TECHNOLOGIES INCORPORATED.

THEREFORE, BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council that a copy of this resolution shall be forwarded to Board of Commerce and Industry and the Louisiana Department of Economic Development.

The Foregoing Resolution Was Considered, And After Public Discussion, A Motion To Approve Was Made By Council Member Chis Kershaw, Which Was Seconded By Council Member Caleb Kleinpeter.

YEAS: 9 (Kershaw, Kleinpeter, Walker, Allain, Denstel, Gordon, Crowe, Bergeron, Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this 27th Day of February, 2020.

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 February 27, 2020, at which meeting a majority of the members were present and voting.



Michelle Tullier
Council Clerk

RESOLUTION 5 OF 2020

A Resolution Of The West Baton Rouge Parish Council Approving Air Liquide Large Industries Us Lp For Participation In The Industrial Tax Exemption Program At 2111 Blacksmith Road, Port Allen, West Baton Rouge Parish, Louisiana 70767

WHEREAS, Article 7, Section 21(F) of the Louisiana Constitution provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, AIR LIQUIDE LARGE INDUSTRIES US LP has applied for an Industrial Tax Exemption (“ITE”) and seeks approval of the BCI and the Governor for a contract granting that exemption; and

WHEREAS, Governor Edwards, through Executive Order JBE 16-73, has set forth the conditions for his approval of ITE contracts, and affirmed that those conditions are in the best interest of the state of Louisiana; and

WHEREAS, Executive Order JBE 16-73 provides that ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption from ad valorem taxes, and length of the contract for such exemption, may vary depending upon the nature of the project and its economic development benefit in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

WHEREAS, Executive Order JBE 16-73 mandates that each exemption contract approved by the Governor shall include as Exhibit “A” a Cooperative Endeavor Agreement for the ITE between the State of Louisiana, the Louisiana Department of Economic Development, and the applicant for the ITE contract, which provides for the creation or retention of jobs, and provides for the exercise of the option in the Louisiana Constitution for the term or percentage of the parish ad valorem tax exemption granted in the contract, and provides for the reduction or loss of the exemption based upon the applicant’s compliance with the contract; and

WHEREAS, Executive Order JBE 16-73 further requires that the West Baton Rouge Parish Council together with the other required local governmental entity signify consent to the terms of the exemption by resolution and the sheriff of this parish shall signify consent to the terms of the exemption by letter. Executive Order JBE 16-73 further provides that the resolutions of approval and the sheriff’s approval shall be attached as Exhibit “B” to the ITE contract between the BCI and AIR LIQUIDE LARGE INDUSTRIES US LP; and

WHEREAS, AIR LIQUIDE LARGE INDUSTRIES US LP and the Louisiana Department of Economic Development have advised that certain terms and conditions forming Exhibit “A” to the Industrial Tax Exemption Contract pending approval before the Louisiana Board of Commerce and Industry have been reached and have conveyed the same to the West Baton Rouge Parish Council, and thus this matter is now ready for a determination of approval of th West Baton Rouge Parish Council as required by Executive Order JBE 16-73;

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the West Baton Rouge Parish Council approves the terms of the Industrial Tax Exemption contract based on the inclusion of the following terms and conditions into Exhibit “A” (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and AIR LIQUIDE LARGE INDUSTRIES US LP to the Industrial Tax Exemption contract between the Board of Commerce and Industry and AIR LIQUIDE LARGE INDUSTRIES US LP with respect to its manufacturing plant to be located at 2111 BLACKSMITH ROAD, PORT ALLEN, WEST BATON ROUGE PARISH, LOUISIANA 70767:

8 New Direct Permanent Jobs at the Manufacturing Establishment

\$800,000 Annual Payroll

5 Term of Initial Exemption Contract

100% Percentage of Initial Exemption Contract

3 Term of Renewal Exemption Contract

80% Percentage of Renewal Exemption Contract

Yes Reduction/Loss of Exemption for non-compliance

The West Baton Rouge Parish Council further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution in Exhibit "B" to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and AIR LIQUIDE LARGE INDUSTRIES US LP.

THEREFORE, BE IT FURTHER RESOLVED by the West Baton Rouge Parish Council that a copy of this resolution shall be forwarded to Board of Commerce and Industry and the Louisiana Department of Economic Development.

The Foregoing Resolution Was Considered, And, After Public Discussion, A Motion To Approve Was Made By Council Member Chris Kershaw, Which Was Seconded By Council Member Kenneth Gordon.

The resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: 9 (Kershaw, Gordon, Walker, Kleinpeter, Allain, Denstel, Crowe, Bergeron, Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this **27TH Day of February, 2020.**

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 February 27, 2020 at which meeting a majority of the members were present and voting.



Michelle Tullier
Council Clerk