

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING

880 North Alexander Avenue, Port Allen
Thursday, October 13, 2022
5:30 PM

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

1. **CALL MEETING TO ORDER & REQUEST ALL ELECTRONIC DEVICES BE SILENCED**

A Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, October 13, 2022 and called to order at 05:30 PM. Council Chairman Carey Denstel asked that all electronic devices be placed on silent.

2. **OPENING PRAYER**

Councilman Atley Walker Jr. led everyone in an opening prayer.

3. **PLEDGE OF ALLEGIANCE**

Chairman Denstel recognized Mr. Blue LeBlanc who led everyone in the Pledge of Allegiance.

4. **LOG ATTENDANCE**

The following members were recorded as being present: Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Phillip Bourgoyne, Director of Finance, Mr. Jason Manola, Executive Assistant, Mr. Kevin Durbin, Director of Public Works and Mrs. Michelle Tullier, Council Clerk.

5. **MINUTES APPROVAL**

A. **Approval of Minutes from September 22, 2022 Regular Meeting.**

A motion was made by Councilman Kirk Allain, seconded by Councilman Caleb Kleinpeter to approve minutes from the September 22, 2022 Regular Meeting.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

6. **CONSIDER ANY AMENDMENTS TO THE AGENDA**

There were no items to consider at this time.

7. **PARISH PRESIDENT'S REPORT**

Parish President Riley Berthelot was recognized and covered the following items: Upcoming Emily Drive median removal;
DOTD Proposed reconstruction of the entrance curve from LA Hwy 415 entering onto La Hwy 190; Brusly St. James Park ribbon cutting this evening.

8. **PUBLIC COMMENTS**

9. **COMMUNICATIONS WITH COUNCIL MEMBERS AND/OR ELECTED OR APPOINTED OFFICIALS**

Mr. Phillip Bourgoyne was recognized and spoke briefly in regards to a tractor the jail will need to replace in this budget year that was unexpected. Mr. Bourgoyne stated there would be an agenda amendment at a later time.

A. **Resolution of the West Baton Rouge Parish Council for the Purpose of Retaining Special Legal Counsel**

Chairman Denstel opened this item by explaining the process which has led up to this resolution and contract agreement. Ms. Tullier read aloud the complete proposed resolution being considered for adoption. District Attorney Tony Clayton was recognized and gave a brief history of cases in the past where Special Legal Counsel was needed. In closing, Mr. Clayton expressed his opinion, along with a written letter not only supporting this decision but also recommending Ms. Kristen Canezaro to fill this position.

Councilman Kershaw questioned certain parts of the Home Rule Charter on specific language in section 4.02D Legal Counsel. Mr. Clayton addressed the reasons for this section and the ability of the Council to hire Special Legal Counsel for their employ.

A motion was made by Councilman Alan Crowe, seconded by Councilman Caleb Kleinpeter to approve A Resolution of the West Baton Rouge Parish Council for the Purpose of Retaining Special Legal Counsel.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Resolution 34 of 2022 can be found at the end of these minutes.

Ms. Canezaro was recognized and thanked D.A. Tony Clayton for his support and also thanked the Council for their support and noted she looks forward to working together in the future.

B. Presentation by WBR Parish School Board Superintendent Mr. David Corona

Mr. David Corona started by recognizing the School Board Members in attendance, Mr. Jason Manola, Mr. Mike Maranto, Mr. Blue LeBlanc, Ms. Chareeka Grace, and also Ms. Tammy Seneca and Mr. Jarred Gibbs School Board employees. Mr. Corona made a presentation in regards to the upcoming WBR Parish Schools Tax Millage coming up on the ballot November 8, 2022. Mr. Corona gave a brief history on this millage and what it has done in the past for our education system, he also covered all of the things this money currently pays for in the school system, and in closing reminded everyone of early voting starting Tuesday, October 25th, ending Tuesday, November 1st, 2022.

10. PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

A. An ordinance to amend and reenact the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 101 (“General Provisions”), Section 101-1 (“Definitions”), to limit the total number of large tracts that can be developed without being subject to the entirety of the subdivision development code.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Gary Spillman was recognized and asked a few questions for clarity regarding this proposed ordinance.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Alan Crowe, seconded by Craig Bergeron to approve An ordinance to amend and reenact the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 101 (“General Provisions”), Section 101- 1 (“Definitions”), to limit the total number of large tracts that can be developed without being subject to the entirety of the subdivision development code.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 47 of 2022 can be found at the end of these minutes.

B. 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 Shane Theriot, Requesting to Rezone from I-2 to C-1.4.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Kevin Durbin was recognized and noted the Planning & Zoning Commission recommended approval of this item. However, there is some confusion between what Mr. Theriot is actually doing and what the zone allows, noting he may need a special use permit.

There were some questions in regards to exactly what happened when establishing what the issue really is with the zone he is versus what he needs. Councilman Allain clarified if Mr. Theriot does come back for a rezoning, he will not be charged due to the error.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

A motion was made by Councilman Kirk Allain, seconded by Councilman Caleb Kleinpeter to deny 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 Shane Theriot, Requesting to Rezone from I-2 to C-1.4.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed** to deny the request.

C. 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 to Purchase Property.

The Chairman opened a public hearing for the purpose of receiving comment regarding the aforementioned item.

Mr. Lou Delahaye, Parish Attorney, was recognized and explained the entire legal description in the proposed ordinance needed to be struck through and replaced with the actual legal description from the recent survey of the property.

No public comments for or against said ordinance were presented. No written protests opposing the ordinance were received. The Council Chairman at this point declared the Public Hearing closed.

Mrs. Tullier read aloud the actual legal description from the recent survey of the property as follows:

A CERTAIN PARCEL OR TRACT OF LAND DESIGNATED AS LOT A-2 AND LOCATED IN SECTION 35, T-6-S, R-11-E, WEST BATON ROUGE PARISH, LOUISIANA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: POINT OF COMMENCEMENT BEING THE SOUTHEAST CORNER OF A 0.2267 ACRE LOT AND THE WEST RIGHT OF WAY OF SOUTH WINTERVILLE ROAD, AND BEING A FOUND 1" IRON PIPE; THENCE PROCEED S58°43'22"W, A DISTANCE OF 110 FEET TO A POINT AND CORNER BEING A SET ½" IRON PIPE AND THE POINT OF BEGINNING;

THENCE PROCEED S58°43'22"W, A DISTANCE OF 190.00 FEET TO A POINT AND CORNER BEING A SET X IN CONCRETE;

THENCE PROCEED NS33°51'55"W, A DISTANCE OF 94.94 FEET TO A POINT AND CORNER BEING A SET 1/2" IRON PIPE;

THENCE PROCEED N59°29'41E, A DISTANCE OF 190.00 FEET TO A POINT AND CORNER BEING A SET 1/2" IRON PIPE;

THENCE PROCEED S33°56'48"E, A DISTANCE OF 92.38 FEET TO THE POINT OF BEGINNING, CONTAINING 0.408 ACRES AS PER PLAT PREPARED BY JOHN DUNLAP LAND SURVEYING, INC. DATED OCTOBER 13, 2022.

A motion was made by Councilman Alan Crowe, seconded by Councilman Chris Kershaw to approve with amendment/s 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 to Purchase Property.

The vote was recorded as follows:

YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.

Ordinance 48 of 2022 can be found at the end of these minutes.

The Council Chairman recognized the following public speakers, as they walked in just seconds after the Public Comments agenda item was taken up. Mr. Burt Calliet was recognized and went over issues with the voting system in the state, along with the problems trying to get information on registered voters and machines being used. Etc. Mr. Bryan Russo, was recognized and handed out a sheet showing some of the recent findings in other parishes in regards to our voting machines and lists of registered voters with bad or invalid addresses.

11. INTRODUCTION OF ORDINANCES

Mrs. Tullier, Council Clerk 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 5:30 pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

- A. An Ordinance Adopting The 2022 WBR Parish Council Amendments To The General Fund, And Fire District No. 1, Revenue And Expenditure Budgets, For The Fiscal Year Beginning January 1, 2022 And Ending December 31, 2022. Public Hearing Date: October 27, 2022
- B. 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 to Purchase Property for the WBR Parish Library. Public Hearing Date: October 27, 2022
- C. An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 14 (Animals And Fowl), Article I (In General), Section 14-1 Definition For Articles II And III) Article IV (Bee Keeping) Sections 14-125 through 135. Public Hearing Date: October 27, 2022
- D. 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 5937 Lukeville Extension, by Sidney Vaughn Sr. Requesting Rezoning from R-SF-3 (Residential) to AG-1 (Agricultural Small Scale) with a Special Use for Agricultural Sales and Services. Master Plan Change. Public Hearing Date: November 17, 2022

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

There were no items to consider at this time.

13. RESOLUTIONS

- A. **A Resolution Authorizing The Parish President To Execute The Lease Agreement On Behalf Of The West Baton Rouge Parish Council For Use Of The Young Men's Christian Association (YMCA) Local Facility, 3688 Sugar Plantation Parkway, Addis, La. As Polling Place Designated As Precinct 01-B And 01-D.**

A motion was made by Councilman Kirk Allain, seconded by Councilman Kenneth Gordon to approve A Resolution Authorizing The Parish President To Execute The Lease Agreement On Behalf Of The West Baton Rouge Parish Council For Use Of The Young Men's Christian Association (YMCA) Local Facility, 3688 Sugar

Plantation Parkway, Addis, La. As Polling Place Designated As Precinct 01-B And 01-D.

The vote was recorded as follows:
YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.
Resolution 35 of 2022 can be found at the end of these minutes.

B. Resolution Of Annual Certification Of Compliance With The State Of Louisiana Off-System Bridge Replacement Program

A motion was made by Councilman Chris Kershaw, seconded by Councilman Kirk Allain to approve Resolution Of Annual Certification Of Compliance With The State Of Louisiana Off-System Bridge Replacement Program.

The vote was recorded as follows:
YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Craig Bergeron, and Gary Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.
Resolution 36 of 2022 can be found at the end of these minutes.

14. CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO

There were no items to consider at this time.

15. CORRESPONDENCE REPORT

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

- Planning & Zoning Meeting Tuesday, October 18, 2022 at 5:30pm.
- Budget Hearings October 25 and 26th at 5:30pm.
- Fire Board Regular Meeting Thursday, October 27, 2022 at 5:00pm.
- Council Meeting Thursday, October 27, 2022 at 5:30pm.

16. ADJOURN

There being no further business, a motion to adjourn was made by Councilman Kleinpeter and was adopted by acclamation at 07:02 PM.


Carey Denstel, Chairman


Michelle Z. Tullier, Council Clerk

RESOLUTION 34 OF 2022

**RESOLUTION OF THE WEST BATON ROUGE PARISH COUNCIL FOR THE PURPOSE OF
RETAINING SPECIAL LEGAL COUNSEL**

WHEREAS, the Parish of West Baton Rouge continues to undertake increasing amounts of population growth as witnessed in the recent 2020 census, ranking 3rd in the State of Louisiana; and
WHEREAS the West Baton Rouge Parish Council has had an increasing number of items on the agenda which include public hearings regarding zonings, rezonings, and planning items; and
WHEREAS the West Baton Rouge Parish Council believes many current and future items will include new growth in green energy, business development, industrial expansion, and new residential developments, just to name a few; and
WHEREAS, the West Baton Rouge Parish Council feels that with this increase in current and potential

upcoming growth, it is in their best interest to retain special legal counsel; and

WHEREAS, the West Baton Rouge Parish Council may retain Special Legal Counsel by written contract as permitted by the West Baton Rouge Parish Home Rule Charter or by Ordinance for the specific purpose of providing legal consultation and advisement to the West Baton Rouge Parish Council, to represent the Council in all legal proceedings, and to perform any other legal service duties permitted by the West Baton Rouge Parish Home Rule Charter or by Ordinance; and

WHEREAS, the West Baton Rouge Parish Council wishes to retain special legal counsel upon the appointment of said counsel by the 18th Judicial District Attorney, Tony Clayton, and by agreement of the Council Chairman, that said appointed counsel representative meets the qualifications of a special legal counsel appointment; and

WHEREAS, the West Baton Rouge Parish Council wishes to enter into a Legal Services Agreement with Kristen Canezaro of the 18th Judicial District Attorney's Office, said agreement is attached hereto and identified as "Exhibit A".

NOW THEREFORE BE IT RESOLVED, the West Baton Rouge Parish Council authorizes Council Chairman Carey Denstel to enter into a Legal Services Agreement with Kristen Canezaro of the 18th Judicial District Attorney's Office, attached hereto as "Exhibit A".

BE IT FURTHER RESOLVED that if any portion or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED, that all resolutions or parts thereof in conflict herewith are hereby repealed.

The Foregoing Resolution Was Considered, And, After Public Discussion, A Motion To Approve Was Made By Commissioner Alan Crowe, Which Was Seconded By Commissioner Caleb Kleinpeter.

The Resolution Was Submitted To A Vote, The Vote Thereon Was As Follows:

YEAS: 9 (MESSRS. CROWE, KLEINPETER, KERSHAW, WALKER, DENSTEL, GORDON, ALLAIN, BERGERON AND JOSEPH)

NAYS: 0 (NONE)

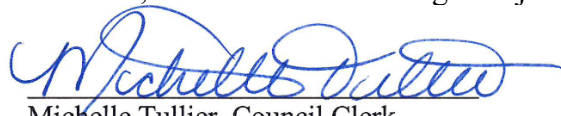
ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

As a result of the votes the resolution was adopted this **13th day of October, 2022**.

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 October 13, 2022 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

ORDINANCE 47 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of September 8, 2022
And Adopted October 13, 2022

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III ("Unified Development Code"), Chapter 101 ("General Provisions"), Section 101-1 ("Definitions"), To Limit The Total Number Of Large Tracts That Can Be Developed Without Being Subject To The Entirety Of The Subdivision Development Code.

WHEREAS, one of the primary functions of local governments is to protect the health, safety and welfare of its people; AND

WHEREAS, in exercising its role to carry-out the above, the West Baton Rouge Parish Council utilizes its police powers under the Constitution and laws of the State of Louisiana; AND

WHEREAS, such exercise of police power involves from time-to-time creating or amending local development laws in order to protect the public; AND

WHEREAS, the West Baton Rouge Council has previously attempted to define "large tracts" and to clarify the subdivision development requirements applicable thereto; AND

WHEREAS, the West Baton Rouge Parish Council finds that large tracts are beginning to be developed in a manner more in keeping with traditional subdivisions of land;

NOW, THEREFORE, BE IT ORDAINED that the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 101 (“General Provisions”), Section 101-1 (“Definitions”) be amended and readopted to read as follows:

(NOTE: underlined words are additions and strikethrough words are deletions. Three asterisks - * * * indicate sections of the code skipped for brevity of this ordinance. Such sections are to be retained by the code editors.):

PART III – UNIFIED DEVELOPMENT CODE

CHAPTER 101

GENERAL PROVISIONS

Sec. 101-1 - Definitions

* * *

Large tracts means those parcels of land containing five or more acres but less than 20 acres to sell or agreement to purchase, lease, or donate any division or subdivision of land either by lot description or by metes and bounds as defined herein shall constitute a subdivision of land, subject to the following development requirements contained in section 105-40(6) and (7), utilities, and shall also include a 30 foot predial servitude of passage to said parcels, which shall include a 15 foot utility servitude and a 12 foot predial servitude of passage with aggregate material such as crushed limestone, or equivalent, four inches thick as approved by the director of public works. The aforementioned 30 foot servitude shall extend at least ten feet into said parcel or 800 feet from the rear property line. Further subdivision of any properties approved under this provision shall be subject to the remaining development requirements contained herein. Subdivisions of land that create more than four (4) large tracts at one time, or subdivisions of land by one landowner that - over time - create more than four (4) large tracts (or some combination of four (4) or more large tracts and other lots) shall be subject to all of the development and review requirements for subdivisions of land.

* * *

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective upon the signature of the Parish President.

THEREFORE BE IT FURTHER RESOLVED 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 RESOLVED 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 applications 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 AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER ALAN CROWE, WHICH WAS SECONDED BY COUNCIL MEMBER CRAIG BERGERON. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. CROWE, BERGERON, KERSHAW, WALKER, KLEINPETER, DENSTEL, GORDON, ALLAIN, AND JOSEPH)

NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **13th Day of October, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 48 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of September 22, 2022
And Adopted on October 13, 2022

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 to Purchase Property

NOW THERE BE IT ORDAINED by the West Baton Rouge Parish Council, in legal session, that Appendix A. Purchase/Donation of Real Property of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana, is amended and re-enacted to read as follows:

Appendix A. Purchase of real property described as follows:

A Certain Parcel Or Tract Of Land Designated As Lot A-2 And Located In Section 35, T-6-S, R-11-E, West Baton Rouge Parish, Louisiana And More Particularly Described As Follows:

Point Of Commencement Being The Southeast Corner Of A 0.2267 Acre Lot And The West Right Of Way Of South Winterville Road, And Being A Found 1" Iron Pipe; Thence Proceed S58°43'22"W, A Distance Of 110 Feet To A Point And Corner Being A Set ½" Iron Pipe And The Point Of Beginning;

Thence Proceed S58°43'22"W, A Distance Of 190.00 Feet To A Point And Corner Being A Set X In Concrete; Thence Proceed Ns33°51'55"W, A Distance Of 94.94 Feet To A Point And Corner Being A Set 1/2" Iron Pipe; Thence Proceed N59°29'41e, A Distance Of 190.00 Feet To A Point And Corner Being A Set 1/2" Iron Pipe; Thence Proceed S33°56'48"E, A Distance Of 92.38 Feet To The Point Of Beginning, Containing 0.408 Acres As Per Plat Prepared By John Dunlap Land Surveying, Inc. Dated October 13, 2022.

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council, that the Parish President is hereby authorized to sign any and all necessary documentation to effectuate the purchase of the above described property.

NOW THEREFORE BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council, that this ordinance shall become effective immediately upon Parish President's signature.

NOW THEREFORE BE IF 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 applications 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 AFTER HAVING BEEN SUBMITTED TO A PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER ALAN CROWE, WHICH WAS SECONDED BY COUNCIL MEMBER CHRIS KERSHAW, THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 9 (MESSRS. CROWE, KERSHAW, WALKER, KLEINPETER, DENSTEL, GORDON, ALLAIN, BERGERON, AND JOSEPH)

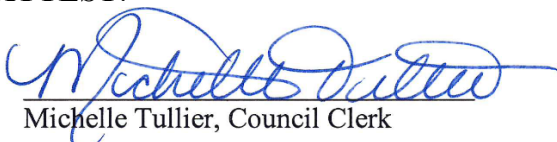
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the 13th day of October, 2022.

ATTEST:


Michelle Tullier, Council Clerk

RESOLUTION 35 OF 2022

A Resolution Authorizing The Parish President To Execute The Lease Agreement On Behalf Of The West Baton Rouge Parish Council For Use Of The Young Men’s Christian Association (YMCA) Local Facility, 3688 Sugar Plantation Parkway, Addis, La. As Polling Place Designated As Precinct 01-B And 01-D

NOW THEREFORE BE IT RESOLVED by the West Baton Rouge Parish Council, in legal session, does hereby authorize Parish President Riley Berthelot, Jr. to enter into and execute the lease agreement on behalf of the West Baton Rouge Parish Council with the Young Men’s Christian Association (YMCA) for use of local facility, 3688 Sugar Plantation Parkway, Addis, La. as polling place designated as Precinct 01-B and 01-D in accordance with terms of said document attached hereto and made a part of this resolution.

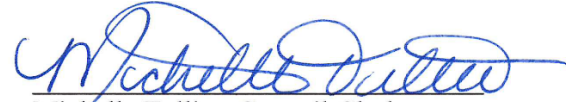
The above resolution has been read and considered, upon motion by Council Member Kirk Allain, which was seconded by Council Member Kenneth Gordon, and a vote being taken, the following result was had:

Vote on the resolution was recorded as follows:

YEAS: 9 (Messrs. Allain, Gordon, Kershaw, Walker, Kleinpeter, Denstel, Crowe, Bergeron, and Joseph)
NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)
As a result of the vote the resolution was adopted this 13th day of October, 2022.

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 October 13, 2022 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 36 OF 2022

**RESOLUTION OF ANNUAL CERTIFICATION OF COMPLIANCE
WITH THE STATE OF LOUISIANA
OFF-SYSTEM BRIDGE REPLACEMENT PROGRAM**

WHEREAS, the code of Federal Regulations as enacted by the United States Congress mandates that all structures defined as bridges located on all public roads will be inspected, rated for safety load capacity and posted in accordance with the National Bridge Inspection Standards and that an inventory of these bridges is maintained by each State; and

WHEREAS, the responsibility to inspect, rate and load post those bridges under the authority of West Baton Rouge Parish in accordance with those Standards is delegated by the Louisiana Department of Transportation & Development to West Baton Rouge Parish.

THEREFORE BE IT RESOLVED by the governing authority of West Baton Rouge Parish (herein referred to as the Parish) that the Parish in Regular Meeting assembled does hereby certify to the Louisiana Department of Transportation & Development (herein referred to as the DOTD) that for the period September 30, 2022 through October 1, 2023:

1. The Parish shall perform all interim inspections on all Parish owned or maintained bridges in accordance with the National Bridge Inspection Standards;
2. All bridges owned or maintained by the Parish will be structurally analyzed and rated by the Parish as to the safe load capacity in accordance with AASHTO Manual for Maintenance Inspection of Bridges. The load posting information that has been determined by the Louisiana DOTD for bridges where the maximum legal load under Louisiana State Law determined above has been critically reviewed by the Parish. Load posting information has been updated by the Parish to reflect all structural changes, any obsolete structural ratings or any missing structural ratings;

3. All Parish owned or maintained bridges which require load posting or closing are load posted or closed in accordance with the table in the DOTD Engineering Directives and Standards Manual Directive No. 1.1. 1.8. All DOTD supplied load posting information concerning a bridge will be critically reviewed by the Parish Engineer prior to load posting;

4. All bridges owned or maintained by the Parish are shown on the attached list in the format specified by the DOTD. Corrections to data supplied to the Parish by the LA. DOTD are noted.

These stipulations are prerequisite to participation by the Parish in the Off-System Bridge Replacement Program.

The Above Resolution Has Been Considered, Upon Motion By Council Member Chris Kershaw, Which Was Seconded By Council Member Kirk Allain, And A Vote Being Taken, The Following Result Was Had:

The Resolution Having Been Submitted To A Vote, The Vote Thereon Was As Follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the resolution was adopted on this **13th day of October, 2022.**

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 October 13, 2022 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk