

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING
880 North Alexander Avenue, Port Allen
Thursday, February 9, 2023
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, February 9, 2023 and called to order at 05:30 PM. Council Chairman Carey Denstel asked that all electronic devices be placed on silent.

2. OPENING PRAYER

Chairman Denstel recognized Minister Robert Joseph who led everyone in an opening prayer.

3. PLEDGE OF ALLEGIANCE

Chairman Denstel recognized newly elected District IV Councilmember Brady Hotard, who led everyone in the Pledge of Allegiance.

4. LOG ATTENDANCE

The following members were recorded as being present: Messrs. Kirk Allain, Chris Kershaw, Kenneth Gordon, Carey Denstel, Craig Bergeron, Gary Joseph, and Brady Hotard.

Absent: Messrs. Atley Walker, and Alan Crowe.

Also present were, Mr. Riley Berthelot Jr, Parish President, Mr. Phillip Bourgoyne, Director of Finance, Mr. Jason Manola, Executive Assistant, Mr. Lou Delahaye, Legal Counsel, Mr. Kevin Durbin, Director of Public Works, Mrs. Michelle Tullier, Council Clerk, and Ms. Kristen Canezaro, Special Legal Counsel.

5. MINUTES APPROVAL

A. Approval of Minutes from January 26, 2023.

A motion was made by Councilman Kirk Allain, seconded by Councilman Chris Kershaw to approve the minutes from the January 26, 2023 regular meeting.

The vote was recorded as follows:

YEAS: 7 (Messrs. Kirk Allain, Chris Kershaw, Kenneth Gordon, Carey Denstel, Craig Bergeron, Gary Joseph, Brady Hotard)

NAYS: 0 (None)

ABSENT: 2 (Messrs. Atley Walker, Alan Crowe)

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:
Congratulated Mr. Brady Hotard, the newest member of the Parish Council, elected to represent District IV;

Introduced his new secretary, Ms. Hannah Soniat;

Announced that today was Mr. Danny Rabalais of the Planning & Development offices last day with the Parish;

Spoke briefly on the recent Vision West article about the new Port City Project of making bread for local businesses.

There were no questions for the Parish President at this time.

8. PUBLIC COMMENTS

There were no comments at this time.

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

Senator Caleb Kleinpeter was recognized and congratulated Councilman Brady Hotard on his recent election to the Parish Council, representing District IV.

Councilman Brady Hotard spoke briefly and thanked everyone for their support.

10. PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES

A. An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 2 (Permits), Section 6-62.

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

Chairman Denstel briefly explained the need for the 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 Councilman Kirk Allain, seconded by Councilman Chris Kershaw to approve An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 2 (Permits), Section 6-62.

The vote was recorded as follows:

YEAS: 7 (Messrs. Kirk Allain, Chris Kershaw, Kenneth Gordon, Carey Denstel, Craig Bergeron, Gary Joseph, Brady Hotard)

NAYS: 0 (None)

ABSENT: 2 (Messrs. Atley Walker, Alan Crowe)

ABSTAIN: 0 (None)

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

Ordinance 4 of 2023 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 2612 Highway 190 W Port Allen, La 70767 for Christine Langlois. File# 2022-28. Rezoning From AG-1 And AG-3 To AG-2. Canceled due to advertising issue.~~

C. ~~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 3235 Red Hat Rd. Brusly, La 70719, for Cynthia Snell Dunbar. File# 2022-29. Rezoning From R-SF-3 To R-SF-2. Canceled due to advertising issue.~~

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 1358 Quatrevingt Blvd. Port Allen, La 70767 for Christopher Zizzi. File# 2023-1. Rezoning from R-M (Residential Minor) to AG-3(Agricultural Full Scale). Canceled due to advertising issue.~~

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 an Adjusted Operating Budget of Revenues and Expenditures for the Fiscal Year Beginning July 1, 2022 and Ending June 30, 2023 for West Baton Rouge Council on Aging. Public Hearing Date: February 23, 2023

- 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 2612 Highway 190 W Port Allen, La 70767 for Christine Langlois. File# 2022-28. Rezoning From AG-1 And AG-3 To AG-2. Public Hearing Date: March 9, 2023
- C. 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 3235 Red Hat Rd. Brusly, La 70719, for Cynthia Snell Dunbar. File# 2022-29. Rezoning From R-SF-3 To R-SF-2. Public Hearing Date: March 9, 2023
- 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 1358 Quatrevingt Blvd. Port Allen, La 70767 for Christopher Zizzi. File# 2023-1. Rezoning from R-M (Residential Minor) to AG-3(Agricultural Full Scale). Public Hearing Date: March 9, 2023
- E. 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. And Chapter 111 Administration and Enforcement, Article IV Zoning Enforcement, Section 111-78 Special Conditional Use Requirements and Procedures For Demeshia Butler Located at 3353 Randall "Blue" Gay St. Brusly, La. Special Use in C-1.2 for Single Family Residential Use. Public Hearing Date: March 9, 2023

12. PUBLIC HEARING ON TOWER

- A. **Public Hearing on Proposed Large Telecommunications Tower for Diamond Towers V, LLC at 2323 N. Line Rd. (a portion of the assessor-listed address of 2615 Phillips Way, Parcel ID No. 305300000700)**

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

Mr. Kevin Durbin was recognized and gave a brief explanation on the reason for this public hearing and the location of the proposed tower. He went on to introduce Mr. Tom Wisniewski of Diamond Towers, who spoke briefly and offered to answer any questions in regards to the tower. There were no questions or comments at this time.

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.

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

There were no items to consider at this time.

14. RESOLUTIONS

- A. **A Resolution Of The West Baton Rouge Parish Council Authorizing The Parish President To Sign Agreement for Transition to ESInet Call Delivery System.**(Tabled from January 26, 2023 Meeting)

Chairman Denstel recognized Mr. Anthony Summers of the Homeland Security/911 Office, who briefly explained the reasons for this proposed resolution.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Gary Joseph to approve the Resolution Of The West Baton Rouge Parish Council Authorizing The Parish President To Sign Agreement for Transition to ESInet Call Delivery System.

The vote was recorded as follows:

YEAS: 7 (Messrs. Kirk Allain, Chris Kershaw, Kenneth Gordon, Carey Denstel, Craig Bergeron, Gary Joseph, Brady Hotard)

NAYS: 0 (None)

ABSENT: 2 (Messrs. Atley Walker, Alan Crowe)

ABSTAIN: 0 (None)

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

Resolution 3 of 2023 can be found at the end of these minutes.

15. **CONSIDER SUBDIVISION PLATS, CONDEMNATIONS, WAIVERS AND MATTERS RELATED THERETO**

There were no items to consider at this time.

16. **CORRESPONDENCE REPORT**

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

- Next Planning & Zoning Meeting is Wednesday, February 22, 2023 at 5:30pm;
- Next Council Meeting is Thursday, February 23, 2023 at 5:30pm.

17. **ADJOURN**

There being no further business, a motion to adjourn was made by Councilman Kirk Allain and was adopted by acclamation at 05:49 PM.


Carey Denstel, Chairman


Michelle Z. Tullier, Council Clerk

ORDINANCE 4 OF 2023

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of January 26, 2023
And Adopted on February 9, 2023

An Ordinance Amending The Compiled Ordinances, Parish Of West Baton Rouge, Louisiana, Amending Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 2 (Permits), Section 6-62.

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.

NOW THERE BE IT ORDAINED by the West Baton Rouge Parish Council, in legal session, Chapter 6 (Alcoholic Beverages), Article II (Beverages Of Low Alcohol Content), Division 2 (Permits), Section 6-62 of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana, is amended and re-enacted 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.):

CODE OF ORDINANCES WEST BATON ROUGE, LOUISIANA

* * *

Chapter 6 ALCOHOLIC BEVERAGES

* * *

ARTICLE II BEVERAGES OF LOW ALCOHOL CONTENT

* * *

DIVISION 2. PERMITS

Sec. 6-62. Grounds for suspension or revocation.

* * *

(10) If any licensed/permitted establishment is closed due to violation of one or more violations of state or local laws, ordinances or codes, that violation shall be grounds for suspension or revocation of the applicant's license and permit by the parish council.

* * *

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 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.

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 KIRK ALLAIN, WHICH WAS SECONDED BY COUNCIL MEMBER CHRIS KERSHAW. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: 7 (MESSRS. ALLAIN, KERSHAW, DENSTEL, HOTARD, GORDON, BERGERON, JOSEPH)

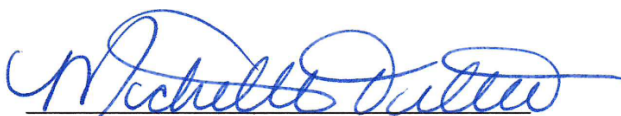
NAYS: 0 (NONE)

ABSENT: 2 (MESSRS. WALKER, CROWE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **9th Day of February, 2023.**

ATTEST:


Michelle Tullier, Council Clerk

RESOLUTION 3 OF 2023 **A RESOLUTION OF THE WEST BATON ROUGE PARISH COUNCIL FOR THE TRANSITION TO ESInet CALL DELIVERY SYSTEM**

WHEREAS, the West Baton Rouge Parish Council recognizes the West Baton Rouge Parish Communications District is a vital link for the citizens of West Baton Rouge Parish to request and receive emergency aid in that it provides a single, primary, three (3) digit emergency number through which emergency services can be quickly and efficiently obtained; and

WHEREAS, the functions of the West Baton Rouge Parish Communications District provide a significant contribution to law enforcement and other public service efforts by making it less difficult to quickly notify public service personnel, all of which results in the saving of life, reduction of destruction of property, quicker apprehension of criminals and ultimately the saving of money; and

WHEREAS, changing communication technology is phasing out analog landline services to communications from Internet protocol networks and wireless devices; and

WHEREAS, the West Baton Rouge Parish Communications District desires to participate in the development of a Next Generation 9-1-1 Emergency Services IP Network (ESInet) for Public Safety Answering Points to receive and process new technologies, to enable the same or a greater level of service;

and

WHEREAS, the Implementation of Next Generation 9-1-1 ESInet has the potential to:

- 1) Lower the cost of equipment and current technology by equipment sharing,
- 2) Increase ability to route calls to an appropriate facility for backup and redundancy,
- 3) Reduce cyber vulnerabilities of 9-1-1 systems,
- 4) Align the State’s 9-1-1 system with the telecommunications infrastructure transition,
- 5) Combine resources for the creation of backup Public Safety Answering Points plans,
- 6) Lower cost of operating the 9-1-1 systems in the State of Louisiana; and
- 7) Improve interoperability and data sharing between Public Safety Answering Points via 9-1-1, CAD, radio, etc. to responders in the field; and

WHEREAS, in order to explore, consider and make this transition from the current analog 9-1-1 call delivery system to an ESInet call delivery system, it is necessary to pass this Resolution to authorize The West Baton Rouge Parish President to take the steps necessary for the West Baton Rouge Parish Communication District to make this transition; and act accordingly.

NOW THEREFORE, be it resolved by the West Baton Rouge Parish Council, as follows:

SECTION 1: All the aforesaid Whereas clauses are adopted as part of this Resolution

SECTION 2: Riley L. Berthelot Jr., Parish President of West Baton Rouge Parish is hereby authorized to undertake the following:

- (A) Enter into the Transition to ESInet Call Delivery System Cooperative Endeavor Agreement (draft attached as Exhibit “A”)
 - (1) Coordinate with other emergency communications centers participating in the attached Transition to ESInet Call Delivery System Cooperative Endeavor Agreement in the negotiation with and hiring of a consultant to provide professional and communications engineering services through a Request for Qualification (RFQ). This Consultant will design and develop a Request for Proposal for the purchase and implementation of an ESInet Call Delivery System; and
 - (2) Participate in the coordination for the advertisement for and issuance of a Request for Proposal for the purchase and implementation of an ESInet Call Delivery System, subject to and pursuant to the terms of the Transition to ESInet Call Delivery System Cooperative Endeavor Agreement provides the terms for withdrawal from the agreement and for the cost sharing between the parties to the agreement.
- (B) The Parish President (or designee) is authorized to proceed to accomplish the purposes and intent of this Resolution and to participate in the development for the shared cost of developing technical specifications of the request for proposals for the ESInet Delivery Services System and to issue, enter into and accept the resulting request for proposal.

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, and 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 Council Member Chris Kershaw, Which Was Seconded By Council Member Gary Joseph.

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

YEAS: 7 (Messrs. Kershaw, Joseph, Allain, Denstel, Hotard, Bergeron, Gordon)

NAYS: 0 (None)

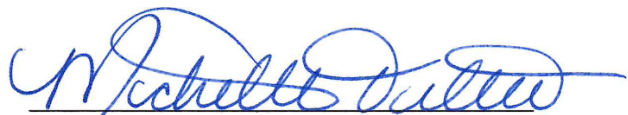
ABSENT: 2 (Messrs. Walker, Crowe)

ABSTAIN: 0 (None)

As a result of the votes the resolution was adopted this 9th Day of February, 2023.

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 9, 2023 at which meeting a majority of the members were present and voting.



Michelle Tullier, Council Clerk