

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING

880 North Alexander Avenue, Port Allen
Thursday, July 27, 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, July 27, 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**

Councilman Atley Walker Jr. led everyone in an opening prayer

3. **PLEDGE OF ALLEGIANCE**

Chairman Denstel recognized Councilman Craig Bergeron who led everyone in the Pledge of Allegiance.

4. **LOG ATTENDANCE**

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

Absent: Messrs. Kirk Allain, Kenneth Gordon, and Brady Hotard.

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, Ms. Kristen Canezaro, Special Legal Counsel, and Mrs. Michelle Tullier, Council Clerk.

5. **MINUTES APPROVAL**

A. **Approval of Minutes from the Regular Meeting of July 13, 2023.**

A motion was made by Councilman Chris Kershaw, seconded by Councilman Atley Walker to approve the Minutes from the Regular Meeting of July 13, 2023.

The vote was recorded as follows:

YEAS: 6 (Messrs. Alan Crowe, Craig Bergeron, Chris Kershaw, Gary Joseph, Carey Denstel, Atley Walker)

NAYS: 0 (None)

ABSENT: 3 (Messrs. Kirk Allain, Kenneth Gordon, Brady Hotard)

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:

New Courtroom project wrapping up;

Republic Services increase coming in September, this equals about 46 cents a month for each customer.

There were no further comments from the Parish President.

8. **PUBLIC COMMENTS**

Mr. Burt Calliet was recognized and introduced himself as a serving member on the Board of Elections Supervisors for WBR Parish, he went on to talk about a recent election integrity meeting in Addis and explained to the Council he would be coming by sometimes to update the Council on recent happenings in the Legislature. Mr. Calliet did talk briefly about the Governor's recent veto of a bill which would have cleared deceased citizens from the voting rolls.

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

Mr. Chance Stephens, Assistant Director of Finance, was recognized and went over the current budget numbers this calendar year for the top ten accounts. Councilman Kershaw questioned the sales tax numbers, which Mr. Stephens was able to explain.

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”), Appendix A. “Purchase/Donation Of Real Property”, Section 1, “Descriptions”, And Further Authorizing The Parish President To Sign The Necessary Documentation To Accept Donation Of New Quarters Road, Blacksmith Road, And Sugar House Road, Located In Poplar Grove Industrial Park.**

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

Mr. Will Wilkerson, who is the current owner of this property, was recognized and offered to answer any questions the Council may have.

Mr. Kevin Durbin was recognized and explained there were no major signs of pavement distress and noted the Parish had all of the original testing reports for this road.

Councilman Kershaw questioned the warranty and bond and how long this would last for, Mr. Wilkerson explained the agreement terms. Mr. Lou Delahaye was recognized and further clarified the agreement terms. 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.

Councilman Crowe, and Chairman Denstel noted they went and looked at the road and were both comfortable that the road is good quality, and support this agreement.

A motion was made by Councilman Alan Crowe, seconded by Councilman Craig Bergeron to approve An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Appendix A. “Purchase/Donation Of Real Property”, Section 1, “Descriptions”, And Further Authorizing The Parish President To Sign The Necessary Documentation To Accept Donation Of New Quarters Road, Blacksmith Road, And Sugar House Road, Located In Poplar Grove Industrial Park.

The vote was recorded as follows:

YEAS: 6 (Messrs. Alan Crowe, Craig Bergeron, Chris Kershaw, Gary Joseph, Carey Denstel, Atley Walker)

NAYS: 0 (None)

ABSENT: 3 (Messrs. Kirk Allain, Kenneth Gordon, Brady Hotard)

ABSTAIN: 0 (None)

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

Ordinance 29 of 2023 can be found at the end of these minutes.

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 To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 111 (“Administration and Enforcement”), Section 111-136 (“General”), and Section 111-139 (“Final Site Plan”), Section 111-143 (“Appeals”); to Clarify the Final Site Plan Approval and Appeal Process. Public Hearing Date: August 10, 2023**
- B. **An Ordinance Adopting the 2023 Council Amendments to the Revenue and Expenses, for the Recreation and Recreation Capital Outlay Funds, for the Fiscal Year beginning January 1, 2023 and ending December 31, 2023. Public Hearing Date: August 10, 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 MR Engineering, Regarding Property Owned by 3SK Properties, LLC. File #2023-15, Parcel#203000000800, A portion of: TRACT 3SK (REMAINDER OF 778.45 AC) CONT 386 AC M/L IN**

SECS 25, 32, 33 T8S R11E 30-8. **Master Plan Change.** Rezoning From I-1 (Industrial Light) to C-1.2 (Community Scale Commercial) and R-SF-2 (Residential Single Family). Public Hearing Date: September 14, 2023

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

A. Accept/Reject Bid Recommendation for Yearly Road Materials

Mr. Manola was recognized and went over the yearly road materials bid and noted that the report shows each line item and the contractor that line will be awarded to.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Atley Walker to Accept the Bid Recommendation for the 2023 Yearly Road Materials.

The vote was recorded as follows:

YEAS: 6 (Messrs. Alan Crowe, Craig Bergeron, Chris Kershaw, Gary Joseph, Carey Denstel, Atley Walker)

NAYS: 0 (None)

ABSENT: 3 (Messrs. Kirk Allain, Kenneth Gordon, Brady Hotard)

ABSTAIN: 0 (None)

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

The itemized bid report can be found at the end of these minutes.

B. Accept/Reject Bid Recommendation on Four (4) 12/14 Yard Dump Trucks

Mr. Manola was recognized and explained that one bid was received for the aforementioned items, therefore administration recommends awarding this bid to All Truck Parts & Equipment Co. LLC. with a bid of \$635,741. Mr. Manola added that this does come in under the budgeted amount for this item.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Gary Joseph to Accept Bid Recommendation on Four (4) 12/14 Yard Dump Trucks, awarding it to All Truck Parts & Equipment Co. LLC. in the amount of \$635,471.

The vote was recorded as follows:

YEAS: 6 (Messrs. Alan Crowe, Craig Bergeron, Chris Kershaw, Gary Joseph, Carey Denstel, Atley Walker)

NAYS: 0 (None)

ABSENT: 3 (Messrs. Kirk Allain, Kenneth Gordon, Brady Hotard)

ABSTAIN: 0 (None)

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

Mr. Manola was again recognized and updated the Council on the recent event at Dow Chemical, notified the Council that Mr. Deano Moran, Director of Homeland Security and 911, was actually in the E.O.C. at Dow Chemical monitoring the situation and was in communication with the administration during the event. Mr. Manola went on to update the Council on the Landsdown, Lynndale sewer expansion and noted the response from the public is that they are not in support of adding parish sewer to that area.

13. RESOLUTIONS

There were no items to consider at this time.

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

There were no items to consider at this time.

15. CORRESPONDENCE REPORT

A. CORRESPONDENCE REPORT:

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

- Next Planning & Zoning Meeting is August 1, 2023 at 5:30PM;
- Next Parish Council Meeting is August 10, 2023 at 5:30PM.

16. **ADJOURN**

There being no further business, a motion to adjourn was made by Councilman Gary Joseph and was adopted by acclamation at 06:02 PM.



Carey Denstel, Chairman



Michelle Z. Tullier, Council Clerk

ORDINANCE 29 OF 2023

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of July 13, 2023
And Adopted on July 27, 2023

An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Appendix A. “Purchase/Donation Of Real Property”, Section 1, “Descriptions”, And Further Authorizing The Parish President To Sign The Necessary Documentation To Accept Donation Of New Quarters Road, Blacksmith Road, And Sugar House Road, Located In Poplar Grove Industrial Park.

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. Donation of real property described as follows:

NEW QUARTERS ROAD RIGHT OF WAY
METES AND BOUNDS

A certain tract or parcel of land designated as “New Quarters Road – Private Drive, Popular Grove Industrial Park” located in Section Fifty-Nine (59), Township Seven South (T-7-S), Range Twelve East (R-12-E), Southeastern Land District, West of the Mississippi River, Parish of West Baton Rouge, State of Louisiana, containing 40,619 Sq. Ft. (0.932 Acres). Said tract or parcel is more particularly described as follows:

Commencing at a point (P.O.C.), being a calculated point at the intersection of the north bound lanes of Louisiana State Highway Number 1 with the centerline of a parish road designated as Blacksmith Road having a State Plane Coordinate of North 723,959.47 feet, East 3,319,294.14 feet; thence South 87°34’20” East along said centerline of the parish road designated as Blacksmith Road a distance of 722.39 feet to a calculated point being on the westerly limits of a Private Drive designated as Blacksmith Road; thence South 2°25’40” West along said westerly limits of the Private Drive designated as Blacksmith Road a distance of 40.00 feet to a calculated point being on the southerly limits of the Private Drive designated as Blacksmith Road; thence South 87°34’20” East on said southerly limits of the Private Drive designated as Blacksmith Road a distance of 1563.45 feet to a found one-half inch diameter iron pipe being on the westerly limits of the Private Road designated as New Quarters Road and being the Point of Beginning of the private section of New Quarters Road having a State Plan Coordinate of North 723,822.67 feet, East 3,321,576.23 feet; thence North 1°23’36” East a distance of 205.01 feet along the westerly limits of the Private Drive designated as New Quarters Road to a calculated point being on the northerly limits of the Private Drive designated as New Quarters Road; thence South 87°34’20” East along said northerly limits of the Private Drive designated as New Quarters Road a distance of 80.01 feet to a calculated point being on the easterly limits of the Private Drive designated as New Quarters Road; thence South 1°23’36” West along said easterly limits of the Private Drive designated as New Quarters Road a distance of 507.02 feet to a calculated point being on the southerly limits of the Private Drive designated as New Quarters Road; thence North 88°36’24” West along said southerly limits of the Private Drive designated as New Quarters Road a distance of 80.00 feet to a calculated point being on the westerly limits of the Private Drive designated as New Quarters Road; thence North 1°23’36” East along said westerly limits of the Private Drive designated as New Quarters Road a distance of 303.45 feet to a calculated point on the southerly limits of the Private Drive designated as Blacksmith Road and being the point of beginning (P.O.B.)

Said tract or parcel of land is bound as follows: Northerly by the Remainder of Tract PB-1-A-1-A being property now or formerly of Poplar Grove Industrial Park LLC, Easterly by the Remainder of Tract PB-1-A-1-A being property now or formerly of Poplar Grove Industrial Park LLC & by Lot 12-A of Popular Grove Industrial Park – 3rd Filing Subdivision being property now or formerly of Popular Grove Industrial Park LLC: southerly by Lot 13-A of Poplar Grove Industrial Park – 3rd Filing being property now or formerly of Poplar Grove Industrial Park and Westerly by Lot 13-A of Poplar Grove Industrial Park – 3rd Filing, the Private Drive designated as Blacksmith Road & by the Remainder of Tract PB-1-A-1-A being property now or formerly of Poplar Grove Industrial Park LLC.

BLACKSMITH ROAD RIGHT OF WAY **METES AND BOUNDS**

A certain tract or parcel of land designated as “Blacksmith Road – Private Drive, Popular Grove Industrial Park” located in Section Fifty-Nine (59), Township Seven South (T-7-S), Range Twelve East (R-12-E), Southeastern Land District, West of the Mississippi River, Parish of West Baton Rouge, State of Louisiana, containing 125,018 Sq. Ft. (2.870 Acres). Said tract or parcel is more particularly described as follows:

Commencing at a point (P.O.C.), being a calculated point at the intersection of the north bound lanes of Louisiana State Highway Number 1 with the centerline of a parish road designated as Blacksmith Road having a State Plane Coordinate of North 723,959.47 feet, East 3,319,294.14 feet; thence South 87°34’20” East along said centerline of the parish road designated as Blacksmith Road a distance of 722.39 feet to a calculated point being the Point of Beginning of the private section of Blacksmith Road and having a State Plan Coordinate of North 723,928.86 feet, East 3,320,015.88 feet;

thence North 2°25’40” East a distance of 40.00 feet to a calculated point being on the northerly limits of the Private Drive designated as Blacksmith Road; thence South 87°34’20” East along said northerly limits of the Private Drive designated as Blacksmith Road a distance of 1562.01 feet to a calculated point being on the westerly limits of the Private Drive designated as New Quarters Road; thence South 1°23’36” West along said westerly limits of the Private Drive designated as New Quarters Road a distance of 80.01 feet to a found one-half inch diameter iron pipe being on the southerly limits of the Private Drive designated as Blacksmith Road; thence North 87°34’20” West along said southerly limits of the Private Drive designated as Blacksmith Road a distance of 1563.45 feet to a calculated point being on the westerly limits of the Private Drive designated as Blacksmith Road; thence North 2°25’40” East along said westerly limits of the Private Drive designated as Blacksmith Road a distance of 40.00 feet to a calculated point being the point of beginning (P.O.B.).

Said tract or parcel of land is bound as follows: Northerly by Tract PB-1-A-1-A being property now or formerly of Poplar Grove Industrial Park LLC; Easterly by the Private Road designated as New Quarters Road; Southerly by Lot 13-A of Popular Grove Industrial Park – 3rd Filing Subdivision being property now or formerly of Popular Grove Industrial Park LLC, the Private Drive designated as Sugar House Road & Remainder of Tract PB-1-A-1-A and westerly by the West Baton Parish Road designated as Blacksmith Road.

SUGAR HOUSE ROAD RIGHT OF WAY **METES AND BOUNDS**

A certain tract or parcel of land designated as “Sugar House Road – Private Drive, Popular Grove Industrial Park” located in Section Fifty-Nine (59), Township Seven South (T-7-S), Range Twelve East (R-12-E), Southeastern Land District, West of the Mississippi River, Parish of West Baton Rouge, State of Louisiana, containing 30,485 Sq. Ft. (0.70 Acres). Said tract or parcel is more particularly described as follows:

Commencing at a point (P.O.C.), being a calculated point at the intersection of the north bound lanes of Louisiana State Highway Number 1 with the centerline of a parish road designated as Blacksmith Road having a State Plane Coordinate of North 723,959.47 feet, East 3,319,294.14 feet; thence South 87°34’20” East along said centerline of the parish road designated as Blacksmith Road a distance of 722.39 feet to a calculated point being on the westerly limits of a Private Drive designated as Blacksmith Road; thence South 2°25’40” West along said westerly limits of the Private Drive designated as Blacksmith Road a distance of 40.00 feet to a calculated point being on the southerly limits of the Private Drive designated as Blacksmith Road; thence South 87°34’20” East on said southerly limits of the Private Drive designated as Blacksmith Road a distance of 603.58 feet to a calculated point being on the northerly and westerly limits of the Private Road designated as Sugar House Road being the Point of Beginning of the private section of Sugar House Road and having a State Plan Coordinate of North 723,863.33 feet, East 3,320,617.22 feet;

thence South 87°34’20” East a distance of 80.05 feet along the northerly limits of the Private Drive designated as Sugar House Road to a found one-half inch diameter iron pipe being on the easterly limits of the Private Drive designated as Sugar House Road; thence South 1°23’36” West along said easterly limits of the Private Drive designated as Sugar House Road a distance of 380.15 feet to a calculated point being

on the southerly limits of the Private Drive designated as Sugar House Road; thence North 88°36'24" West along said southerly limits of the Private Drive designated as Sugar House Road a distance of 80.04 feet to a calculated point being on the westerly limits of the Private Drive designated as Sugar House Road; thence North 1°23'36" East along said westerly limits of the Private Drive designated as Sugar House Road a distance of 381.59 feet to a calculated point being on the southerly limits of the Private drive designated as Blacksmith Road and being the point of beginning (P.O.B.)

Said tract or parcel of land is bound as follows: Northerly by the limits of the Private Drive designated as Blacksmith Road; Easterly by Lot 13-A of Poplar Grove Industrial Park – 3rd Filing Subdivision being property now or formerly of Poplar Grove Industrial Park LLC; Southerly by the Parish Road designated as Sugar House Road and Westerly by the Remainder of Tract PB-1-A-1-A being property now or formerly of Poplar Grove Industrial Park LLC. Attached as Exhibit “A” is a map of the above-described properties dated May 20, 2021, by Patin Engineers & Surveyors, Inc.

Attached hereto as Exhibit “A” is a Plat defining the existing concrete private drives of New Quarters Road, Blacksmith Drive and Sugar House Road, for the purpose of showing access to lot 13-A, Poplar Grove Industrial Park, Third Filing, said map by Patin Engineers & Surveyors, Inc. dated May 20, 2021.

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 donation of the above described property between the Parish of West Baton Rouge and Poplar Grove Industrial Park, LLC.

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.

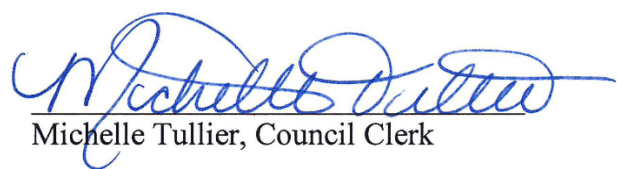
NOW THEREFORE BE IT FURTHER ORDAINED by the Parish Council of the Parish of West Baton Rouge, Louisiana, that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items, or applications of this ordinance are hereby declared severable.

THE FOREGOING ORDINANCE AFTER PUBLIC HEARING WAS CONSIDERED, AND UPON MOTION BY COUNCIL MEMBER ALAN CROWE, WHICH WAS SECONDED BY COUNCIL MEMBER CRAIG BERGERON, AND A VOTE BEING TAKEN, THE FOLLOWING RESULT WAS HAD:

- YEAS: 6 (MESSRS. CROWE, BERGERON, KERSHAW, WALKER, DENSTEL, JOSEPH)**
- NAYS: 0 (NONE)**
- ABSENT: 3 (MESSRS. ALLAIN, HOTARD, GORDON)**
- ABSTAIN: 0 (NONE)**

WHEREUPON the ordinance was declared adopted on the **27th Day of July, 2023.**

ATTEST:


Michelle Tullier, Council Clerk