

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING

880 North Alexander Avenue, Port Allen
Thursday, October 14, 2021
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 14, 2021 and called to order at 05:36 PM. Council Chairman Kirk Allain 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 Allain recognized Mr. Kenneth Gordon 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, and Gary Joseph.

Absent: Mr. Craig Bergeron

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

5. **MINUTES APPROVAL**

A. Approval of Minutes from September 23, 2021 Regular Meeting

A motion was made by Carey Denstel, seconded by Chris Kershaw to approve the Minutes from September 23, 2021 Regular Meeting.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)

NAYS: 0 (None)

ABSENT: 1 (Craig Bergeron)

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:

Raxx Bar Liquor Permit revoked after 2hr 45 minute hearing, and thanked Mr. Manola for presiding over the aforementioned.

Mr. Kleinpeter asked about the large crane on the side of Intracoastal, President Berthelot confirmed this is to start the preliminary work for the rebuild of the Intracoastal.

There were no other questions for the Parish President.

Mr. Crowe thanked Mr. Manola for presiding over the Raxx hearing, complimenting him on the job he did as a hearing officer.

8. **PUBLIC COMMENTS**

Mr. Jayson Newell asked that the Council contribute to the Capital Area United Way.

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

A. Consider Appointment to fill open seat of Constable for Ward 2

President Berthelot explained the need and procedure for this seat, noting that Mrs. Amanda Southon is interested in filling this interim position and asked that the Council confirm this as there are not many individuals interested in this position it seems.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)

NAYS: 0 (None)

ABSENT: 1 (Craig Bergeron)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

B. Proclamation Calling for Special Election to Fill Seat of Constable Ward 2, Parish of West Baton Rouge.

A motion was made by Chris Kershaw, seconded by Carey Denstel to table Proclamation Calling for Special Election to Fill Seat of Constable Ward 2, Parish of West Baton Rouge.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)

NAYS: 0 (None)

ABSENT: 1 (Craig Bergeron)

ABSTAIN: 0 (None)

As a result of the votes the motion passed and the item was tabled until the October 28th meeting.

10. **PUBLIC HEARING ON PREVIOUSLY INTRODUCED ORDINANCES**

There were no items to consider at this time.

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 2021 Council Amendments to include The CARES Act Fund and American Rescue Plan Act of 2021 (ARPA) for the Fiscal Year beginning January 1, 2021 and ending December 31, 2021 Public Hearing Date: October 28, 2021
- 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 Raymond Loup, Located At American Way/Parcel #304600001701 Port Allen, LA 70767, File #2021- 16, Property As Described By The WBR Assessor: Parcel B, Cont. 12.00 AC In SEC 77, 101 & 102

T7S. R12E, 46-17A (Plat Map C-2-D), Requesting Rezoning 6 +/- Acres from (AG) Agricultural to I-1 (Light Industrial). Public Hearing Date: November 18, 2021

- 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 Court Bradford. File #2021-15, Located At 4632 Tres Lane Brusly, La 70719, Property as described by the WBR Assessor: Lot A-1-B Cont. 4.801 AC in Section 61 T8S R12E. Rezoning from AG (Agricultural) to R-M (Residential Minor). Public Hearing Date: November 18, 2021
- D. An ordinance to amend and reenact the West Baton Rouge Parish Code of Ordinances, Part III ("Unified Development Code"), Chapter 104 ("Zoning Ordinance"), Appendix A ("Zoning Districts"), to remove single and multiple family residential uses from commercial. Public Hearing Date: November 18, 2021

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 Of The West Baton Rouge Parish Council Approving Industrial Tax Exemption Application #20210109-ITE for Shell Catalysts & Technologies LP located at 1699 Catalyst Drive, Port Allen, LA, 70767

Mr. Jayson Newell of the Baton Rouge Chamber was recognized and explained the financial details of the aforementioned ITEP request.

A motion was made by Carey Denstel, seconded by Caleb Kleinpeter to approve the Resolution of the West Baton Rouge Parish Council Approving Industrial Tax Exemption Application #20210109-ITE for Shell Catalysts & Technologies LP located at 1699 Catalyst Drive, Port Allen, LA, 70767.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)

NAYS: 0 (None)

ABSENT: 1 (Craig Bergeron)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 17 of 2021 can be found at the end of these minutes.

B. A Resolution Authorizing The Parish President, Director Of Utilities, And Director Of Finance To Sign The Louisiana Compliance Questionnaire For Audit Engagement with Provost, Salter, Harper And Alford, LLC. On Behalf Of The West Baton Rouge Parish Natural Gas & And Water Systems For The Period January 1, 2021– December 31, 2021

A motion was made by Caleb Kleinpeter, seconded by Chris Kershaw to approve the Resolution Authorizing The Parish President, Director Of Utilities, And Director Of Finance To Sign The Louisiana Compliance Questionnaire For Audit Engagement with Provost, Salter, Harper And Alford, LLC. On Behalf Of The West Baton Rouge Parish Natural Gas & And Water Systems For The Period January 1, 2021– December 31, 2021.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)

NAYS: 0 (None)

ABSENT: 1 (Craig Bergeron)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 18 of 2021 can be found at the end of these minutes.

c. A Resolution Authorizing The Parish President, Director- Department Of Finance And Council Clerk To Sign The Louisiana Compliance Questionnaire For Audit Engagement With Hawthorn, Waymouth And Carroll, LLC., On Behalf Of West Baton Rouge Parish And Fire Protection District No. 1, For The Period January 1, 2021 - -December 31, 2021As Prepared By The Director- Department Of Finance

A motion was made by Atley Walker, seconded by Gary Joseph to approve the Resolution Authorizing The Parish President, Director- Department Of Finance And Council Clerk To Sign The Louisiana Compliance Questionnaire For Audit Engagement With Hawthorn, Waymouth And Carroll, LLC., On Behalf Of West Baton Rouge Parish And Fire Protection District No. 1, For The Period January 1, 2021 - -December 31, 2021 As Prepared By The Director- Department Of Finance.

The vote was recorded as follows:

YEAS: 8 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter, Kenneth Gordon, Carey Denstel, Alan Crowe, Gary Joseph)
NAYS: 0 (None)
ABSENT: 1 (Craig Bergeron)
ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 19 of 2021 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. APPOINTMENTS

A. WBR Board of Adjustments - Re-appoint Mr. Barry Wilkinson and Mr. David Rodrigue with terms ending September 24, 2026

Chairman Allain explained that Mr. Barry Wilkinson and Mr. David Rodrigue were up for re-appointment, noting both were still interested in serving on the Board of Adjustments, and asked if there were any other recommendations for the same. No other recommendations were made, therefore Mr. Barry Wilkinson and Mr. David Rodrigue were re-appointed by acclamation with terms ending September 24, 2026.

16. CORRESPONDENCE REPORT

- Reminder Budget Hearings Tuesday, October 26th and Wednesday, October 27th 2021
- Next Planning & Zoning Meeting Tuesday, October 19, 2021 at 5:30pm
- Next Council Meeting Thursday, October 28, 2021 at 5:30pm

17. ADJOURN

There being no further business, a motion to adjourn was made by Mr. Alan Crowe and was adopted by acclamation at 05:59 PM.


Kirk Allain, Council Chairman


Michelle Tullier, Council Clerk

RESOLUTION 17 OF 2021

A Resolution Of The West Baton Rouge Parish Council Approving Industrial Tax Exemption Application #20210109-ITE for Shell Catalysts & Technologies LP located at 1699 Catalyst Drive, Port Allen, LA, 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, After filing an Advanced Notification, the applicant will submit its application and the agreement (Exhibit A) to BCI. The board, using LED staff resources, will review the application and Exhibit A for compliance with program rules and applicable laws. The board will then take action on the application. For applications approved by the board, LED will provide notice to all applicable local governmental entities; and

WHEREAS, On September 28, 2021, the West Baton Rouge Parish Council received Notice that the above-referenced Tax Exemption for Shell Catalysts & Technologies LP attached hereto along with the corresponding Exhibit A, was approved by the BCI on September 24, 2021 for a term of 10 years (in the form of two five-year terms) at 80 percent property tax abatement level; and 20 percent of the assessed value of company assets will be placed on tax rolls from the beginning of operations, providing tax revenues to the parish immediately; and

WHEREAS, Upon receipt of the aforementioned notice, local governmental entities have 30 days to initiate further action on the application by placing the issue on a public meeting agenda, and once on an official meeting agenda, the local governmental entity has an additional 30 days (or no more than 60 days from receipt of the notification) to approve or deny the application;

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 (Advance Notification #20210109) based on the inclusion of the terms and conditions outlined in the Exhibit “A” (the Cooperative Endeavor Agreement between the Louisiana Department of Economic Development and Shell Catalysts & Technologies LP.

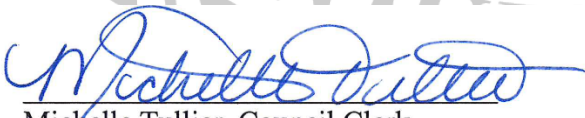
The Foregoing Resolution Has Been Considered, Upon Motion By Council Member Carey Denstel, Which Was Seconded By Council Member Caleb Kleinpeter, And A Vote Being Taken, The Following Result Was Had:

Yeas:	8	(Messrs. Denstel, Kleinpeter, Kershaw, Walker, Allain, Gordon, Crowe, Joseph)
Nays:	0	(None)
Absent:	1	(Mr. Bergeron)
Abstain:	0	(None)

WHEREUPON the resolution was declared adopted this **14th Day of October, 2021.**

CERTIFICATE

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is true and correct copy of a resolution adopted by said body at its Regular Meeting of October 14, 2021, at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 18 OF 2021

A Resolution authorizing the Parish President, Director of Utilities, and Director of Finance to sign the Louisiana Compliance Questionnaire for Audit Engagement for Provost, Salter, Harper and Alford, LLC. On behalf of the West Baton Rouge Parish Natural Gas & Water Systems for the period
January 1, 2021– December 31, 2021

WHEREAS, as mandated by State Law the West Baton Rouge Parish Council completed the compliance questionnaire for audit engagements as a required part of a financial audit of Louisiana governmental units and quasi-public entities.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby authorize the Parish President, Director of Utilities, and Director of Finance to sign the Louisiana Compliance Questionnaire for Audit Engagement for the period January 1, 2021 – December 31, 2021.

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

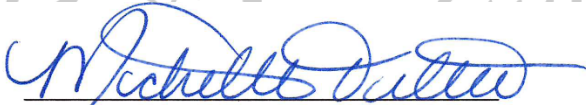
The resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: 8 (Messrs. Kershaw, Kleinpeter, Walker, Allain, Denstel, Gordon, Crowe, Joseph)
NAYS: 0 (None)
ABSENT: 1 (Mr. Bergeron)
ABSTAIN: 0 (None)

AND the resolution was declared adopted on this 14th DAY OF OCTOBER, 2021.

CERTIFICATE

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is true and correct copy of a resolution adopted by said body at its Regular Meeting of October 14, 2021 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 19 OF 2021

A Resolution Authorizing The Parish President, Director- Department Of Finance And Council Clerk To Sign The Louisiana Compliance Questionnaire For Audit Engagement With Hawthorn, Waymouth And Carroll, LLC., On Behalf Of West Baton Rouge Parish And Fire Protection District No. 1, For The Period January 1, 2021 - December 31, 2021
As Prepared By The Director- Department Of Finance
WHEREAS, as mandated by State Law the West Baton Rouge Parish Council completed the compliance questionnaire for audit engagements as a required part of a financial audit of Louisiana governmental units and quasi-public entities.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby authorize the Parish President, Director-Department of Finance and Council Clerk to sign the Louisiana Compliance Questionnaire for Audit Engagement for the period January 1, 2021-December 31, 2021 as prepared by the Director-Department of Finance.

The Foregoing Resolution Was Considered, And After Public Discussion, A Motion To Approve Was Made By Council Member Atley Walker, Which Was Seconded By Council Member Gary Joseph.

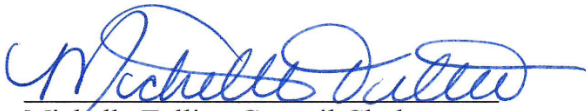
The resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: 8 (Messrs. Walker, Joseph, Kershaw, Kleinpeter, Allain, Denstel, Crowe, Joseph)
NAYS: 0 (None)
ABSENT: 1 (None)
ABSTAIN: 0 (None)

AND the resolution was declared adopted on this 14th Day of October, 2021.

CERTIFICATE

I, Michelle Tullier, Council Clerk of the West Baton Rouge Parish Council do hereby certify that the above and foregoing is true and correct copy of a resolution adopted by said body at its Regular Meeting of October 14, 2021 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

