

MINUTES
WEST BATON ROUGE PARISH COUNCIL
REGULAR MEETING
GOVERNMENT BUILDING
880 North Alexander Avenue, Port
Allen Thursday, November 18, 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, November 18, 2021 and called to order at 05:30 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 Councilman Caleb Kleinpeter 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. Kevin Durbin, Director of Public Works and Mrs. Michelle Tullier, Council Clerk, and Mr. Lou Delahaye, Parish Attorney,.

5. MINUTES APPROVAL

A. Approval of Minutes from Regular Meeting of October 28, 2021 and Budget Hearings of October 26,2021 and November 2, 2021

A motion was made by Carey Denstel, seconded by Caleb Kleinpeter to approve Minutes from Regular Meeting of October 28, 2021 and Budget Hearings of October 26,2021 and November 2, 2021.

The vote was recorded as follows:

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

A. Accept/Reject Change Order No. 1 and Substantial Completion for 2021 Asphalt Road Rehab Project

A motion was made by Chris Kershaw, seconded by Atley Walker to approve amending the agenda to include Accept/Reject Change Order No. 1 and Substantial Completion for 2021 Asphalt Road Rehab Project.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

7. **PARISH PRESIDENT'S REPORT**

Mr. Kevin Durbin was recognized and explained the Parish President was not in attendance due to a Police Jury Executive Board Meeting tonight.

Mr. Durbin covered the following items:

Large vessels to be moved by Mammoat the weekend of December 4th and

5th; DOTD Stakeholder meeting;

Transportation Priorities meeting;

December 15th Intracoastal Project status meeting.

Mr. Lou Delahaye informed the Council of the upcoming Raxx Bar Court Case on December 9, 2021.

8. **PUBLIC COMMENTS**

There were no comments from the public at this time.

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

Councilman Kleinpeter requested that a 5 person committee for hiring the upcoming Fire Chief be put together, Councilman Denstel along with other Council members agreed with this suggestion.

10. **CONSIDER RECOMMENDATION OF GROUP MEDICAL INSURANCE RATES FOR PERIOD JANUARY 1, 2022–DECEMBER 31, 2022**

A. **Consider Group Medical Insurance Approval**

Mr. Chance Stephens was recognized and reviewed the available Group Medical Insurance Rates and Plans for the year 2022.

A motion was made by Caleb Kleinpeter, seconded by Chris Kershaw to approve the recommendation of administration for Group Medical Insurance rates for period January 1, 2022 - December 31, 2022 as presented by Chance Stephens.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

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

A. **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).**

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

Mr. Court Bradford was recognized representing this request for a rezoning to a minor subdivision and answered a few questions regarding the same. Councilman Alan Crowe expressed his concerns on if the preliminary plat which was being shown actually met the requirements of a Minor subdivision. After discussion back and forth on who owns the driveway/right of way Mr. Bradford was asked to get a letter of no objection from the two property owners who are located in front of this 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.

A motion was made by Caleb Kleinpeter, seconded by Carey Denstel to table the 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. 4.801AC in Section 61, T8S R12E. Rezoning from AG (Agricultural) to R-M (Residential Minor).

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed and the item tabled to the December 9th meeting.

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).

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

Mr. Raymond Loupe was available and offered to answer any questions from the Council.

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 Craig Bergeron, seconded by Carey Denstel to approve 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).

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Ordinance 25 of 2021 can be found at the end of these minutes.

C. 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.

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

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 Atley Walker to approve with amendment/s 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.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Ordinance 26 of 2021 can be found at the end of these minutes.

12. **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 5:30pm in the Council Chambers, located at 880 North Alexander Avenue, Port Allen, La.:

- A. An Ordinance adopting an Operating Budgets of Revenues and Expenditures for WBR Parish Council for the Fiscal Year Beginning January 1, 2022 and Ending December 31, 2022, For the 2022 Budgets, Capital Road Program, Fire Protection District No. 1 and Five year Capital Expenditure Budget (including the Department of Utilities) Public Hearing Date: December 9, 2021
- B. An Ordinance To Amend And Reenact Section 104-103 (“Site Development Regulations”) Of Article IV (“Planned Unit Development (PUD) Districts”) Of Chapter 104 (“Zoning Ordinance”), Part III (“Unified Development Code”) Of The West Baton Rouge Parish Code Of Ordinances To Remove The Planned Unit Development (“PUD”) District. Public Hearing Date: January 13, 2022
- C. An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 103 (“Floodplain Management”), Section 103-7 (“Minimum Floor Elevation Requirements; Procedures”) And Chapter 106 (“Site Planning”), Article II (“Stormwater Management”) To Provide For Additional Stormwater Protection For Residents And Businesses In West Baton Rouge Parish. Public Hearing Date: January 13, 2022
- D. An Ordinance To Amend And Reenact The West Baton Rouge Parish Code Of Ordinances, Part III (“Unified Development Code”), Chapter 106 (“Site Planning”), Article V (“Yard/Setback, Open Space And Common Area Requirements”), Section 106-124 (“Commercial Site Development Regulations”), Subsection D (“C-1.4, Industrial-Transitional Commercial District”), Section 106-125 (“C-2 Site Development Regulations”) And Sections 106-126 Thru 106-128 (Industrial Site Development Regulations) To Fix Consistency Errors In Buffers. Public Hearing Date: January 13, 2022
- E. NOTICE IS HEREBY GIVEN that the Parish Council of the Parish of West Baton Rouge, State of Louisiana will meet on Thursday, December 9, 2021, at 5:30 p.m., at the Governmental Building, 880 North Alexander Avenue, Port Allen, Louisiana, at which time there will be consideration of action regarding calling an election to authorize the renewal of the levy and collection of an existing ad valorem tax for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging.
- F. NOTICE IS HEREBY GIVEN that the Parish Council of the Parish of West Baton Rouge, State of Louisiana will meet on Thursday, December 9, 2021, at 5:30 p.m., at the Governmental Building, 880 North Alexander Avenue, Port Allen, Louisiana, at which time there will be consideration of action regarding calling an election to authorize the renewal of the levy and collection of an existing ad valorem tax for

the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum.

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

- A. Accept/Reject Change Order No. 1 and Substantial Completion for 2021 Asphalt Road Rehab Project.

Mr. Kevin Gravois with PEC was recognized and explained this change order was for a decrease of \$127,874.49 and less thirteen calendar days, and asked for approval of the change order and substantial completion for the project.

A motion was made by Alan Crowe, seconded by Kenneth Gordon to approve Change Order No. 1 and Substantial Completion for 2021 Asphalt Road Rehab Project.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

14. **RESOLUTIONS**

- A. **A Resolution Authorizing The Parish President To Enter Into An Agreement With The Louisiana Housing Corporation In Order To Comply With The Requirements Of The Low Income Home Energy Assistance Program (LIHEAP) Grant**

A motion was made by Chris Kershaw, seconded by Gary Joseph to approve A Resolution Authorizing The Parish President To Enter Into An Agreement With The Louisiana Housing Corporation In Order To Comply With The Requirements Of The Low Income Home Energy Assistance Program (LIHEAP) Grant.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 21 of 2021 can be found at the end of these minutes.

- B. **Approval and Adoption of West Baton Rouge Parish Council Flexible Benefits Plan (Cafeteria Plan) To Be Effective January 1, 2022**

A motion was made by Chris Kershaw, seconded by Carey Denstel to approve adoption of West Baton Rouge Parish Council Flexible Benefits Plan (Cafeteria Plan) To Be Effective January 1, 2022.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 22 of 2021 can be found at the end of these minutes.

- C. **Authorize Execution of Letter Agreement with Acadian Ambulance Service Inc. for 2022**

A motion was made by Atley Walker, seconded by Gary Joseph to Authorize Execution of Letter Agreement with Acadian Ambulance Service Inc. for 2022.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 23 of 2021 can be found at the end of these minutes.

D. A Resolution To Authorize The Parish President to sign Intergovernmental Service Agreement Between The Village of Rosedale And The Parish Of West Baton Rouge, For Permitting And Inspection Services.

A motion was made by Carey Denstel, seconded by Chris Kershaw to approve A Resolution To Authorize The Parish President to sign an Intergovernmental Service Agreement Between The Village of Rosedale And The Parish Of West Baton Rouge, For Permitting And Inspection Services.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes the motion passed.

Resolution 24 of 2021 can be found at the end of these minutes.

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

A. File # 2021-19 Preliminary Plat For Proposed Keystone West (Lots 1 Through 317, Approx: 120+/- Acres), Choctaw Road/ Parcel # 203800001300/ 123.87 Ac Located In Sections 62, 63, 64, & 65, Township 8 South, Range 12 East West Baton Rouge Parish, Louisiana For America Homeland, LLC.

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

Mr. Kevin Durbin was recognized and explained the Commission recommended denial on this request due to various reasons such as water, traffic, and the safety health and welfare of the community, Mr. Durbin stated there were various issues with this plat still ongoing and being discussed and worked out with the developer. Mr. Durbin presented the review of the Traffic Study and Drainage Study turned in by the developer.

Mr. David Kone attorney for America Homeland Holland, was recognized and briefly summarized the updated preliminary plat presented to the Council, which has had a few changes since the Planning Commission meeting, and offered to answer any question. Mr. Kone also explained there were a few representatives regarding traffic, drainage etc. to answer questions the Council had regarding this proposed project. Mr. Stormy Baucham who is the current property owner explained his side and the reasons for the development of this land. The following individuals were recognized and spoke against the aforementioned project for various reasons, like traffic, drainage, zoning, current road conditions, and surrounding lot sizes.

Keri Aucoin – stated she had a petition with nearly 900 residents signatures against this project

Tyler Jarreau

Bradley

Blanchard Laura

McNutt Douglas

Labauve Linda

Dupuy Debra

Torres

Lisa Hebert

The Chairman explained there were also cards submitted for those not wishing to

speak but get their opinion regarding their support for the project on the record.
 The cards presented were 3 in support of the project and 19 against this project.

Mrs. Tullier read aloud correspondence received from Lynn and Cheryl Ourso,
 Maryand Glynn LeBlanc and Lonnie Covington.

The Council Chairman at this point declared the Public Hearing closed.
 There were a few Council Members who had questions regarding the
 traffic and drainage studies.
 A few Council Members expressed their feelings on this type of growth and the
 location of it, along with little infrastructure to handle it, and pointed out the issue
 of whether the property is zoned correctly for this type of development.
 Councilman Kershaw who represents this area gave multiple reasons for not
 being able to support this project as presented and read aloud section 104-2 in
 closing.

A motion was made by Alan Crowe, seconded by Gary Joseph to deny, due to all
 of the issues brought up by Councilman Denstel and concerned citizens regarding
 traffic, drainage, railroad issues, and the current zoning of the property. File #
2021-
19 Preliminary Plat For Proposed Keystone West (Lots 1 Through 317, Approx:
120+/- Acres), Choctaw Road/ Parcel # 203800001300/ 123.87 Ac Located In
Sections 62, 63, 64, & 65, Township 8 South, Range 12 East, West Baton Rouge
Parish, Louisiana For America Homeland, LLC

The vote was recorded as follows:
 YEAS: 9 (Kirk Allain, Chris Kershaw, Atley Walker, Caleb Kleinpeter,
 Kenneth Gordon,Carey Denstel, Alan Crowe, Craig Bergeron, Gary Joseph)
 NAYS: 0 (None)
 ABSENT: 0 (None)
 ABSTAIN: 0 (None)
 As a result of the votes the motion passed and the item was therefore denied.

16. APPOINTMENTS

- A. **Capital Area Groundwater Commission** - Consider Reappointment of Patrick Hobbins term to expire December 1, 2021
 Councilman Carey Denstel explained that Mr. Patrick Hobbins would like to continue to serve on this board and asked for reappointment, therefore Mr. Denstelrecommended the reappointment of Mr. Patrick Hobbins, there were no other recommendations, and the reappointment was adopted by acclamation.
- B. **BOA Appointment** - Consider appointing Mr. Prince Gray as an alternate member with a termexpiration of 9/24/2027
 Councilman Carey Denstel explained that Mr. Prince Gray Jr. would like to serve onthis board and asked for consideration of your appointment. Mr. Denstel recommended the appointment of Mr. Prince Gary Jr. as an alternate on the Board ofAdjustments, there were no other recommendations, and the appointment was adopted by acclamation.

17. CORRESPONDENCE REPORT

Next Planning & Zoning Meeting is December 7, 2021 at 5:30pm.
 Next Council Meeting is December 9, 2021 at 5:30pm.

18. ADJOURN

There being no further business, a motion to adjourn was made by Mr. Alan Crowe and was adopted by acclamation at 8:10 PM.


Kirk Allain, Council Chairman


Michelle Tullier, Council Clerk

ORDINANCE 25 OF 2021

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of October 14, 2021
And Adopted November 18, 2021

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

NOW THEREFORE BE IT ORDAINED by the West Baton Rouge Parish Council in legal session that Chapter 104 Zoning, Sec. 104-3 Establishment of Districts, Official Zoning Map of the Compiled Ordinances of the Parish of West Baton Rouge, Louisiana is amended and re-enacted to read as follows:

Sec.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) Rezoning 6 +/- Acres from (AG) Agricultural to I-1 (Light Industrial).

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this ordinance shall become effective pursuant to Section 2-12 (C) of the Home Rule Charter.

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 CRAIG BERGERON, WHICH WAS SECONDED BY COUNCIL MEMBER CAREY DENSTEL. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

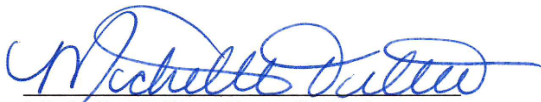
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the 18th Day of November, 2021.

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 26 OF 2021

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of October 14, 2021
And Adopted November 18, 2021

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.

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 Parish Council has recently taken action to further define and regulate “solar panel farms” proposed for siting in the unincorporated areas of West Baton Rouge Parish; **AND**~~

WHEREAS, the West Baton Rouge Parish Council has determined that residential uses other than accessory residential uses or Traditional Neighborhood Development (TND) proposals inside of commercial zoning districts are difficult to regulate due to different development styles;

NOW, THEREFORE, BE IT ORDAINED that the West Baton Rouge Parish Code of Ordinances, Part III (“Unified Development Code”), Chapter 104 (“Zoning Ordinance”), Appendix A (“Zoning Districts”) 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 104

ZONING ORDINANCE

* * *

REVISED by ZRB– AMEND ON FLOOR

APPENDIX A – ZONING DISTRICTS

* * *

Use Classifications	R-SF-1, R-SF-2, R-SF-3, R-ED, R-2F	R-MF-1, R-MF-2, R-MF-3	R-MH, R-M	C- 1.1	C- 1.2	C- 1.3	C- 1.4	C-2	I-1, I-2	I-3	AG- 1	AG-2	AG-3	B-1, B-2	POS- C- RV, PF
Accessory residential	P	P		P <u>S</u>	P <u>S</u>	P <u>S</u>	S	S	S	P	P	P			
* * *															
Apartments (See: Residential/multiple- family)	P			P	P										
* * *															
Residential/condominium and townhouse residential		P		P <u>S</u>	P <u>S</u>	P <u>S</u>	P	S	S						
Residential/duplex residential	P (R-2F only)			P <u>S</u>	P <u>S</u>	P <u>S</u>	P				S	S	S		
* * *															
Residential/mobile home residential			P	P <u>S</u>	P <u>S</u>	P <u>S</u>	S	S	S	P	P	P			
Residential/multiple family residential		P		P <u>S</u>	P <u>S</u>	P <u>S</u>	S	S	S						
Residential/single-family residential	P		P (R-M only)	P <u>S</u>	P <u>S</u>	P <u>S</u>	S		S	P	P	P			
Residential/townhouse residential		P		P <u>S</u>	P <u>S</u>	P <u>S</u>	S		S	S	S	S			
Residential/two-family residential	P (R-2F only)			P <u>S</u>	P <u>S</u>	P <u>S</u>	S		S	S	S	S			
* * *															

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 ATLEY WALKER. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

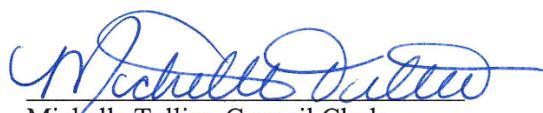
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the 18th Day of November, 2021.

ATTEST:


Michelle Tullier, Council Clerk

RESOLUTION 21 OF 2021

A Resolution Authorizing The Parish President To Enter Into An Agreement With The Louisiana Housing Corporation In Order To Comply With The Requirements Of The Low Income Home Energy Assistance Program (LIHEAP) Grant

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby authorize the Parish President to enter into an agreement with the Louisiana Housing Corporation as aforementioned.

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

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

NAYS: 0 (None)

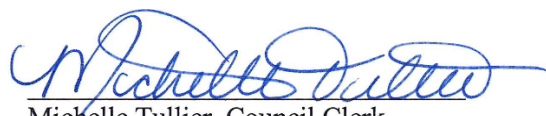
ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this **18th day of November, 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 November 18, 2021 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 22 OF 2021

**Approval and Adoption of West Baton Rouge Parish Council Flexible Benefits Plan
(Cafeteria Plan) To Be Effective January 1, 2022**

ON THIS DATE the West Baton Rouge Parish Council did meet and discuss the implementation of the West Baton Rouge Parish Council Flexible Benefits Plan to be effective January 1, 2022, and

LET IT BE KNOWN that the following resolution was duly adopted by the West Baton Rouge Parish Council and that such resolution has not been modified or rescinded as of the date hereof, and

BE IT RESOLVED that the form of Cafeteria Plan as authorized under Section 125 of the Internal Revenue Code of 1986 is hereby adopted and approved and that the proper officers of the Employer are hereby authorized and directed to execute and deliver to the Plan Administrator one or more copies of the Plan, and

BE IT RESOLVED that the Plan Year shall be for a period beginning January 1, 2022 and ending December 31, 2022, and

BE IT FURTHER RESOLVED that the Employer shall contribute to the Plan amounts sufficient to meet its obligation under the Cafeteria Plan in accordance with the terms of the Plan Document and shall notify the Plan Administrator to which periods said contributions shall be applied, and

NOW THEREFORE BE IT FURTHER RESOLVED that the proper officers of the Employer shall act as soon as possible to notify employees of the adoption of the Cafeteria Plan by delivering to each employee a copy of the Summary Plan Description, which form is hereby approved.

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 Carey Denstel.

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

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this **18th day of November, 2021.**

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 November 18, 2021 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk

RESOLUTION 23 OF 2021

A Resolution authorizing the Parish President to sign the letter agreement with Acadian Ambulance Service, Inc. for the period January 1, 2022 - December 31, 2022

WHEREAS, the West Baton Rouge Parish Council has prepared a letter intended as a memorandum of an agreement concerning a contract with Acadian Ambulance Service, Inc. for ambulance service for the citizens of West Baton Rouge Parish, Louisiana, and

WHEREAS, in the past Acadian Ambulance Service, Inc. has concurred by signing said letter agreement.

WHEREAS, the West Baton Rouge Parish Council feels said agreement is in the best interest of the citizens of West Baton Rouge.

THEREFORE BE IT RESOLVED, the West Baton Rouge Parish Council does hereby authorize the Parish President to sign the Letter Agreement with Acadian Ambulance Service, Inc. for ambulance service for the citizens of West Baton Rouge Parish, Louisiana, for the period January 1, 2022 - December 31, 2022.

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

NAYS: 0 (None)

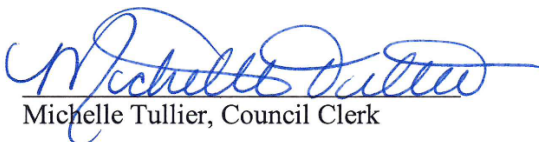
ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this **18th day of November, 2021.**

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 November 18, 2021 at which meeting a majority of the members were present and voting.



Michelle Tullier, Council Clerk

RESOLUTION 24 OF 2021

A Resolution To Authorize The Parish President to sign Intergovernmental Service Agreement Between The Village of Rosedale And The Parish Of West Baton Rouge, For Permitting And Inspection Services.

NOW THEREFORE BE IT RESOLVED that the West Baton Rouge Parish Council does hereby authorize the execution of the attached Intergovernmental Service Agreements between the Village of Rosedale and the Parish of West Baton Rouge, by Parish President Riley Berthelot, Jr. on behalf of the West Baton Rouge Parish Council for the purpose of the Parish issuing permits and performing building inspections on all new construction/renovations occurring within the corporate limits of said municipality for the period of 5 years retroactively commencing on July 21st, 2021.

The Foregoing Resolution Was Considered, And After Public Discussion, A Motion To Approve Was

Made By Council Member Carey Denstel, Which Was Seconded By Council Member Chris Kershaw.

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

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

NAYS: 0 (None)

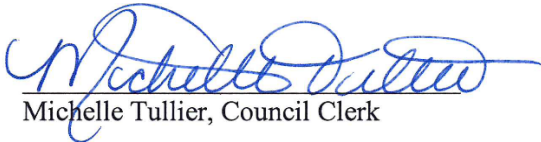
ABSENT: 0 (None)

ABSTAIN: 0 (None)

AND the resolution was declared adopted on this 18th Day of November, 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 November 18, 2021 at which meeting a majority of the members were present and voting.


Michelle Tullier, Council Clerk