

MINUTES
WEST BATON ROUGE PARISH
COUNCIL REGULAR MEETING
GOVERNMENT BUILDING

880 North Alexander Avenue, Port Allen

Thursday, June 9, 2022

5:30 PM

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

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

A Regular Meeting of the West Baton Rouge Parish Council was held on Thursday, June 9, 2022 and called to order at 05:30 PM. Council Chairman Carey Denstel asked that all electronic devices be placed on silent.

2. OPENING PRAYER

Councilman Atley Walker Jr. led everyone in an opening prayer

3. PLEDGE OF ALLEGIANCE

Chairman Denstel recognized Mr. Barry Huggins who led everyone in the Pledge of Allegiance.

4. LOG ATTENDANCE

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

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

5. MINUTES APPROVAL

A. Approval of Minutes from May 26, 2022 Regular Meeting

A motion was made by Councilman Chris Kershaw, seconded by Councilman Kirk Allain to approve the Minutes from May 26, 2022 Regular Meeting.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

6. CONSIDER ANY AMENDMENTS TO THE AGENDA

Mr. Lou Delahaye, Parish Attorney was recognized and asked the Council to amend the agenda to consider going into Executive Session in regards to a current lawsuit titled "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31".

A motion was made by Councilman Chris Kershaw, seconded by Councilman Caleb Kleinpeter to approve amending the agenda to include going in to Executive Session in regards to a current lawsuit titled "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31".

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed** and the agenda was therefore amended.

7. PARISH PRESIDENT'S REPORT

Parish President Riley Berthelot was recognized and covered the following items:
August 18th, 2022 WBR is Hosting the Region III meeting in Addis at the Community Center;
Recent CRPC and TAC policy committee meeting;
More money acquired for land acquisition in regards to the La1/La415 Connector Project;
Announced his support for the proposed new bridge location in Iberville Parish.

8. PUBLIC COMMENTS

Mr. Joey Normand, was recognized and explained he was previously on the Groundwater Commission and opposed the proposed increase of rates by the Commission which was recently voted on. Mr. Normand explained he had multiple reasons to oppose this increase and read a statement aloud to the Council. Mr. Normand finished up by saying this was his opinion as a private citizen as he is no longer a member of the Groundwater Commission.

Mr. Barry Huggins was recognized and explained to the Council he currently sits on the Groundwater Commission and he voted against the proposed rate increase for reasons such as legality of the process, and the fact that most wells are already metered, noting that the increase is egregious and unnecessary and is burdensome to the public in his opinion. Mr. Huggins finished by stating he had made other recommendations

such as water clarifiers, but his recommendations were not considered. In closing, Mr. Huggins stated that for the record there was a study ordered to see if this was needed, but the study is not yet complete.

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

Councilman Kleinpeter was recognized and asked for an update on the recent alcohol permit issued to Bucket's Bar & Grill noting the confusion at the last meeting between what the application was for versus what the owner was stating. Mr. Lou Delahaye was recognized and explained there were some questions regarding the Raxx Bar portion of the building being occupied or inspected, and that was being checked into further.

Councilman Crowe was recognized and expressed his concerns over what was applied for and what was issued, he also expressed concerns over what our code states and gave his opinion on this premises being reopened with an alcohol permit.

10. **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. And Chapter 111 Administration and Enforcement, Article IV Zoning Enforcement, Section 111-78 Special, Conditional Use Requirements and Procedures For Ascension Towing & Recovery, LLC.**

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

Mr. Kevin Durbin was recognized and notified the Council, the Planning and Zoning Commission did recommend approval of the Special Use being requested.

Mr. Rawlston Phillips was recognized, he represents the owner of the property and briefly explained the location and aspect of this Special Use Permit request. The owner of Ascension Towing was recognized and explained his intentions for this business and the need for it, mentioning the state has reached out to him with this request due to the upcoming road construction on the interstate. Councilman Kershaw questioned fencing requirements, and also possibly having a salvage yard zone. Councilman Crowe was recognized and stated his feelings in regards to the fencing requirements and the reasons for the fencing not only being for hiding the view of these facilities but also for security of the facility. Councilman Crowe asked that all of the towed vehicles be kept within the fence as required by the code.

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 Alan Crowe, seconded by Councilman Kirk Allain 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. And Chapter 111 Administration and Enforcement, Article IV Zoning Enforcement,

Section 111-78 Special, Conditional Use Requirements and Procedures For Ascension Towing & Recovery, LLC. to allow a Special Use Permit on 3 acres in I-2 for a Wrecker Service/Storage Facility.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Ordinance 20 of 2022 can be found at the end of these minutes.

B. An Ordinance Amending Chapter 104 Zoning to Incorporate Amended Zoning Designation Map (Zoning Plan) under Section 104-3 Establishment of Districts, Official Zoning Map For Rezoning Request of Scott Thomas. Master Plan Change

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

Mr. Kevin Durbin was recognized and explained the Planning & Zoning Commission did recommend approval of this request.

Councilman Kershaw was recognized and clarified with Mr. Court Bradford, who represented Mr. Scott Thomas with this request and explained what Mr. Thomas was intending to do with this property. Councilman Kershaw clarified that lots 1 through 5 are being rezoned as AG-3 and Lot 6 is being rezoned to POS-C-RV, and clarified the size of each of the lots. Councilman Crowe asked a few questions for clarity and expressed concerns over the size of the property being rezoned for a campground, noting there could be more than 300 campsites at this location if approved as is. Mr. Scott Thomas was recognized and gave a little more detail as to what his intentions for the property are, and explained he has a lot of wetlands on this property and does not intend on putting in a bunch of campsites due to the costs of mitigating property. Councilman Kershaw stated that most of the property is currently zoned I-1 and he would rather see the campground zoning than what could be placed here under the I-1 zone.

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 Chris Kershaw, seconded by Councilman Craig Bergeron 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 Scott Thomas. **Master Plan Change. Rezoning lots 1, 2, 3, 4, & 5 to AG-3 and Lot 6 to POS-C-RV.**

The vote was recorded as follows:

YEAS: 8 (Messrs. Kirk Allain, Chris Kershaw, Atley Walker, Caleb

Kleinpeter, Kenneth Gordon, Carey Denstel, Craig Bergeron, and Gary Joseph)
NAYS: 1 (Mr. Alan Crowe)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**
Ordinance 21 of 2022 can be found at the end of these minutes.

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 Wesley Eustis.

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

Mr. Kevin Durbin was again recognized and explained that the Planning & Zoning Commission recommended approval of the aforementioned item. A representative of the project explained the intentions of opening up a coffee shop on the corner and offered to answer any questions.

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.

Chairman Denstel asked if there was any particular reason for the C-1.4 zoning which is actually a warehouse transitional zone, the representative for the project stated there was no specific reason, this is the zone they were instructed to ask for.

A motion was made by Atley Walker, seconded by Alan Crowe 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 Wesley Eustis. Zoning from I-1 to C-1.4.

The vote was recorded as follows:

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

NAYS: 0 (None)
ABSENT: 0 (None)
ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed**.
Ordinance 22 of 2022 can be found at the end of these minutes.

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), Sections 106-114, 106-115, and 106-116, Updating Side Yard Requirements for Certain Zones.

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

Mr. Durbin was again recognized and briefly explained the reason for this ordinance and noted the Planning and Zoning Commission recommended this for approval. 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.

There were quite a few questions from the Council in regards to the setback and possible other changes that maybe could be considered, after this discussion it was suggested to send this back to the zoning review board for further consideration.

A motion was made by Councilman Alan Crowe, seconded by Councilman Caleb Kleinpeter to table for 60 days, 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), Sections 106-114, 106-115, and 106-116, Updating Side Yard Requirements for Certain Zones.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed, the item was tabled for 60 days.**

- E. **An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum, and providing for other matters in connection therewith.**

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 Councilman Kirk Allain, seconded by Councilman Chris Kershaw to approve An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended,

La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum, and providing for other matters in connection therewith. .

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Ordinance 23 of 2022 can be found at the end of these minutes.

- F. **An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2.5 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging, and providing for other matters in connection therewith.**

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 Councilman Craig Bergeron, seconded by Councilman Kenneth Gordon to approve An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2.5 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging, and providing for other matters in connection therewith. .

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Ordinance 24 of 2022 can be found at the end of these minutes.

G. **An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances,Relative To Reapportioning Single Member Voting Districts For The Council Of The Parish Of West Baton Rouge, Louisiana, In Accordance With The 2020 Census, And Further Providing With Respect Thereto.**

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. Councilman Kershaw asked that the word chart be updated to Charter and explained he was not very satisfied with how District 2 was divided but understood with the numbers and population, this was the best that could be done.

A motion was made by Councilman Atley Walker, seconded by Councilman Caleb Kleinpeter to approve with amendment/s An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances, Relative To Reapportioning Single Member Voting Districts For The Council Of The Parish Of West Baton Rouge, Louisiana, In Accordance With The 2020 Census, And Further Providing With Respect Thereto.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Ordinance 25 of 2022 can be found at the end of these minutes.

H. **An ordinance amending the West Baton Rouge Parish Code of Ordinances, relative to amending the current Parish Precinct Ordinance creating whole voting precincts for the Parish of West Baton Rouge in accordance with the guidelines put forth by the Louisiana Secretary of State, and further providing with respect thereto.**

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 Councilman Kirk Allain, seconded by Councilman Atley

Walker to approve An ordinance amending the West Baton Rouge Parish Code of Ordinances, relative to amending the current Parish Precinct Ordinance creating whole voting precincts for the Parish of West Baton Rouge in accordance with the guidelines put forth by the Louisiana Secretary of State, and further providing with respect thereto.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Ordinance 26 of 2022 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 Adopting An Operating Budget Of Revenues And Expenditures For The Fiscal Year Beginning July 1, 2022 And Ending June 30, 2023 As Published By The West Baton Rouge Parish Council On Aging Public Hearing Date: June 23, 2022
- B. An Ordinance Adopting the 2022 WBR Parish Council Amendments to the Library Expenditures for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022. Public Hearing Date: June 23, 2022
- C. An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances, Relative To Amending The Current Parish Precinct Ordinance To Provide For The Merger Of Certain Qualifying Voting Precincts For The Parish Of West Baton Rouge In Accordance With RS 18:532.1. Public Hearing Date: June 23, 2022

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

- A. **Accept/Reject recommendation for 2022 Asphalt Road Rehabilitation Program**
Mr. Kevin Gravois, of PEC was recognized and explained the 2022 Asphalt Road low bidder was Barriere Construction Co., LLC. of Franklinton, Louisiana with a total base bid of \$1,468,498.55. President Berthelot explained that after looking at possibly taking a few streets out, it was agreed that we could fund the whole project with a budget amendment if needed. Mr. Phillip Bourgoyne was recognized and explained this was in fact over the projected \$855,000 dollars budgeted for this

project. There were quite a few questions from the Council in regards to specific costs on certain streets, mainly Sid Richardson being the majority of the costs for the project. Councilman Kleinpeter asked if the data from the study we paid for showed all of the listed roads needing repaving or some sort of work. Mr. Durbin verified that the roads are on the study but there has not been enough time to review the outcome of the study. Mr. Gravois did clarify that the information from the study was received too late in order to be considered for this bid.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Atley Walker to approve with amendment/s the recommendation for 2022 Asphalt Road Rehabilitation Program being awarded to Barriere Construction., LLC. of Franklinton, La. for the amount of \$1,468,498.55 with the understanding to remove Sid Richardson road from the project.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

B. Accept/Reject Bid Recommendation On Drainage Department 25 Ton Trailer

Mr. Jason Manola was recognized and explained the recommendation from administration is to award the aforementioned bid to Crawler Supply in the amount of \$61,027 dollars with a delivery date of 5-7 months. Mr. Manola did explain that only \$45,000 dollars was budgeted for this item, so there would be a budget adjustment needed at a later date.

A motion was made by Chris Kershaw, seconded by Kirk Allain to approve the Bid Recommendation On Drainage Department 25 Ton Trailer being awarded to the low bidder of Crawler Supply in the amount of \$61,027 dollars with a delivery date of 5-7 months.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

13. RESOLUTIONS

A. Resolution Authorizing the Parish President to Enter into a Cooperative Endeavor Agreement with the Louisiana Department of Transportation and Development for the Purposes of Participating in the "Road Transfer

Program”

Mr. Kevin Durbin was recognized and explained the resolution aforementioned and the six road suggestions of administration for the transfer program which total approximately 6.5 million dollars which is a credit for West Baton Rouge Parish towards the 415 connector project. There were a few questions from the Council in regards to how the road transfer program works, what condition the roads will be in when we take them over, and what happens if the La415 Connector project never happens. Administration suggested that we ask DOTD to communicate with the Parish on when these roads will be overlaid, just in case the Parish has improvements they would like to make before the overlay happens, for example Choctaw Rd. Chairman Denstel asked that some sort of language be added to said agreement which puts a timeframe for this project to happen and the transfer program to proceed.

A motion was made by Councilman Kirk Allain, seconded by Councilman Craig Bergeron to approve with amendment/s Resolution Authorizing the Parish President to Enter into a Cooperative Endeavor Agreement with the Louisiana Department of Transportation and Development for the Purposes of Participating in the “Road Transfer Program”.

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

Resolution 27 of 2022 can be found at the end of these minutes.

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

There were no items to consider at this time.

At this time, the amended item Executive Session in regards to "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31" was on the floor for consideration.

A motion was made by Councilman Chris Kershaw, seconded by Councilman Kenneth Gordon to approve entering into Executive Session in regards to "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31".

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed and the Council entered Executive Session at 7:31pm.**

A motion was made by Councilman Alan Crowe, seconded by Councilman Caleb Kleinpeter to approve exiting Executive Session in regards to "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31".

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

As a result of the votes, the motion **Passed and the Council exited Executive Session at 7:39pm.**

A motion was made by Councilman Kirk Allain, seconded by Mr. Atley Walker to join the aforementioned lawsuit titled "Nineteenth Judicial District Court, Parish Of East Baton Rouge, State of Louisiana, The Baton Rouge Water Works Company Versus The Capital Area Groundwater Conservation District and Capital Area Groundwater Conservation Commission, Suit#715,795, Division 31"

The vote was recorded as follows:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

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

15. CORRESPONDENCE REPORT

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

- Next Planning & Zoning Meeting is Tuesday, June 21, 2022 at 5:30pm.
- Next Parish Council Meeting is Thursday, June 23, 2022 at 5:30pm.

16. ADJOURN

There being no further business, a motion to adjourn was made by Councilman Caleb Kleinpeter and was adopted by acclamation at 07:40 PM.


Carey Denstel, Chairman


Michelle Z. Tullier, Council Clerk

ORDINANCE 20 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 12, 2022
Adopted on June 9, 2022

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 Ascension Towing & Recovery, LLC.

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 and Chapter 111 Administration and Enforcement, Sec. 111-78 Special Conditional Use Requirements and Procedures is followed to grant the following:

Sec.104-3. Establishment Of Districts, Official Zoning Map and **Sec.111-78.** For Rezoning Request and Special Conditional Use Requirements and Procedures for Ascension Towing & Recovery, LLC. Located at 1875 N. Line Rd. Port Allen, LA 70767. File #2022-7 Described By The WBR Assessors Office As: 3.0 acres contained within T7S, R12E, SEC, C, 95 (West Side of Hwy 1) Requesting a Special Use Permit on 3.0 acres in I-2 for a Wrecker Service/Storage Facility.

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

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

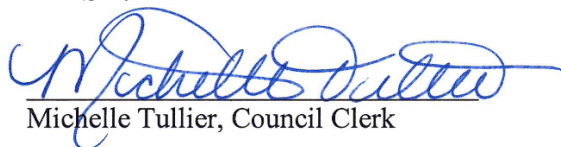
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the 9th day of June, 2022.

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 21 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Meeting of May 12, 2022
And Adopted on June 9, 2022

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 Scott Thomas

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 Scott Thomas, located on Choctaw Rd. Brusly, La 70719. File #2022-8: Described by the WBR Assessor as: Tract STT Cont. 86.93 Acres in Sec 33, T8S, R11E. **Master Plan Change.** Rezoning From I-1 to POS-C-RV (Campground) on Lot 6 and AG-3 (Agricultural Full Scale) on Lots 1-5.

BE IT FURTHER ORDAINED by the West Baton Rouge Parish Council that this Ordinance shall also serve as a Master Plan Change.

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

YEAS: 8 (MESSRS. KERSHAW, BERGERON, WALKER, KLEINPETER, DENSTEL, GORDON, ALLAIN, AND JOSEPH)

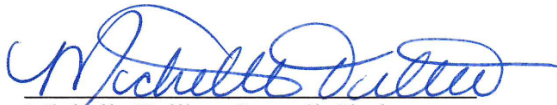
NAYS: 1 (MR. CROWE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **9th Day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 22 of 2022

As Introduced by the West Baton Rouge Parish Council
At the Meeting of May 12, 2022
Adopted on June 9, 2022

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 Wesley Eustis

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 Wesley Eustis, property located at 3621 LA Hwy 1 South, Port Allen, La 70767. File #2022-10: Described by the WBR Assessor as: LOT BP-1, Cont. 4.217 AC in Sec 74, T7S, R12E, SLD, West Baton Rouge, La. Rezoning From I-1(Light Industrial) to C-1.4 (Industrial Transitional).

THEREFORE 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 ATLEY WALKER, WHICH WAS SECONDED BY COUNCIL MEMBER ALAN CROWE. THE ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

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

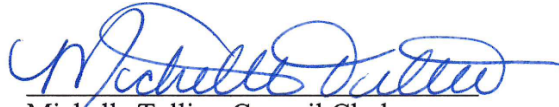
NAYS: 0 (NONE)

ABSENT: 0 (NONE)

ABSTAIN: 0 (NONE)

WHEREUPON the ordinance was declared adopted on the **9th Day of June, 2022.**

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 23 OF 2022

As Introduced by the West Baton Rouge Parish Council
At The Regular Meeting of May 26, 2022
And Adopted on June 9, 2022

The West Baton Rouge Parish Council met in its regular session, duly called, advertised and convened at the West Baton Rouge Parish Council Governmental Building on Thursday, June 9, 2022, at 5:30 p.m., with the following members present:

	<u>Present</u>	<u>Absent</u>
Carey Denstel, District VI, Chairman	X	
Kirk Allain, District I	X	
Chris Kershaw, District II	X	
Atley Walker, Jr., District III	X	
Caleb Kleinpeter, District IV	X	
Kenneth Gordon, District V	X	
Alan Crowe, District VII	X	
Craig Bergeron, District VIII	X	
Gary Joseph, District IX	X	

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

The meeting was called to order and the roll called with the above result.

ORDINANCE 23 OF 2022

The following Ordinance having been introduced at a meeting held on May 26, 2022, notice of its introduction having been published in the official journal and a public hearing having been held thereon, was offered by Kirk Allain, seconded by Chris Kershaw, and adopted with the following vote:

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

NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

And the Ordinance provides as follows:

An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum, and providing for other matters in connection therewith.

WHEREAS, under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, Section 801 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:801) and other constitutional and statutory authority supplemental thereto, including an election held in the Parish of West Baton Rouge, State of Louisiana (the “*Parish*”) on Saturday, April 30, 2022, the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the “*Governing Authority*”), acting as the governing authority of the Parish, desires to renew the levy and collection of the ad valorem tax as authorized at the election by virtue of the favorable passage of the proposition attached hereto as Schedule A setting forth the rate and duration of the tax; and

WHEREAS, in compliance with the provisions of said authority and other applicable constitutional and statutory authority, an election was held in the Parish on Saturday, April 30, 2022, to authorize the renewal of the levy and collection of an ad valorem tax, it is now the desire of this Parish to renew the levy of the ad valorem tax and to provide for the collection thereof and other matters in connection therewith as hereinafter provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of West Baton Rouge, State of Louisiana, acting as the governing authority of the Parish, that:

SECTION 1. Pursuant to the authority of an election held in the Parish on Saturday, April 30, 2022, there be and there is hereby levied within the geographic boundaries of the Parish for the purposes stated in the proposition attached hereto as Schedule A, an ad valorem tax of 2 mills on the dollar of assessed valuation of all property subject to taxation in the Parish, beginning with the year 2024 and ending with the year 2033, to be dedicated and used for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum.

SECTION 2. That the ad valorem tax described in Section 1 above shall be levied, assessed, imposed, collected, paid and enforced according to law.

SECTION 3. The obligations and rights of taxpayers in connection with the ad valorem tax levied hereby shall be as provided by the provisions of law applicable to ad valorem taxes levied by the Parish.

SECTION 4. If any one or more of the provisions of this Ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 5. Upon adoption, this Ordinance shall be published in full in one (1) issue of the *West Side Journal* and shall be recorded in the mortgage records of the West Baton Rouge Parish Clerk of Court.

SECTION 6. The Chairman of the Council be and he is hereby authorized, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Ordinance.

SECTION 7. This Ordinance shall immediately take effect upon adoption.

And the Ordinance was declared adopted on this, the 9th day of June, 2022.


Carey Denstel, Chairman

ATTEST:


Michelle Tullier, Council Clerk

SCHEDULE A

PROPOSITION (TAX RENEWAL)

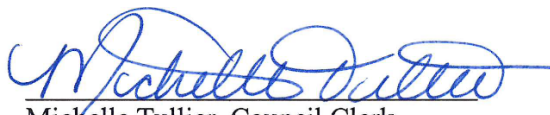
Shall the Parish of West Baton Rouge, State of Louisiana (the "Parish"), renew the levy and collection of a 2 mill ad valorem tax on all property subject to taxation in the Parish (an estimated \$1,162,000.00 reasonably expected at this time to be collected from the levy of the tax for an entire year) (the "Tax") for a period of ten (10) years, beginning with the

year 2024 and ending with the year 2033, the proceeds of which shall be dedicated solely for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum?

STATE OF LOUISIANA
PARISH OF WEST BATON ROUGE

I, the undersigned Clerk of the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the “*Governing Authority*”), acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana, do hereby certify that the foregoing constitutes a true and correct copy of an Ordinance adopted by the Governing Authority on June 9, 2022, directing the renewal of the levy and collection of an ad valorem tax of 2 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Museum, and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and impress of the official seal of the Parish Council of the Parish of West Baton Rouge, State of Louisiana, on this, the 9th day of June, 2022.



Michelle Tullier, Council Clerk

ORDINANCE 24 OF 2022

As Introduced by the West Baton Rouge Parish Council
At The Regular Meeting of May 26, 2022
And Adopted at the Meeting of June 9, 2022

The West Baton Rouge Parish Council met in its regular session, duly called, advertised and convened at the West Baton Rouge Parish Council Governmental Building on Thursday, June 9, 2022, at 5:30 p.m., with the following members present:

	<u>Present</u>	<u>Absent</u>
Carey Denstel, District VI, Chairman	X	
Kirk Allain, District I	X	
Chris Kershaw, District II	X	
Atley Walker, Jr., District III	X	
Caleb Kleinpeter, District IV	X	
Kenneth Gordon, District V	X	
Alan Crowe, District VII	X	

Craig Bergeron, District VIII	X
Gary Joseph, District IX	X

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

The meeting was called to order and the roll called with the above result.

ORDINANCE 24 OF 2022

The following Ordinance having been introduced at a meeting held on May 26, 2022, notice of its introduction having been published in the official journal and a public hearing having been held thereon, was offered by Craig Bergeron, seconded by Kenneth Gordon, and adopted with the following vote:

YEAS:	9	(Messrs. Bergeron, Gordon, Kershaw, Walker, Kleinpeter, Denstel, Crowe, Allain, and Joseph)
NAYS:	0	(None)
ABSENT:	0	(None)
ABSTAIN:	0	(None)

And the Ordinance provides as follows:

An Ordinance directing the renewal of the levy and collection of an ad valorem tax of 2.5 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging, and providing for other matters in connection therewith.

WHEREAS, under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, Section 801 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:801) and other constitutional and statutory authority supplemental thereto, including an election held in the Parish of West Baton Rouge, State of

Louisiana (the “*Parish*”) on Saturday, April 30, 2022, the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the “*Governing Authority*”), acting as the governing authority of the Parish, desires to renew the levy and collection of the ad valorem tax as authorized at the election by virtue of the favorable passage of the proposition attached hereto as Schedule A setting forth the rate and duration of the tax; and

WHEREAS, in compliance with the provisions of said authority and other applicable constitutional and statutory authority, an election was held in the Parish on Saturday, April 30, 2022, to authorize the renewal of the levy and collection of an ad valorem tax, it is now the desire of this Parish to renew the levy of the ad valorem tax and to provide for the collection thereof and other matters in connection therewith as hereinafter provided in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Parish Council of the Parish of West Baton Rouge, State of Louisiana, acting as the governing authority of the Parish, that:

SECTION 1. Pursuant to the authority of an election held in the Parish on Saturday, April 30, 2022, there be and there is hereby levied within the geographic boundaries of the Parish for the purposes stated in the proposition attached hereto as Schedule A, an ad valorem tax of 2.5 mills on the dollar of assessed valuation of all property subject to taxation in the Parish, beginning with the year 2024 and ending with the year 2033, to be dedicated and used for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging.

SECTION 2. That the ad valorem tax described in Section 1 above shall be levied, assessed, imposed, collected, paid and enforced according to law.

SECTION 3. The obligations and rights of taxpayers in connection with the ad valorem tax levied hereby shall be as provided by the provisions of law applicable to ad valorem taxes levied by the Parish.

SECTION 4. If any one or more of the provisions of this Ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 5. Upon adoption, this Ordinance shall be published in full in one (1) issue of the *West Side Journal* and shall be recorded in the mortgage records of the West Baton Rouge Parish Clerk of Court.

SECTION 6. The Chairman of the Council be and he is hereby authorized, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Ordinance.

SECTION 7. This Ordinance shall immediately take effect upon adoption.

And the Ordinance was declared adopted on this, the 9th day of June, 2022.


Carey Denstel, Chairman

ATTEST:


Michelle Tullier, Council Clerk

ORDINANCE 25 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 26, 2022
And Adopted on June 9, 2022

ADOPTION OF REAPPORTIONMENT PLAN A

**An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances,
Relative To Reapportioning Single Member Voting Districts For The Council
Of The Parish Of West Baton Rouge, Louisiana, In Accordance With The
2020
Census, And Further Providing With Respect Thereto.**

WHEREAS, there are presently nine single member voting districts for the West Baton Rouge Parish Council, designated as Districts 1, 2, 3, 4, 5, 6, 7, 8, and 9; said Districts having been created by the Home Rule Charter of the Parish of West Baton Rouge; and

WHEREAS, the West Baton Rouge Parish Council commissioned a reapportionment study to calculate the Census 2020 population for each district, which determined that unequal apportionment of the population exists and, therefore the boundaries of the single member voting districts should be changed to reflect as nearly as possible and equal apportionment of said population, as required by law; and

WHEREAS, the West Baton Rouge Parish Council, through several publicly held redistricting workshops, has developed a plan, hereby formally designated as Plan A; and

WHEREAS, Plan A is adopted as the new election district plan for the West Baton Rouge Parish Council in accordance with the 2020 Census and in compliance with the Voting Rights Act and applicable Louisiana state statutes.

THEREFORE, BE IT ORDAINED by the West Baton Rouge Parish Council, in regular session assembled, that the election districts for Plan A are described in the attached Exhibit A.

The remainder of the provisions of the Home Rule Charter shall remain in full force and effect.

All ordinances or parts thereof in conflict herewith are hereby repealed.

This ordinance is to become effective upon approval by the State Legislative Office and the Louisiana Secretary of State Office and as allowed by law.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance.

A public hearing was held on June 9, 2022, after due advertisement, and after being considered section by section and being put to a vote on the whole, a motion was made by Atley Walker, seconded by Caleb Kleinpeter to approve this ordinance.

The vote was recorded as follows:

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

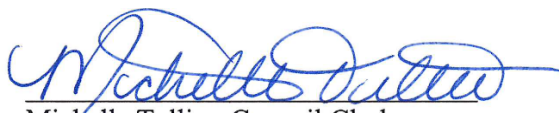
NAYS: 0 (None)

ABSTAIN: 0 (None)

ABSENT: 0 (None)

WHEREUPON the ordinance was declared adopted this 9th day of June, 2022.

ATTEST:


Michelle Tullier, Council Clerk

**EXHIBIT A
ELECTION DISTRICT DESCRIPTIONS**

WEST BATON ROUGE PARISH COUNCIL PLAN A

Definition of District 1

District 1 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 1A

Precinct 1D

Precinct 1E

Definition of District 2

District 2 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 1B

Precinct 2A

Precinct 4

Precinct 8A

Definition of District 3

District 3 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 1C

Precinct 4A

Precinct 8

Definition of District 4

District 4 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 2B

Precinct 3

Precinct 7A

Definition of District 5

District 5 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 11A

Precinct 11B

Precinct 12

Precinct 15

Precinct 17A

Precinct 9

Definition of District 6

District 6 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 10A

Precinct 16

Precinct 17

Precinct 18

Precinct 5

Precinct 6

Precinct 7B

Definition of District 7

District 7 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 16A

Precinct 18B

Precinct 19
Precinct 20

Definition of District 8

District 8 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 18A
Precinct 21
Precinct 22

Definition of District 9

District 9 of the Parish of West Baton Rouge shall be defined by the following whole precincts:

Precinct 10B
Precinct 13A
Precinct 13B
Precinct 14
Precinct 16B

END OF DESCRIPTIONS

SCHEDULE A

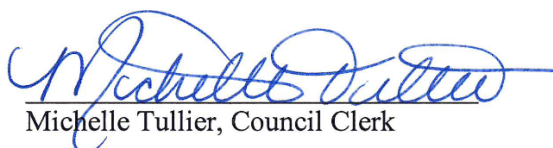
PROPOSITION (TAX RENEWAL)

Shall the Parish of West Baton Rouge, State of Louisiana (the “Parish”), renew the levy and collection of a 2.5 mill ad valorem tax on all property subject to taxation in the Parish (an estimated \$1,452,500.00 reasonably expected at this time to be collected from the levy of the tax for an entire year) (the “Tax”) for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, the proceeds of which shall be dedicated solely for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging?

STATE OF LOUISIANA
PARISH OF WEST BATON ROUGE

I, the undersigned Clerk of the Parish Council of the Parish of West Baton Rouge, State of Louisiana (the “*Governing Authority*”), acting as the governing authority of the Parish of West Baton Rouge, State of Louisiana, do hereby certify that the foregoing constitutes a true and correct copy of an Ordinance adopted by the Governing Authority on June 9, 2022, directing the renewal of the levy and collection of an ad valorem tax of 2.5 mills on the dollar of assessed valuation of all property subject to taxation within the geographic boundaries of the Parish of West Baton Rouge, State of Louisiana, for a period of ten (10) years, beginning with the year 2024 and ending with the year 2033, authorized under the provisions of Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended, La. R.S. 39:801 and other constitutional and statutory authority as applicable, for the purpose of providing maintenance, operation and capital expenditures necessary to support the West Baton Rouge Parish Council on Aging, and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and impress of the official seal of the Parish Council of the Parish of West Baton Rouge, State of Louisiana, on this, the 9th day of June, 2022.



Michelle Tullier, Council Clerk

ORDINANCE 26 OF 2022

As Introduced by the West Baton Rouge Parish Council
At the Regular Meeting of May 26, 2022
And Adopted on June 9, 2022

**CREATION OF CERTAIN VOTING PRECINCTS FOR WEST BATON ROUGE PARISH FROM
PRECINCT SPLITS CONTAINED IN PLAN A AND THE DESCRIPTION THEREOF**

**An Ordinance Amending The West Baton Rouge Parish Code Of Ordinances,
Relative To Amending The Current Parish Precinct Ordinance Creating Whole
Voting Precincts For The Parish Of West Baton Rouge In Accordance With The
Guidelines Put Forth By The Louisiana Secretary Of State, And Further
Providing With Respect Thereto.**

WHEREAS, the Census 2020 count has been completed and the PL 94-171 reapportionment data was delivered to the State of Louisiana on the 12th of August 2021; and

WHEREAS, the West Baton Rouge Parish Council conducted a study which found the current districts were malapportioned and thereby required redistricting; and

WHEREAS, the West Baton Rouge Parish Council developed Plan A, as the new election plan for the members of the West Baton Rouge Parish Council that was in fulfillment of the requirements of Section 2 of the Voting Rights Act, the requirements of the State of Louisiana, and the Louisiana Secretary of State; and

WHEREAS, the new election plan is hereby designated as Reapportionment Plan A; and

WHEREAS, the precinct splits contained in Reapportionment Plan A meet the requirements for splitting precincts as promulgated by the State of Louisiana such as, but not limited to using census tabulation blocks that contain visible features for split precinct boundaries.

THEREFORE, BE IT ORDAINED by the West Baton Rouge Parish Council, in regular session assembled, does hereby amend the following precincts in their descriptions and new whole precincts are created from the precinct splits contained in Reapportionment Plan A and redescrives the remaining precincts as hereby described to wit in the attached Exhibit A.

All ordinances or parts thereof in conflict herewith are hereby repealed. This ordinance is to become effective upon approval by the State Legislative Office and the Louisiana Secretary of State Office and as allowed by law.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance.

A public hearing was held on June 9, 2022, after due advertisement, and after being considered section by section and being put to a vote on the whole, a motion was made by Kirk Allain, seconded by Atley Walker to approve this ordinance.

The vote was recorded as follows:

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

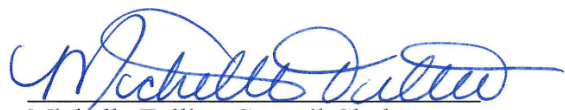
NAYS: 0 (None)

ABSTAIN: 0 (None)

ABSENT: 0 (None)

WHEREUPON the ordinance was declared adopted this 9th day of June, 2022.

ATTEST:


Michelle Tullier, Council Clerk

UPDATED EXHIBIT A
DESCRIPTIONS OF PRECINCTS CREATED
UNDER PARISH COUNCIL PLAN A

Precinct 1B.

All of that portion bounded and described as follows: Beginning at the point of intersection of a Coulee Canal and the railroad tracks, and proceeding easterly along Coulee Canal to a drainage canal, and proceeding easterly along the Canal to Borruano Acres, and proceeding easterly along Borruano Acres to the powerline right-of-way, and proceeding southerly along the powerline right-of-way to Monte Vista Dr, and proceeding easterly along Monte Vista Dr to Alma Dr, and proceeding southerly along Alma Dr to Poplar Grove Dr, and proceeding westerly along Poplar Grove Dr to Bellvale Dr, and proceeding southerly along Bellvale Dr to Sugar Plantation Pkwy, and proceeding westerly along Sugar Plantation Pkwy to powerline right-of-way, and proceeding southerly along powerline right-of-way to Cypress Hall Dr, and proceeding southerly along Cypress Hall Dr to the powerline right-of-way, and proceeding westerly along the powerline right-of-way to Denby Dr, and proceeding southerly along Denby Dr to Olivia Dr, and proceeding westerly along Olivia Dr to Limerick Dr, and proceeding southerly along Limerick Dr to the powerline right-of-way, and proceeding westerly along the powerline right-of-way to a natural drainage feature, and proceeding westerly along non the natural drainage feature to the railroad tracks, and proceeding northerly along the railroad tracks to the point of beginning.

Polling Location: YMCA, 3688 SUGAR PLANTATION PKWY, ADDIS

Precinct 1C.

All of that portion bounded and described as follows: Beginning at the point of intersection of State Hwy 1 and the W Baton Rouge Parish boundary, and proceeding northerly along State Hwy 1 to Quarter Horse Lane, and proceeding easterly along Quarter Horse Lane to the frontage road, and proceeding southerly along the frontage road to Dupuy Lane, and proceeding easterly along Dupuy Lane to S River Rd, and proceeding northerly along S River Rd to River Landing Dr, and proceeding westerly along River Landing Dr to River Crossing Dr, and proceeding southerly along River Crossing Dr to River's Edge Dr, and proceeding westerly along River's Edge Dr to the frontage road, and proceeding northerly along the frontage road to an extension of Sugar Plantation Parkway, and proceeding westerly along the extension to State Hwy 1, and proceeding northerly along State Hwy 1 to Paul Lane, and proceeding easterly along Paul Lane to S River Rd, and proceeding southerly along S River Rd to the levee crossover road, and proceeding easterly along the crossover road to the West Baton Rouge Parish boundary, and proceeding southerly and westerly along the West Baton Rouge Parish boundary to State Hwy 1 and the point of beginning.

Polling Location: VFW, 4453 MYHAND STREET, ADDIS

Precinct 1D.

All of that portion bounded and described as follows: Beginning at the point of intersection of the powerline right-of-way and the drainage canal, and proceeding easterly along powerline right-of-way to Limerick Dr, and proceeding northerly along Limerick Dr to Olivia Dr, and proceeding easterly along Olivia Dr to Denby Dr, and proceeding northerly along Denby Dr to the powerline right-of-way, and proceeding easterly along the powerline right-of-way to Cypress Hall Dr, and proceeding easterly along Cypress Hall Dr to the powerline right-of-way, and proceeding easterly along the powerline right-of-way to Sugar Plantation Pkwy, and proceeding easterly along Sugar Plantation Pkwy to Bellvale Dr, and proceeding northerly along Bellvale Dr to Poplar Grove Dr, and proceeding easterly along Poplar Grove Dr to Alma Dr, and proceeding northerly along Alma Dr to Monte Vista Dr, and proceeding westerly along Monte Vista Dr to the powerline right-of-way, and proceeding northerly along the powerline right-of-way to another powerline right-of-way, and proceeding easterly along powerline right-of-way to State Hwy 1, and proceeding southerly along State Hwy 1 to the drainage canal, and proceeding westerly along the drainage canal to the powerline right-of-way and the point of beginning.

Polling Location: YMCA, 3688 SUGAR PLANTATION PKWY, ADDIS

Precinct 1E.

All of that portion bounded and described as follows: Beginning at the point of intersection of the Hwy. 1 frontage road and Dupuy Lane, and proceeding northerly along the frontage road to Quarter Horse Lane, and proceeding westerly along Quarter Horse Lane to State Hwy 1, and proceeding northerly along State Hwy 1 to an extension of Sugar Plantation Parkway, and proceeding easterly along the extension to the frontage road, and proceeding southerly along the frontage road to River's Edge Dr, and proceeding easterly along River's Edge Dr to River Crossing Dr, and proceeding northerly along River Crossing Dr to River Landing Dr, and proceeding easterly along River Landing Dr to S River Rd, and proceeding southerly along S River Rd to Dupuy Lane, and proceeding westerly along Dupuy Lane to the point of beginning.

Polling Location: VFW, 4453 MYHAND STREET, ADDIS

Precinct 2A.

All of that portion bounded and described as follows: Beginning at the point of intersection of S. Labauve Ave and Live Oak Dr and proceeding westerly along Live Oak Dr to the drainage canal, and proceeding southerly along the drainage canal to W. St. Francis St, and proceeding easterly to S Labauve Ave, and proceeding northerly along S Labauve Ave to the point of beginning.

Polling Location: BRUSLY ELEMENTARY SCHOOL, 400 SOUTH LABAUVE AVE, BRUSLY

Precinct 2B.

All of that portion bounded and described as follows: Beginning at the point of intersection of the Choctaw Basin Drainage Canal and the powerline right-of-way, and proceeding northeasterly along the canal to a natural drainage feature, and proceeding easterly along a natural drainage feature to State Hwy 1, and proceeding northerly along State Hwy 1 to Terrell St, and proceeding easterly along Terrell St to N Kirkland Dr, and proceeding southerly along N Kirkland Dr to E Main St, and proceeding westerly along E Main St to State Hwy 1, and proceeding southerly along State Hwy 1 to E Saint Francis St, and proceeding westerly along E Saint Francis St to W St Francis St, and proceeding westerly along W St Francis St to S Labauve Ave, and proceeding northerly along S Labauve Ave to Live Oak Dr, and proceeding westerly along Live Oak Dr to the unimproved trail at the Live Oak Dr. cul-de-sac, and proceeding southerly along an extension of that unimproved trail to unnamed Vehicular trail, and proceeding southerly along unnamed Vehicular trail to Ellwood Rd, and proceeding southerly along Ellwood Rd to the powerline right-of-way, and proceeding westerly along powerline right-of-way to the point of beginning.

Polling Location: BRUSLY ELEMENTARY SCHOOL, 400 SOUTH LABAUVE AVE, BRUSLY

Precinct 4.

All of that portion bounded and described as follows: Beginning at the point of intersection of Cooley Canal Rd and powerline, and proceeding westerly along Cooley Canal Rd to Thomas Ln, and proceeding easterly along Thomas Ln to the drainage lateral, and proceeding westerly along the lateral to railroad, and proceeding southerly along railroad to drainage lateral, and proceeding westerly along the lateral to Bayou Bourbeaux, and proceeding westerly along Bayou Bourbeaux to the West Baton Rouge Parish line, and proceeding westerly along the West Baton Rouge Parish line to Missouri Pacific RR, and proceeding easterly along Missouri Pacific RR to the Intracoastal Canal, and proceeding northerly along the ICW to powerline, and proceeding southerly along powerline to the point of beginning.

Polling Location: BRUSLY ELEMENTARY SCHOOL, 400 SOUTH LABAUVE AVE, BRUSLY

Precinct 4A.

All of that portion bounded and described as follows: Beginning at the point of intersection of powerline and Cooley Canal Rd, and proceeding easterly along powerline to another set of powerlines, and proceeding westerly along the powerlines to another set of powerline, and proceeding southerly along powerline to Borruano Acres, and proceeding westerly along Borruano Acres to Cooley Canal and proceeding westerly along Cooley Canal to Thomas Ln, and proceeding westerly along Thomas Ln to Cooley Canal Rd, and proceeding easterly along Cooley Canal Rd to the point of beginning.

Polling Location: BRUSLY ELEMENTARY SCHOOL, 400 SOUTH LABAUVE AVE, BRUSLY

Precinct 8.

All of that portion bounded and described as follows: Beginning at the point of intersection of Cooley Canal Rd and powerline right-of-way, and proceeding easterly along Cooley Canal Rd to Choctaw Rd, and proceeding easterly along Choctaw Rd to W St Francis St, and proceeding easterly along W St Francis St to E Saint Francis St, and proceeding easterly along E Saint Francis St to State Hwy 1, and proceeding northerly along State Hwy 1 to E Main St, and proceeding easterly along E Main St to S Kirkland Dr, and proceeding westerly along S Kirkland Dr to S River Rd, and proceeding southerly along S River Rd to powerline right-of-way, and proceeding easterly along powerline right-of-way to the West Baton Rouge Parish boundary, and proceeding southerly along the West Baton Rouge Parish boundary to the levee crossover road, and proceeding westerly along the crossover road to S River Rd, and proceeding northerly along S River Rd to Paul Lane, and proceeding westerly along Paul Lane to State Hwy 1, and proceeding northerly along State Hwy 1 to powerline right-of-way, and proceeding westerly along powerline right-of-way to the point of beginning.

Polling Location: LUKEVILLE UPPER ELEMENTARY. 6123 STATE HWY 1 SOUTH. BRUSLY

Precinct 8A.

All of that portion bounded and described as follows: Beginning at the point of intersection of Ellwood Rd and powerline right-of-way, and proceeding northerly along Ellwood Rd to unnamed Vehicular trail, and proceeding northerly along unnamed Vehicular trail to unnamed and unimproved road, and proceeding easterly along the road

to Choctaw Rd, and proceeding southerly along Choctaw Rd to Cooley Canal Rd, and proceeding westerly along Cooley Canal Rd to powerline right-of-way, and proceeding westerly along powerline right-of-way to the point of beginning.

Polling Location: BRUSLY ELEMENTARY SCHOOL, 400 SOUTH LABAUVE AVE, BRUSLY

Precinct 16.

All of that portion bounded and described as follows: Beginning at the point of intersection of Calumet Rd and Rosedale Rd, and proceeding northerly along Calumet Rd to US Hwy 190, and proceeding easterly along US Hwy 190 to State Hwy 415 Spur, and proceeding easterly along State Hwy 415 Spur to N Lobdell Hwy, and proceeding easterly along N Lobdell Hwy to Kahns Rd, and proceeding easterly along Kahns Rd to Plantation Ave Loop, and proceeding easterly along Plantation Ave Loop to the railroad tracks, and proceeding easterly along the railroad tracks to Bellmont Rd, and proceeding southerly along Bellmont Rd to the railroad tracks, and proceeding easterly along the railroad tracks to a natural drainage feature, and proceeding southerly along a natural drainage feature to powerline right-of-way, and proceeding southerly along powerline right-of-way to Rosedale Rd, and proceeding westerly along Rosedale Rd to Rebelle Lane, and proceeding westerly along Rebelle Lane to the drainage lateral, and proceeding northerly along the lateral to Rosedale Rd, and proceeding westerly along Rosedale Rd to the point of beginning.

Polling Location: LOBDELL FIRE STATION, 2937 LAFITON LN, PORT ALLEN

Precinct 16A.

All of that portion bounded and described as follows: Beginning at the point of intersection of U.S. Hwy 190 and E. Hugh Loop Rd, and proceeding northerly and westerly along E. Hugh Loop Rd. to W Hugh Loop Rd., and proceeding northerly on an extension of W. Hugh Loop Rd. to N Lobdell Hwy, and proceeding northerly along N Lobdell Hwy to N River Rd, and proceeding westerly along N River Rd to the W Baton Rouge Parish boundary, and proceeding northerly along the boundary to the levee crossover road, and proceeding southerly along the crossover road to Bellmont Rd, and proceeding southerly along Bellmont Rd to the railroad tracks, and proceeding southerly along the railroad tracks to Plantation Ave Loop, and proceeding westerly along Plantation Ave Loop to Kahns Rd, and proceeding westerly along Kahns Rd to N Lobdell Hwy, and proceeding northerly along N Lobdell Hwy to State Hwy 415 Spur, and proceeding westerly along State Hwy 415 Spur to US Hwy 190, and proceeding westerly along US Hwy 190 to E. Hugh Loop Rd and the point of beginning.

Polling Location: LOBDELL FIRE STATION, 2937 LAFITON LN, PORT ALLEN

Precinct 16B.

All of that portion bounded and described as follows: Beginning at the point of intersection of Rosedale Rd and Lobdell Hwy, and proceeding easterly along Rosedale Rd to Three Canals, and proceeding southerly along Three Canals to Court St, and proceeding westerly along Court St to Lobdell Hwy, and proceeding northerly along Lobdell Hwy to the point of beginning.

Polling Location: LSU AG, 210 TURNER ROAD, PORT ALLEN

Precinct 17.

All of that portion bounded and described as follows: Beginning at the point of intersection of the railroad tracks and a drainage canal, and proceeding easterly along the railroad tracks to State Hwy 1, and proceeding northerly along State Hwy 1 to Lot Rd, and proceeding easterly along Lot Rd to State Hwy 1, and proceeding southerly along State Hwy 1 to the Missouri Pacific RR, and proceeding easterly along the Missouri Pacific RR to N River Rd, and proceeding southerly along N River Rd to Rosedale Rd, and proceeding westerly along Rosedale Rd to the powerline right-of-way, and proceeding northerly along the powerline right-of-way to a drainage canal, and proceeding northerly along the drainage canal to the point of beginning.

Polling Location: KC Hall, 679 N JEFFERSON AVE, PORT ALLEN

Precinct 17A.

All of that portion bounded and described as follows: Beginning at the point of intersection of the W Baton Rouge Parish boundary and the levee crossover road, and proceeding southerly along the crossover road to Bellmont Rd, and proceeding southerly along Bellmont Rd. to the Missouri Pacific Railroad tracks, and proceeding easterly along the tracks to a drainage canal, and proceeding southerly and southwesterly along the drainage canal to the Missouri Pacific Railroad tracks, and proceeding easterly along the racks to La. Hwy. 1, and proceeding northerly along La. Hwy. 1 to Lot Rd., and proceeding easterly along Lot Rd. to La. Hwy.1, and proceeding southerly along La. Hwy. 1 to the Missouri Pacific Railroad tracks, and proceeding easterly to the levee crossover road, and proceeding southeasterly along the crossover road to the W Baton Rouge Parish boundary, and proceeding northerly and westerly along the boundary to the levee crossover road (north of Bellmont Rd) and the point of beginning.

Polling Location: RIVERVIEW, 4142 RIVERVIEW RD, PORT ALLEN

Precinct 18.

All of that portion bounded and described as follows: Beginning at the point of intersection of I- 10 and the West Baton Rouge Parish boundary, and proceeding easterly along I- 10 to a drainage canal, and proceeding northerly along the drainage canal to the powerline right-of-way, and proceeding westerly along powerline right-of-way to Vancouver Dr, and proceeding southerly along Vancouver Dr to Welland Ave, and proceeding westerly along Welland Ave to Bohne Rd, and proceeding northerly along Bohne Rd to Rebelle Lane, and proceeding easterly along Rebelle Lane to Rosedale Rd, and proceeding easterly along Rosedale Rd to Lobdell Hwy, and proceeding southerly along Lobdell Hwy to N Lobdell Hwy, and proceeding southerly along N Lobdell Hwy to the Intracoastal Canal, and proceeding southwesterly along the Intracoastal Canal to the Missouri Pacific Railroad tracks, and proceeding westerly along the railroad tracks to the West Baton Rouge Parish boundary, and proceeding northerly along the West Baton Rouge Parish boundary to the point of beginning.

Polling Location: PORT ALLEN HIGH SCHOOL LOBBY, 3553 ROSEDALE RD, PORT ALLEN

Precinct 18A.

All of that portion bounded and described as follows: Beginning at the point of intersection of the powerline right-of-way and I- 10, and proceeding easterly along powerline right-of-way to Rebelle Lane, and proceeding easterly along Rebelle Lane to Bohne Rd, and proceeding southerly along Bohne Rd to Welland Ave, and proceeding easterly along Welland Ave to Vancouver Dr, and proceeding northerly along Vancouver Dr to powerline right-of-way, and proceeding easterly along powerline right-of-way to a drainage canal, and proceeding southerly along the canal to I- 10, and proceeding westerly along I- 10 to the point of beginning.

Polling Location: PORT ALLEN HIGH SCHOOL PERFORMING ARTS, 3553 ROSEDALE RD, PORT ALLEN

Precinct 18B.

All of that portion bounded and described as follows: Beginning at the point of intersection of Rosedale Rd and the powerline right-of-way, and proceeding easterly along Rosedale Rd to the drainage canal, and proceeding southerly along the canal to Rebelle Lane, and proceeding westerly along Rebelle Lane to the powerline right-of-way, and proceeding westerly along powerline right-of-way to the point of beginning.

Polling Location: PORT ALLEN HIGH SCHOOL PERFORMING ARTS, 3553 ROSEDALE RD, PORT ALLEN

END OF DESCRIPTIONS

RESOLUTION 27 of 2022

Resolution Authorizing the Parish President to Enter into a Cooperative Endeavor Agreement with the Louisiana Department of Transportation and Development for the Purposes of Participating in the “Road Transfer Program”

WHEREAS, The West Baton Rouge Parish Council, in exchange for the prior transfer by the State of Louisiana of the following described property to West Baton Rouge Parish, agrees to record its previous acceptance of ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development (“DOTD” or “Department”), may have owned, with the exception of any and all mineral rights, in and to the following described property and all rights, obligations and liabilities, including, but not limited to, all operation, maintenance, and repairs associated therewith, for its operation and maintenance as a parish road:

Segment WBR-1 - The portion of former state route LA 989-1 & 989-2 (known as Choctaw Road) from its junction with Brusly City Limits proceeding southwesterly and then westerly approximately 4.587 miles to its terminus.

Segment WBR-2 - The portion of former state route LA 984 (known as Rougon Road) from its junction with LA 620 proceeding northerly approximately 2.986 miles to its junction with LA 983/Control Section 861-03.

Segment WBR-3 - The portion of former state route LA 984 (known as Bueche Extension) from its junction with LA 983 proceeding northeasterly and then easterly approximately 2.821 miles to its junction with LA 415.

Segment WBR-4 - The portion of former state route LA 3091 (known as Flynn Road) from its junction with LA 620 proceeding northerly and then easterly approximately 2.520 miles to its junction with LA 413.

Segment WBR-5 - The portion of former state route LA 985 (known as Rosehill Road) from its junction with LA 983 proceeding northeasterly approximately 1.223 miles to its junction with LA 415.

Segment WBR-6 - The portion of former state route LA 982 (known as Arbroth Road) from its junction with LA 415 proceeding northwesterly approximately 1.223 miles to its junction with Pointe Coupee Parish line.

Segment WBR-7 - The portion of former state route LA 989-1 (known as Lukeville Lane) from its junction with LA 988 proceeding northwesterly approximately 1.248 miles to its junction with LA 989-2.

Segment WBR-8 - The portion of former state route LA 3237 (known as American Way) from its junction with LA 1 proceeding northwesterly approximately 0.938 miles to its terminus.

WHEREAS, The West Baton Rouge Parish Council agrees to accept ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development (“DOTD” or “Department”), may own, with the exception of any and all mineral rights, in and to the following described property and agrees to accept all future rights, obligations and liabilities, including, but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a parish road, subject to the conditions stated herein below:

Segment WBR-1 - The portion of former state route LA 989-1 & 989-2 (known as Choctaw Road) from its junction with Brusly City Limits proceeding northwesterly and then westerly approximately 4.587 miles to its terminus.

Segment WBR-2 - The portion of former state route LA 984 (known as Rougon Road) from its junction with LA 620 proceeding northerly approximately 2.986 miles to its junction with LA 983/Control Section 861-03.

Segment WBR-3 - The portion of former state route LA 984 (known as Bueche Extension) from its junction with LA 983 proceeding northeasterly and then easterly approximately 2.821 miles to its junction with LA 415.

Segment WBR-4 - The portion of former state route LA 3091 (known as Flynn Road) from its junction with LA 620 proceeding northerly and then easterly approximately 2.520 miles to its junction with LA 413.

Segment WBR-5 - The portion of former state route LA 985 (known as Rosehill Road) from its junction with LA 983 proceeding northeasterly approximately 1.223 miles to its junction with LA 415.

Segment WBR-6 - The portion of former state route LA 982 (known as Arbroth Road) from its junction with LA 415 proceeding northwesterly approximately 1.223 miles to its junction with Pointe Coupee Parish line.

Segment WBR-7 - The portion of former state route LA 989-1 (known as Lukeville Lane) from its junction with LA 988 proceeding northwesterly approximately 1.248 miles to its junction with LA 989-2.

Segment WBR-8 - The portion of former state route LA 3237 (known as American Way) from its junction with LA 1 proceeding northwesterly approximately 0.938 miles to its terminus.

The West Baton Rouge Parish Council agrees to accept ownership of whatever rights the Department may own in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I:

Segment 1 – DOTD will provide repairs to include various types of repairs and rehabilitation to be determined by mutual agreement of the Parish and the State to the portion of state route LA 989-1 and 989-2 to be transferred to the West Baton Rouge Parish.

Segment 2 – DOTD will provide repairs to include a medium overalay to the portion of state route LA 984 to be transferred to the West Baton Rouge Parish.

Segment 3 – DOTD will provide repairs to include pavement surface treatment to the portion of state route LA 984 to be transferred to the West Baton Rouge Parish.

Segment 4 – DOTD will provide repairs to include thin overlay to the portion of state route LA 3091 to be transferred to the West Baton Rouge Parish.

Segment 5 – DOTD will provide repairs to include thin overlay to the portion of state route LA 985 to be transferred to the West Baton Rouge Parish.

Segment 6 – DOTD will provide repairs to include pavement surface treatment to the portion of state route LA 982 to be transferred to the West Baton Rouge Parish.

Segment 7 – DOTD will provide repairs to include pavement surface treatment to the portion

of state route LA 989-1 to be transferred to the West Baton Rouge Parish.

Segment 8 – DOTD will provide repairs to include medium overlay to the portion of state route LA 3237 to be transferred to the West Baton Rouge Parish.

CONDITION II: DOTD will provide a total of \$5,860,693 in road transfer credit to be applied to the improvements in Condition III stated herein below, representing \$7,663,200 in road transfer credit for the portions of the state routes LA 989-1, LA 989-2 and LA 984, LA 3091, LA 985, LA 982, and LA 3237 to be transferred to West Baton Rouge Parish, less \$1,802,507 for the portion of the LA 1 / LA 415 CONNECTOR that will become part of the state highway system, with any remaining balance of the road transfer credit being applied, at DOTD's sole discretion, towards the Parish's share of funding under a program of the Department affecting the Parish.

- (a) The amount of Road Transfer credit to be provided under this condition is calculated pursuant to a present worth 40-year maintenance valuation whereby DOTD determines the cost of maintaining the road in the state highway system for 40 years from the present date.

CONDITION III: DOTD will apply the road transfer credit to state project(s) for the LA 1 / LA 415 CONNECTOR not to exceed the road transfer credit provided in Condition II herein above.

CONDITION IV: If construction of the LA 1 / LA 415 CONNECTOR project does not begin by November 1, 2023, then this Agreement shall be null and void and the roads hereto agreed to be transferred to the Parish of West Baton Rouge shall remain owned, operated and maintained facilities by the State of Louisiana.

BE IT RESOLVED, That the West Baton Rouge Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the Department and the West Baton Rouge Parish Council, provided the Department shall comply with the relevant condition(s) stated herein. Portions of the aforesaid described property may be transferred to the West Baton Rouge Parish in its current condition prior to satisfaction of the relevant condition(s) stated herein, if mutually agreed in writing to be in the best interest of the parties. Such transfer shall not relieve DOTD of responsibility to comply with the relevant condition(s) stated herein above.

BE IT FURTHER RESOLVED, That the West Baton Rouge Parish Council authorizes the presiding President of West Baton Rouge Parish to execute an Intergovernmental Cooperative Endeavor Agreement between the Department and the West Baton Rouge Parish, and any amendments or necessary modifications thereto, memorializing the agreement between the parties relative to the above-stated property transfers.

BE IT FURTHER RESOLVED, That the West Baton Rouge Parish Council authorizes the presiding President of West Baton Rouge Parish to execute any and all documents necessary to effect the transfer of the aforesaid described property at the proper time.

BE IT FURTHER RESOLVED, That the West Baton Rouge Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from West Baton Rouge Parish of the actions contemplated herein.

On motion by Kirk Allain and seconded by Craig Bergeron, the above and foregoing resolution was declared duly adopted on this, the 9th day of June, 2022 with the following vote:

The vote was recorded as follows:

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

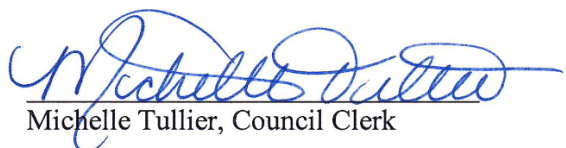
NAYS: 0 (None)

ABSENT: 0 (None)

ABSTAIN: 0 (None)

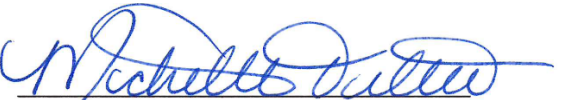


Riley Berthelot, Jr., Parish President


Michelle Tullier, Council Clerk

CERTIFICATE

I hereby certify that the above and aforementioned resolution was adopted by the West Baton Rouge Parish Council in regular session convened on June 9, 2022 at which a quorum was present, given under my signature and seal of office this 15TH day of June, 2022.


Michelle Tullier, Council Clerk