

AGENDA
METROPOLITAN COUNCIL
GREATER BATON ROUGE AIRPORT AUTHORITY
EAST BATON ROUGE SEWERAGE COMMISSION
CAPITAL IMPROVEMENTS DISTRICT
CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE

Wednesday, September 11, 2013

3:30 Presentations and Special Recognitions

4:00 P.M. Metropolitan Council Meeting

1. CALL TO ORDER:

2. ROLL CALL:

3. INVOCATION:

4. PLEDGE OF ALLEGIANCE:

5. PRESENTATIONS AND SPECIAL RECOGNITIONS:

6. ADOPTION AND APPROVAL OF MINUTES: Regular Council Meeting of August 28, 2013 and The Greater Baton Rouge Airport Commission Meeting of September 3, 2013.

PUBLIC COMMENT POLICY

In accordance with Title 1, Sections 1.2(c)(9) and 1.7(a) of the Code of Ordinances, all items on this agenda are open for public comment with the exception of those items listed as "Introductions". Items listed as "Introductions" will be available for public comment at subsequent meetings. Those members of the public desiring to speak on a particular item should refer to a meeting agenda and fill out a request to speak card indicating which item they wish to speak on and place it in the designated location prior to the meeting. Once the item is announced, each person's name who has filled out a card will be called on to speak for the amount of time so designated by the Pro-Tem.

7. INTRODUCTIONS:

A. SECTION 2.12 INTRODUCTIONS:

None.

CONDEMNATIONS/ ABATEMENTS:

1. Hazel Roman;
**1001 N. 37th Street, Lot 31, Square 25,
Eden Park Subdivision - Council District 07**

Introduce for public hearing on September 25, 2013

2. Elgin C. Hamilton & Agnes P. Hamilton;
**4452 Lemonwood Drive, Lots 2 & 3, Square 3, Addition to
North Highlands Subdivision - Council District 07**

Introduce for public hearing on September 25, 2013

3. Alan W. Juderjahn;
**3414 Chippewa Street, Lot 79,
Prescott Place Subdivision - Council District 07**

Introduce for public hearing on September 25, 2013

4. Dorothy M. Ambeau;
**127 Eddie Robinson Drive, Lot B, Square 1 or 216,
Suburb Bonneze Subdivision - Council District 10**

Introduce for public hearing on September 25, 2013

5. Ivory Carter, Joe Carter, Jr., & Odies Lee Carter Green;
**364 S. 17th Street & Rear Garage, South ½ of Lot 22 &
North ½ of Lot 23, Square 321,
Magnesiaville Subdivision - Council District 10**

Introduce for public hearing on September 25, 2013

6. Mary Lee Green Bell;
**344 S. 12th Street, Portion of Lot 8, Square 242,
Young Suburb Subdivision - Council District 10**

Introduce for public hearing on September 25, 2013

7. Hamilton Pogue, Jr. & Rosalee Dunbar Pogue;
**1327 Eddie Robinson Drive, Portion of Lot 26,
Swart Subdivision - Council District 10**

Introduce for public hearing on September 25, 2013

8. Levi Lang & Beulah Walker Lang;
**365 S. 12th Street (Rear Garage Only),
South Portion of Lot 5, Square 3 or 214,
Lorente Town Subdivision - Council District 10**

Introduce for public hearing on September 25, 2013

B. ADJUDICATED PROPERTY INTRODUCTIONS:

None.

C. PLANNING AND ZONING INTRODUCTIONS:

None.

D. OTHER INTRODUCTIONS:

1. Authorizing settlement of the matter entitled "Jacqueline Johnson Vs. Clifton Pearson and City of Baton Rouge", No. 608,602 on the docket of the 19th Judicial District Court, in the amount of \$29,905.36, plus court costs in the amount of \$1,490.36, for a total amount of \$31,396.11, which amount shall be paid from the account designated "Insurance - General Liability" (012.4630000.644100.)* This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

2. Authorizing settlement of the claim of Aaron Hudson for damages resulting from an auto accident with an Animal Control Officer, in the amount of \$30,000.00, which amount shall be paid from the account designated "Insurance - Auto Liability" (012.4630000.644200). *This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

3. Authorizing settlement of the claim of Tawander Hudson for damages resulting from an auto accident with a Department of Public Works Employee, in the amount of \$21,500.00, which amount shall be paid from the account designated "Insurance - Auto Liability" (012.4630000.644200). *This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

4. Authorizing settlement of the claim of Shirley Weston for damages resulting from a sewer back-up in the claimant's home, in the amount of \$19,707.98 which amount shall be paid from the account designated "Insurance - General Liability" (012.4630000.644100). * This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

5. Authorizing settlement of the claim of Rosita Ballenger for damages resulting from an auto accident with a Baton Rouge Police Officer, in the amount of \$16,000.00, which amount shall be paid from the account designated "Insurance - Auto Liability" (012.4630000.644200). *This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

6. Authorizing settlement of the claim of Hase Gray, Jr. for damages resulting from an auto accident with a Baton Rouge Police Officer, in the amount of \$12,292.72, which amount shall be paid from the account designated "Insurance - Auto Liability" (012.4630000.644200). *This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

7. Authorizing payment of the compromised judgment in the matter entitled "Thomas Daniels vs. City/Parish, et al", Suit No. 570,442, on the docket of the 19th Judicial District Court, in accordance with the payment procedure authorized by Resolution 42915, adopted by the Metropolitan Council on November 25, 2003, in the amount of \$165,000.00, which amount shall be paid from the 2013 account designated "Compromised Judgment" (012.4630000.644850.0). * This matter may be discussed in executive session. By: Parish Attorney.

Introduce for public hearing on September 25, 2013

8. Authorizing the Mayor-President to execute and Agreement with the Capital Region Planning Commission for a Technical Assistance grant in the amount of up to \$45,000 to provide technical assistance in the areas of public involvement, land use, socio-economic planning and mapping for 2013-2014. By: Director of Planning.

Introduce for public hearing on September 25, 2013

8. CONDEMNATIONS/ABATEMENTS:

Condemnations -

- A. Adrian Neldare Mayes,
655 Myrtle Street, Lot 14, Square 256,
Swart Subdivision - Council District 10

(This item was deferred from the August 14, 2013 Council Meeting)

- B. Billy Collins, Alice Collins, Gerald W. Collins,
6317 Confidence Street, Lot 16, Square 17,
Smiley Heights Subdivision - Council District 07

(This item was deferred from the May 22, 2013 and August 28, 2013 Council Meetings)

- C. John Willis, Sr. & Patricia Ann Chambers Willis;
10107 Avenue F, Lots 25 & 26, Square 46,
University Place Subdivision - Council District 02

- D. Terance Decuir;
10096 Avenue K, Lot 1-A, Square 30,
University Place Subdivision - Council District 02

- E. Tams, Inc. c/o Randall Davis, Agent;
2924 73rd Avenue, Lot 67,
Woodaire Subdivision - Council District 02

- F. Richard Maike;
760 & 762 Holt Drive, Lot 115-A,
Sherwood Forest Subdivision - Council District 04

- G. Two Blessed Sons, LLC. c/o David Sterling and/or
Dale Sterling, Agent;
3215 Jefferson, Lot 12, Square 28,
Fairfields Subdivision - Council District 07

- H. Victoria Maria Major;
4618 Winbourne Avenue (Rear Garage Only), Lot 145,
New Fairfields Subdivision - Council District 07

- I. Louis Scott & Nealy Horton Scott;
1504 North Acadian Thruway West & Rear Shed, Lot 168, Colonial
Hill Subdivision - Council District 07

- J. Joseph Sidney Coner & Charleen Coner;
1168 N. 46th Street & Rear Shed, Lot 2, Square 53,
Greenville Extension Subdivision - Council District 10

- K. Elizabeth H. Guinn;
3643 Topeka Street, Lot 9, Square 112,
Istrouma Subdivision - Council District 10

- L. Ariel Duncan, Damien Wells, Brendon Wells;
1722 Thomas Delpit Drive, Lots 1, 2 & Portion of 6, Square 1, Swart
Addition Subdivision - Council District 10

- M. Vera Clark;
1228 S. 15th Street, Lot D (resub of Lot 11) Square 278,
Suburb Swart Subdivision - Council District 10

Abatements -

None.

9. PUBLIC HEARINGS:

- A. Authorizing the Mayor-President to execute an amendment to the contract with Healing Place Serve for case management; educational, career and job assistance; and community outreach for the BRAVE program under the U.S. Office of Justice Programs Community-Based Violence Prevention and Demonstration grant by increasing the compensation by an additional \$12,969.00, for a total compensation not to exceed \$214,839.00. By: Mayor President.

(This item was deferred from the August 14, 2013 Council Meeting)

- B. An Ordinance authorizing and levying a fee for each service or transaction of the public tag agent office of the Office of Motor Vehicles of the Department of Public Safety and Corrections in the amount of five dollars (\$5.00) per service or transaction except for the renewal of motor vehicle registration license, Authorizing the Mayor-president to Enter into an Agreement with the Department of Public Safety and Corrections for the Service Fee. By: City Court Clerk of Court.
- C. Authorizing the Mayor President to execute a Memorandum of Understanding with the State of Louisiana Department of Public Safety office of Motor Vehicles for the operation of a public tag agent office in the City Court. By: City Court Clerk of Court.
- D. Amending Title 9 (Licensing of Trades and Occupations), Chapter 1, Part IV, so as to add the definition of low-speed vehicle (LSV) taxis for local franchise and City-Parish taxes associated with vehicles for hire. By: Taxi Control Board and Finance Department
- E. Amending Ordinance 10043, EBROSCO Ordinance 1242, adopted September 28, 1994, so as to provide for the payment of the wastewater facility impact fee over a period of five years for a new connection to the EBROSCO system that is of a meter which has been in operation and connected to a private wastewater treatment facility for more than one year. By: Director of Public Works.
- F. Authorizing the Mayor President to execute an intergovernmental agreement with the City of Central for the provision of Animal Control services in the City of Central at a cost of \$114,440.64 paid to the City-Parish for the year 2013 and continuing year to year after that upon the mutual consent of the parties, and to sign all documents in connection therewith. By: Animal Control & Rescue Center.

- G. Authorizing the Mayor-President to execute an Intergovernmental Agreement with the City of Baker for the provision of Animal Control Services in the City of Baker at a cost of \$59,190.00 paid to the City-Parish for the Year 2013 and continuing year to year after that upon the mutual consent of the parties, and to sign all documents in connection therewith. By: Animal Control & Rescue Center.

- H. Authorizing the Mayor-President to execute an Intergovernmental Agreement with the City of Zachary for the provision of Animal Control Services in the City of Zachary at a cost of \$63,730.00 paid to the City-Parish for the Year 2013 and continuing year to year after that upon the mutual consent of the parties, and to sign all documents in connection therewith. By: Animal Control & Rescue Center.

- I. Authorizing settlement of the matter entitled "Tommie Evans vs. Baton Rouge Police Department, et al", Civil Action No. 11-711-BAJ-SCR on the docket of the USDC Middle District Court of Louisiana, in the amount of \$15,350.00. *This matter may be discussed in executive session. By: Parish Attorney.

- J. Authorizing the Mayor-President to enter into a contract with the United States Bowling Congress who selected Baton Rouge as the host city for the United States Bowling Congress Open Tournament in 2025. By: Mayor's Office.

- K. Authorizing the Mayor-President to execute a HOME Agreement with Catholic Charities of the Diocese of Baton Rouge, Inc., providing for a HOME Investment Partnerships Program loan of up to \$660,000 to assist with development of affordable rental housing at 128 11th Street, Baton Rouge, Louisiana. By: Urban Development Director.

- L. Authorizing the Mayor President to Execute an Agreement between the City-Parish and the East Baton Rouge Redevelopment Authority for the transfer of the following twelve (12) adjudicated properties: Southern Pt of Lot 12 & Southwest Pt of Lot 11 Sq, 17 or 109 Hickey, Duncan & Mather Town; West 1/2 of Lot 6 Sq 7, 2-portions of Lot 5 Sq 7, and North 34 Ft. of South Pt. Of Lot 3 Sq 1 Fuqua & Lamon Town; Lot 6 Sq 7, Lot 9-A & 10-A Sq 9, Lot 12 Sq 6, Lot 12+ Sq 3, Lot 13 Sq 4, and Lot 18+ Sq 3 University City. parcels are described further on Exhibit "A" attached hereto, for the purpose of blight removal. By: EBR Redevelopment Authority, Councilwoman Wicker and Councilwoman Banks-Daniel.

10. ADJUDICATED PROPERTIES:

None.

11. ADMINISTRATIVE MATTERS:

12. APPOINTMENTS:

A. VOLUNTEER FIRE DEPARTMENT FIRE DISTRICT 8 - PRIDE:

Consideration of reappointing or replacing Debra Ballard, whose term expires June 25, 2013, effective June 26, 2013. This appointment is for a two year term.

Current Ballot:

No information received

(This item was deferred from the June 12, 2013, June 26, 2013, July 24, 2013 and August 14, 2013 Council Meetings)

B. GAS UTILITY DIST. # 1:

One appointment to fill the unexpired term of Charles Hinton who was removed from office. Term Expires 1-1-2015.

Current Ballot:

No informative received

(This item was deferred from the July 24, 2013 and August 14, 2013 Council Meetings)

C. BROWNSFIELD VOLUNTEER FIRE CIVIL SERVICE BOARD:

Consideration of reappointing or replacing Charles Jenkins, whose term expires July 23, 2013, effective July 24, 2013. This appointment is for a three year term. (LSU Representative)

Current Ballot:

Danny Edwards
Charles Jenkins

(This item was deferred from the July 24, 2013, August 14, 2013 and August 28, 2013 Council Meetings)

D. MUNICIPAL FIRE & POLICE CIVIL SERVICE BOARD:

Consideration of reappointing or replacing Julie Cherry, whose term expires July 23, 2013, effective July 24, 2013. This appointment is for a three year term. (LSU Representative)

Current Ballot:
Ashley Berthelot
Julie Cherry

(This item was deferred from the July 24, 2013, August 14, 2013 and August 28, 2013 Council Meetings)

E. DOWNTOWN DEVELOPMENT DISTRICT

Concurring in the Mayor-Presidents reappointing or replacing Fran Gladden, whose term expires September 13, 2013, effective September 14, 2013. This appointment is for a three year term.

Current Ballot:
Fran Gladden
Frederic Kearny

F. DOWNTOWN DEVELOPMENT DISTRICT

Concurring in the Mayor-Presidents reappointing or replacing Frederic Kearny, whose term expires September 12, 2013, effective September 13, 2013. This appointment is for a three year term.

Current Ballot:
Fran Gladden
Frederic Kearny

**G. VOLUNTEER FIRE DEPARTMENT BOARD OF COMMISSIONERS
FIRE DISTRICT 4 - CENTRAL**

Consideration of reappointing or replacing Cliff Richardson, whose term expires September 16, 2013, effective September 17, 2013. This appointment is for a two year term.

Current Ballot:
No information received

13. ITEMS:

A. CHANGE ORDERS:

1. Project Title: Staring Lane Roadway Improvements (Highland Rd to Perkins Rd)
Project Number: 06-CS-HC-0024
Original Estimated Cost: \$30,600,000.00
Purchase Order Number: PO101467
Account Number: 411.7578223.752400.6087354
Council Award Date: October 13, 2010
Contractor: J.B. James Construction, L.L.C.
Change Order Number: 2 (Two)(Extend contract for 74 additional days)
Change Order Amount: \$ 561,875.60
Original Contract Amount: \$26,964,828.40
Net Previous Changes: \$ 145,545.14
New Contract Amount: \$27,672,249.14
Description: Bid item quantity adjustment for the sewer main relocation, traffic signal pole and street signs
Why Required: To modify the contract quantities and add the request for time extension

2. Project Title: Mt. Pleasant Intersection Improvements US 61 @ LA 64
Project Number: 07-TL-HC-0025
Original Estimated Cost: \$1,365,800.00
Purchase Order Number: PO111659
Account Number: 339.7260482.652310.5924806
Council Award Date: November 9, 2011
Contractor: Boone Services, Inc.
Change Order Number: 2 (Two)(Final) (Extend contract for 110 additional days)
Change Order Amount: \$ 25,599.03
Original Contract Amount: \$1,104,813.89
Net Previous Changes: \$ 78,946.81
New Contract Amount: \$1,209,359.73
Description: Adjust contract quantities of all items to as-built quantities
Why Required: To make payment for final field-measured quantities and add days describe above.

ALSO FINAL ACCEPTANCE - SEE ITEM 13. B. 1.

B. FINAL ACCEPTANCES:

1. Mt. Pleasant Intersection Improvements US 61 & LA 64
Project 07-TL-HC-0025 - Account 339.7260482.652310.5924806 -
Council Award Date: November 9, 2011

Contractor:	Boone Services, Inc.
Estimated Cost:	\$1,365,800.00
Contract Amount:	\$1,104,813.89
Total Change Orders (2):	\$ 104,545.84
Final Cost:	\$1,209,359.73
Days Allocated:	286
Days Used:	285
Liquidated Damages:	None

ALSO CHANGE ORDER - SEE ITEM 13. A. 2.

2. Ductile Iron Pipeline Reroute Gravity Thickener to Gravity Belt Thickener
NWWTP
Project 12-TP-MS-0034- Account 12-TP-MS-0034 - Council Award
Date: November 28, 2011

Contractor:	SEMS, INC
Estimated Cost:	\$80,000.00
Contract Amount:	\$48,000.00
Total Change Orders(3):	\$36,642.97
Final Cost:	\$84,642.97
Days Allocated:	204
Days Used:	204
Liquidated Damages:	None

C. ACCEPTANCE OF LOW BIDS:

*LOCAL
**IN STATE

1. Carpet Installation for City Hall 7th & 8th Floor
Project 12-04188 - Account 012.7505000.647200.4

ESTIMATE: \$125,000.00

*Unit Design	\$ 117,834.00
*Emerson Carpet	\$ 119,850.00
*Cornerstone Commercial Flooring	\$ 124,209.00

2. Temporary Labor Services
Project 3573-13 - Account 012.7505000.647200.4

ESTIMATE: 148,425.00

**Cabildo Staffing, LLC	\$148, 425.00
**Comnet, LLC	\$405,725.00

- D. Authorizing the Mayor-President to execute and submit an application to the Capital Region Planning Commission for a grant in the amount of \$60,000.00 for the purchase of equipment to be used to study the traffic patterns and gather information for the Capital Region Planning Commission and the Department of Public Works - Traffic Engineering Division in the Baton Rouge urbanized area; and authorizing the Mayor-President to execute the grant agreement in connection therewith. By: Director of Public Works.
- E. Authorizing the Mayor-President to execute a Consulting Services Agreement with Brown and Associates, LLC to assist the City of Baton Rouge/Parish of East Baton Rouge with groundwater monitoring and reporting at the North Landfill, in an amount not to exceed \$35,760.(Account No 461.7060423.643550 (20%). By: Director of Public Works.
- F. Authorizing the Mayor-President and/or EBROSCO to execute Supplemental Agreement No. 3 to the Contract for Engineering Services with MWH Americas, Inc., w/subconsultants: Monroe & Corie, Incorporated; Ardaman & Associates, Inc.; GOTECH, Inc.; and Alden Research Laboratory, Inc., for additional engineering services in connection with the South Forcemain System Capacity Improvements Project SFU-C-0002A (O'Neal Lane Pump Stations Group A Project), being Project No. 10-PS-MS-0050, for an amount not to exceed \$20,137.69. (Account No.434.7578323.752200.6087371) By: Director of Public Works.
- G. Authorizing the Mayor-President and/or EBROSCO to execute Supplemental greement No. 3 to the Contract for Engineering Services with URS Corporation, w/subconsultants: Monroe & Corie, Incorporated; NTB Associates, Inc. (NTB); and Southern Earth Sciences, Inc.; for additional engineering services in connection with the South Forcemain System Capacity Improvements Project SFU-C-0002B (O'Neal Lane Pump Stations Group B Project), Project No. 10-PS-MS-0051 in an amount of \$160,563.07. (Account No. 441.7578323.752200.6087382) By: Director of Public Works.
- H. Authorizing the Mayor-President and/or EBROSCO to execute Supplemental Agreement No. 3 to the Contract for Engineering Services with MWH Americas, Inc. for additional engineering services in connection with South Wastewater Treatment Plant Wet Weather Improvements, Phase II, Project No. 08-TP-BD-0055 in an amount of \$2,126,188.00. (441.7578523.752200.6057208) By: Director of Public Works.
- I. Authorization for the Mayor-President and/or Chairman of the Airport Commission to execute an Amendment to the original building lease with Indie Stages, LLC to add an additional 4.08 Acres at an additional rate of \$24,393.60 per year, for a total annual rental rate of \$54,393.60 per year. All other terms and conditions of the original lease remain the same. By: Director of Aviation.
- J. Authorization for the Mayor-President and/or Chairman of the Airport Commission to execute "Work Authorization No. 2" with the URS Corporation in order to supplement the contract for Program Management Services at the Baton Rouge Metropolitan Airport in an amount not to exceed \$2,682,550.00 (Contingent on funding). By: Director of Aviation.

- K. Receiving a detailed report from Finance on the Audit of the Leo S. Butler Community Center and a report from the Director of the Leo Butler Center on the Audit findings including the corrective measures being taken. By: Councilman Loupe.
- L. Amending Title 1, Chapter 1, Part IV, Section 1:2 (a). "Order of Business at Regular Meetings" so as to remove Presentations and Special Recognitions from the Metropolitan Council Agenda. By: Councilmen Loupe and Wilson.
- M. Rescinding and directing the Clerk of Court to cancel the Decision and Order recorded on September 17, 2012, at Original 656, Bundle 12441, in the matter of "City of Baton Rouge v. Ted Andrews Rush and Janet Evans Rush" - Condemnation Proceeding No. 8929 (South of 9153 Redman Lake Drive, Lot 34, Camp Redman Lake Subdivision). By: Councilman Boe'.
- N. Discussion of reinstating Council Committees, the make-up of committees, and time of meetings. By: Councilman Welch.
- O. Authorizing the Mayor-President to execute two servitude agreements with DB Boyd Holding LLC, for surface uses, including pedestrian, passage, signage, lighting/utilities and vehicular parking, provided said agreements contain provisions to require grantee to construct drainage improvements within said servitudes and to maintain the City of Baton Rouge and Parish of East Baton Rouge rights to use the subsurface for all public purposes. By: Parish Attorney.

14. ADJOURNMENT: