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WEDNESDAY
AUGUST 21, 2013

89th year, No. 52

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Jindal likely to pick two to serve on flood board

BY JEFF ADELSON
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Gov. Bobby Jindal's administration will have its first opportunity to directly interfere with a massive lawsuit claiming oil and gas companies contributed to the destruction of Louisiana's coast next month, when a nominating committee

considers whether to reappoint key members of the flood control board that filed the suit.

Though the administration has no direct control over who that committee will recommend as nominees for the Southeast Louisiana Flood Protection Authority - East, the nominating process will likely ensure Jindal, who has harshly

criticized the suit, will have the option of replacing two members who have spearheaded the effort.

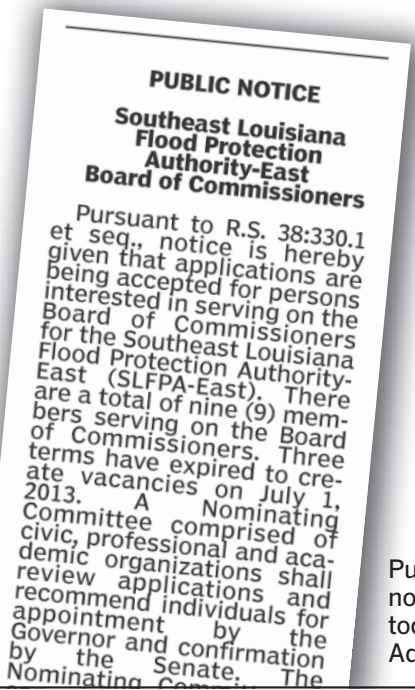
That's an opportunity the administration is unlikely to pass up.

"I'm not going to sanitize this thing; we are going to very much scrutinize any nominations that come from the board," said Coastal Protection and Restoration Au-

thority Chairman Garret Graves, who has led the administration's opposition to the suit. "There's no question that we're simply not going to tolerate the unconstructive sideshow that has resulted from this board."

The terms of three members of

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Public notice from today's Advocate

State ACT scores drop amid expanded test pool

BY WILL SENTELL
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Louisiana's performance on a national test of college readiness plummeted this year, finishing ahead of only Mississippi and North Carolina.

But state Superintendent of Education John White said Tuesday the drop stems from a new rule that requires all high school seniors to take the exam, which is called the ACT.

"I would have to say that it is remarkable that we have the smallest decline of any state to make this move," White said.

Other states that require all students to take the test produced sharper drops initially.

The latest results show that the average composite score for public and private school students here is 19.5, down from 20.3 last year.

The drop is noticeable since gains or declines on the ACT are usually measured in tenths of a point.

The national average is 20.9 out of 36.

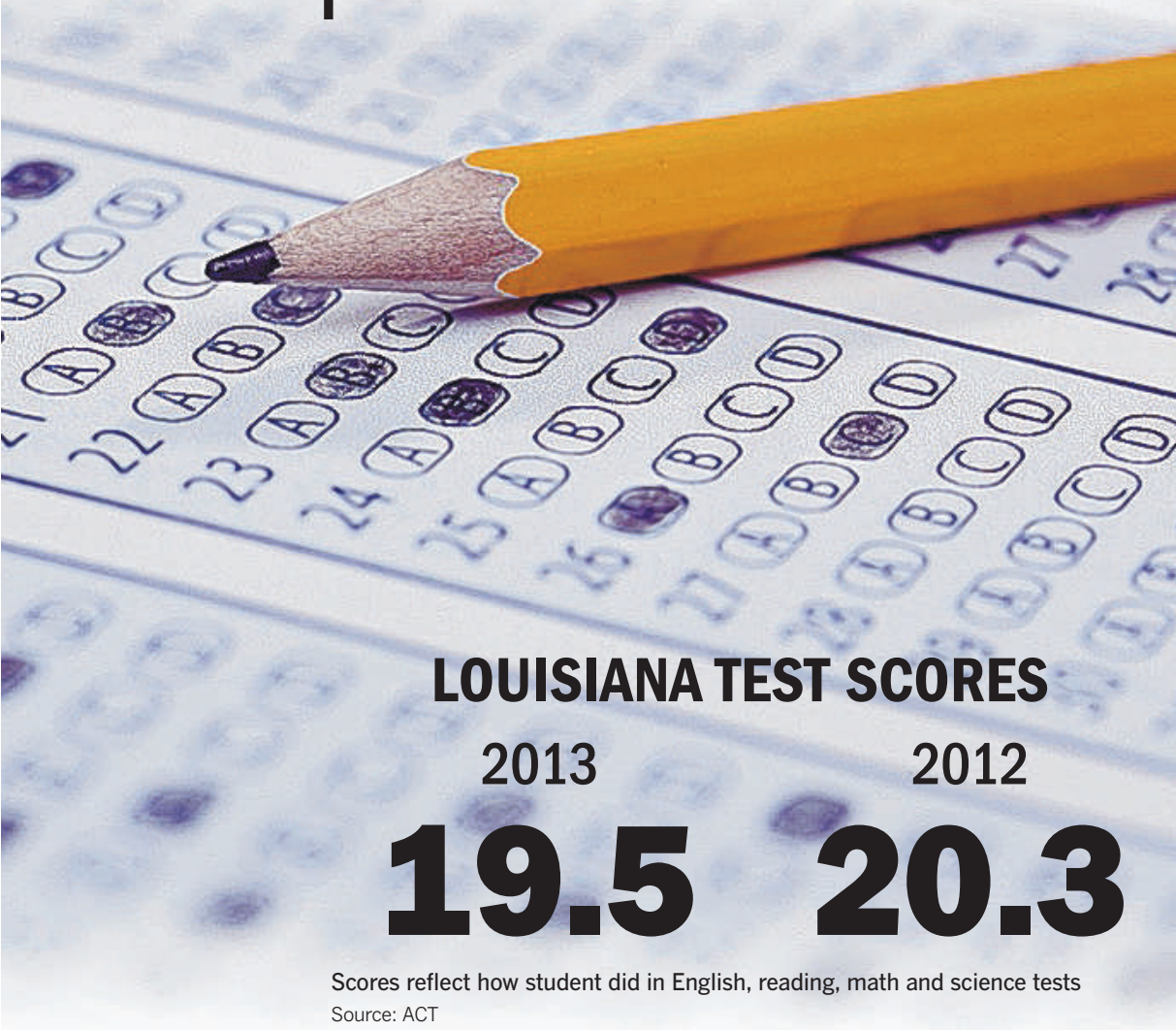
The test reflects how students fared on questions about math, English, reading and science.

Only students in Mississippi and North Carolina produced lower composite scores, 18.9 and 18.7 respectively.

Tennessee finished with the same score as Louisiana, which has long trailed much of the nation in its ACT results.

More than 45,000 students in the class of 2013 took the test this year, up nearly 8,600 students compared to 2012.

White was emphatic in saying that, since



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CATS meeting gets combative

Accusations of mismanagement fly

BY REBEKAH ALLEN
rallen@theadvocate.com

Infighting among CATS board members reached fever pitch Tuesday night as Dalton Honoré II and Jared Loftus traded accusations of mismanagement.

At the stormy Capital Area Transit System board meeting, Loftus accused Honoré of subverting board protocols to award a \$4,200 a month information technology contract to a company without board approval while he was served as acting administrator of the agency.

Honoré served as the administrator for about six weeks, starting in late April, after former CEO Brian Marshall resigned and before interim CEO Bob Mirabito was hired to head the parish bus system.

Gary Owens, who resigned Monday as the chief financial officer for CATS, attended Tuesday's meeting and spoke about the information technology contract. He said Honoré instructed him not to put the contract out to bid, despite Owens' objections.

Honoré said the IT contract was awarded legally and was done in haste because a new contract was needed immediately to ensure GPS bus tracking software could work.

Honoré, meanwhile, accused Loftus of turning a blind eye to thousands of dollars of fare box money that went missing while Loftus served as board president last year.

Honoré awarded an IT contract to Calvin Mills in May. According to emails provided by Loftus, Owens went back and forth with Honoré and former Board President Isaiah Marshall in June and July attempting to put the contract before two board committees for consideration.

However the contract was approved without ever going before the full CATS board or any committees of the board.

Honoré said board approval is required only for contracts that exceed \$20,000. He said Mills is being paid monthly and

► See **CATS**, page 4A

New Zealand to step up in search for sailors

BY BILLY GUNN
bgunn@theadvocate.com

LAFAYETTE — A U.S. congressman from Lafayette said Tuesday the New Zealand government is committing more resources to finding the Niña and her crew of seven sailors, including a Lafayette teen, after a volunteer examining satellite images spotted an orange object that could be a lifeboat from the 70-foot schooner.

"We've gotten word back that we're getting a greater level of cooperation on the part of the New Zealand Coast Guard," U.S. Rep. Charles Boustany, R-Lafayette, said.

Danielle Wright, a 19-year-old University of Louisiana at Lafayette student, is among the crew of seven who departed New Zealand on May 29 on a voyage to Australia.

No one has heard from the crew since radio transmissions sent during back-to-back storms June 4 and 5. On July 5, the Rescue Coordination Center of New Zealand called off its aerial search after 10 days.

But hope grew over the weekend when a volunteer looking at weeks-old satellite imagery spotted what could be a lifeboat from the Niña floating in the Tasman Sea, which lies between New Zealand and Australia. Search planes that departed Norfolk Island on Sunday found nothing. On Tuesday the search took another hit when privately funded planes were grounded by 30-knot winds.

"Our faith is in God, and we believe they're there," Robin Wright, Danielle Wright's mother, said. "We just need to find them."



Photo provided by **ROBIN WRIGHT**

Danielle Wright, a ULL student, on a sailing trip to the Grenadines. Wright is among seven who disappeared in June during a voyage from New Zealand to Australia.

Many have helped. Some have donated money, others have used their influence. Boustany and U.S. Sen. David Vitter have lobbied the U.S. government to pressure

New Zealand into providing help, Boustany said.

"We're continuing to push on this, and hoping to get a good result," he said.

The families of the missing sailors and a Texas organization enlisted to lead the search meanwhile are scheduled to hold a news conference and fundraiser Thursday in League City, Texas, south of Houston.

Ralph Baird, who is with search firm Texas Equusearch, said the Niña search fund has enough money for a few more days of paying planes.

"We're going to need a big check writer," Baird said.

Baird said the effort needs more than the U.S. exerting its influence on another government. He said the U.S. could

► See **SAILORS**, page 4A

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Advocate staff photos by PATRICK DENNIS

The Capital Area Transit Board meeting Tuesday was run by Dalton Honoré, who served temporarily as board president after Isaiah Marshall resigned in June. At right is interim CATS CEO Bob Mirabito. The board later voted Marston Fowler as president.

CATS

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has not yet hit the threshold.

But Loftus said the contract is open-ended.

In a July 3 email, Owens told Marshall, "It's open ended, so it's \$50,400 on an annual basis. It's our (standard operating procedure) to evaluate the approval requirements on the total exposure."

Loftus noted that the contract also required a signature from both Honoré and Owens, but Owens never signed the contract.

Honoré told the board Owens negotiated the contract with Mills. But Owens disputed that account, saying he was told by Honoré that it was a "done deal" and that "Dalton would not entertain the process of getting bids or quotes."

"I would not sign it because it was a terribly one-sided contract, in their favor, which didn't go through any procurement process," Owens said in an email after the meeting.

Ultimately the debate was stopped by other board members, who deemed the conversation inappropriate, and referred the matter to a committee meeting for further review.

After the meeting, Honoré said Loftus has been attempting



The vote to select Marston Fowler, above, as the board's new president almost didn't happen because Honoré removed the item from the agenda Monday.

to embarrass him for weeks.

"What I did was legal, what I did was proper, what I did was expedient," Honoré said.

Honoré admitted handpicking Mills for the technology contract, saying he selected him because he knew of his work. He said they know each other from seeing each other at various professional conferences but stopped short of calling him a friend.

Owens resigned Monday, following the end of an internal investigation into an estimated \$65,000 in missing fare box revenue over the past several

months. He said he did not steal money, but acknowledged his responsibility as CFO to oversee CATS funds.

Honoré questioned whether Owens and Loftus, who was board president for a year ending in February, were sitting on information about the missing fare boxes.

"My real question is did (Loftus) know about it? How much did Mr. Owens know and how long?" Honoré said. "Sitting as chair, there's information the chair may know that other board members may not possibly know."

Loftus said it's "disappointing when grown men like Mr. Honoré refuse to take responsibility for their unethical behavior."

Speaking after the meeting, Loftus said he demanded more transparency as chairman and that "anything said to the contrary is intentionally inaccurate."

Owens has said he reported the indications of missing fare box money to former CEO Brian Marshall.

Tuesday's meeting was run by Honoré, who served temporarily as board president since Isaiah Marshall resigned.

The board voted unanimously at the meeting for Marston Fowler to serve as board president — a vote that almost didn't happen because Honoré re-

moved the action item to select a new board president from the agenda Monday.

Honoré said he attempted to stop the vote, only because he wanted to create a nominating committee that would recommend the new board president.

Board member Ryan Heck, who is a member of the Metro Council, asked the board to place the item back on the agenda. But earlier in the day, he wrote an email to the Metro Council informing him that Honoré's actions had struck a nerve with him.

"Whether Mr. Honoré likes it or not, the chair position must be filled," Heck wrote. "The item was to discuss filling the position, where a motion could be made from the floor to nominate someone. Why he would block this simple and needed task is beyond me."

He went on to say that he is considering voting at next week's council meeting in favor of Honoré's removal from the CATS board.

"I had my misgivings about forcibly removing Mr. Honore from the CATS board, but if he continues this behavior, I will not," Heck wrote.

Last month, Mayor Pro Tem Chandler Loupe moved to put an item on the council agenda to remove both Marshall and Honoré for mismanagement.

Gatehouse plan selected

BY JAQUETTA WHITE
jwhite@theadvocate.com

A long-vacant piece of city-owned property widely considered to be one of the most valuable in New Orleans may soon be transformed into a W Hotel and riverfront apartments, now that a selection committee has chosen Gatehouse Capital Corp. as their favorite to take over the former World Trade Center Building at the foot of Canal Street.

The panel will present its recommendation in a few weeks to the New Orleans Building Corp., the city agency that would negotiate a lease with the developer.

Gatehouse scored the highest in the committee's evaluation despite not listing the names of the minority- and women-owned businesses it intends to contract with and making an offer on the building that is "significantly lower" than fair market value, two deficiencies noted by panel members in the selection meeting Tuesday. Those matters will be addressed during lease negotiations, Chief Administrative Officer Andy Kopplin said.

"They've got a solid financial proposal, a very good design that is feasible," Kopplin said.

But Kopplin said he was "wholly dissatisfied" with Gatehouse's proposed lease payment to the city and its response to the

city's disadvantaged business enterprise requirement.

"While I do believe that their proposal warranted the strongest endorsement of this committee — they were my No. 1-ranked proposer — I do not believe we ought to go forward unless those two issues that are critically important to the city are addressed."

Gatehouse Capital Corp. has proposed turning the 33-story building at Canal and Poydras streets into a 245-room W Hotel with rental apartments on the upper floors.

The five-member committee, appointed by Mayor Mitch Landrieu, weighed three proposals. A plan from James H. Burch LLC that also called for turning the building into a hotel and residential apartments came in second with 342 points out of a possible 500.

Tricentennial Consortium, a group of tourism leaders that proposed demolishing the building and replacing it with a public park, came in last place with a score of 308.

Gatehouse received a score of 405.

The panel scored and ranked each proposal based on the following: the developer's performance history and financial capacity, 20 percent each; the project's description, 35 percent; and its financial feasibility, 25 percent.

disappeared in early June.

"Hope is not lost," she said.

"There is a possibility and a probability that they did survive and they are still out there."

She said that spotting what could be a lifeboat from the Niña has reinvigorated the search.

"Since that raft-like object was spotted, that's really generated a lot of interest," Landry

BOARD

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the flood protection authority expired at the end of June, and a fourth member could potentially be reappointed because he had never been confirmed by the state Senate. The commissioners who could be ousted include President Tim Doody and Vice President John Barry, who has been the most vocal proponent of the board's suit.

Even if all four spots are filled by new members who oppose the suit, there would still be a slim majority favoring it on the nine-member board. However, the loss of those key players could weaken the board's resolve and lead to a sharp division on what is now a board unanimously committed to the legal case.

Barry and Doody both said Tuesday they will be applying for reappointment. The third commissioner whose term expired, David Barnes, is not expected to seek reappointment.

The suit is likely to come up in the nominating process, though exactly how the board will react to the ongoing dispute is not clear, said businessman Jay Lapeyre, who chairs the nominating committee.

"I think it's going to be a big issue," he said. "I can't tell you the committee's view or how that dialogue will develop. I'm highly confident the committee will try to look at all the candidates and chose who they consider best."

The flood protection authority was created in the wake of Hurricane Katrina, with the goal of creating a single, non-political board to oversee flood protection efforts on the East Bank. The laws governing the board call for a combination of commissioners from different disciplines and geographic areas and for the governor to have more leeway over the appointment of lay people, such as Barry and Doody, than over technical experts who sit on the board.

The process of nominating, appointing and confirming members to the flood protection board is complex and, in the first seven years of the board's existence, has been done in a casual and largely amicable way. Throughout that time, governors have generally "accommodated" the nominating committee to work around issues that cropped up, Lapeyre said.

But given the Jindal administration's sudden hostility to the board, the nominating committee will likely be held to the letter of the law, which would give the administration a stronger hand in deciding who sits on the authority.

The biggest change will be abiding by the requirement that two nominees be selected for the non-technical seats held by Doody and Barry. In previous years, the administration had allowed the board to simply forward a single choice, Lapeyre said.

That means that even if the nominating committee wants to allow those two to retain their positions, the administration will have the option to replace them, because the committee will have to forward at least two names.

Since the first year, when hundreds applied for spots on the flood protection authority, the number of people applying has been limited, Lapeyre said. However, the new spotlight on the board this year likely will result in "a lot of good candidates," regardless of their position on the merits of the suit, he said.

The administration has not started recruiting candidates to apply for those positions, Graves said.

"I think with all the attention the board is getting, you're going to see more folks put their hat in the ring than they have in the past," Graves said. "But to date we haven't done anything to advocate for candidates, yet." In previous years, the administration has also accommodated the schedules of members of the nominating committee by allowing them to extend their deliberations into October. But state law allows the governor to make his own appointment, without the committee's input, if those discussions go beyond the end of September.

The committee has tentatively scheduled a special meeting in September in hopes of finishing up the nominating process, but Lapeyre said it is unclear whether the meeting will actually be convened or result in the selection of candidates.

The situation is further complicated by uncertainties over the appointment of Ricardo Pineda, whose term expired in 2011. The committee recommended he be reappointed, and the governor's office agreed, but Pineda, who heads the California Department of Water Resources' Floodplain Risk Management Branch, was never brought up for confirmation in the Senate. That was due, in part, to concerns he wouldn't be confirmed because of opposition to the cost of flying in out-of-state commissioners.

Pineda has remained an active member of the board under a law that allows commissioners whose terms have expired to continue serving until they are replaced.

While a legal notice calling for applicants that ran in The Advocate on Monday only listed three positions, Graves said another ad will be run soon to include Pineda's.

The flood protection authority's suit, filed in July, accuses about 100 energy companies of contributing to the destruction of coastal wetlands over the last century by building canals, pipelines and wells in sensitive areas. These projects led to coastal erosion that has increased the risk of catastrophic storm surges in southeast Louisiana, according to the suit, and increased the cost and complexity of the systems designed to protect the New Orleans area from hurricanes. The suit seeks to force the companies to restore the wetlands, something that was required in permits granted when the projects were undertaken, or compensate the board for the increased cost of providing flood protection.

Public Affairs Research Council President Robert Travis Scott, a member of the nominating committee, said the suit itself should not play a role in the nominations.

"For my part, I'm just interested in seeing who the best-qualified candidates are and making sure we make a good recommendation," Scott said. "That's really what I'm going to do. I'm not basing my nominations on anything but the qualifications or the people."

Since filing the suit, board members have been candid about the possibility they would be replaced.

"I hope I'm nominated. What else can I say?" Barry said Tuesday.

Doody, pointing to a section of the application that prohibits members of the board from participating in politics, said the potential for administration pressure or maneuvers to determine the makeup in the board flies against the spirit of the laws that created it.

"The way this is all playing out, it really kind of undermines what we as voters voted on, and that's to have an independent board free of political pressure," Doody said.



Advocate map

SAILORS

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lend its space satellite technology to Niña searchers, who now are forced to work with images that are weeks old.

For instance, he said, the image of the orange man-made object that planes started searching for on Sunday was from Aug. 3.

Baird said that by the time searchers see the images, relentless currents have carried away whatever was floating.

Ricky Wright, Danielle Wright's father, said New Zealand's latest contribution to the search was the one-time use of computer-generated drift models, not government planes.

Wright and Baird said the search needs the latest U.S. technology, namely satellites

that can relay up-to-the-minute images.

"People's lives are at stake," Baird said. "It affects the safety of mariners everywhere in the world. There's new technologies that can be used for search and rescue that's not being used."

State Rep. Nancy Landry, R-Lafayette, said the search for the seven sailors is as relevant now as it was when the boat

**Public Notices
Council Admin**
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Amoroso, Welch, Delgado, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Wicker, Marcelle.

Absent: Mmes. Edwards, Collins-Lewis

AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF JUNE 1976, AS CONTAINED IN AND MADE A PART OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE FOR 1958, AS AMENDED SO AS TO:

The following proposed ordinance was introduced by Mr. Welch and is being in full at the Council Meeting of June 26, 2013 and a public hearing called thereon for this meeting, was read in full for a second time:

PROPOSED ORDINANCE

PUD 1-13 Copper Ridge Development Concept Plan This property is located west of the intersection of Highway 964 (Scenic Highway) and Lake Pointe Avenue, on Tract B-2-D-2 of the "Georgia Hamptons Blankenship Property," to rezone from SPUD (Small Planned Unit Development) to PUD (Planned Unit Development), Section 59, T5S, R1W, GLD, EBRR, LA. (Council District 1-Welch)

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Welch and seconded by Ms. Marcelle that the above proposed ordinance be deferred to the Council Zoning Meeting of August 21, 2013. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Collins-Lewis, and Wicker.

"Nays": None.

Absent: Mmes. Edwards and Collins-Lewis 10 yeas, 0 nays, 2 absent and the motion to defer was adopted.

I SPUD 3-13 ORDINANCE 15527 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF JUNE 1976, AS CONTAINED IN AND MADE A PART OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE FOR 1958, AS AMENDED, SO AS TO CHANGE THE ZONING OF THE INTERSECTION OF THE AIRLINE HIGHWAY AND PERKINS ROAD, ON LOT A1 OF THE AIRLINE ACRES SUBDIVISION, TO REZONE FROM A1 (SINGLE FAMILY RESIDENTIAL) TO I SPUD (INFILL/MIXED USE SMALL PLANNED UNIT DEVELOPMENT) SECTION 71, T1S, R1W, GLD, EBRR, LA. AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Delgado and seconded by Mr. Heck that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Collins-Lewis, and Wicker.

"Nays": None.

Absent: Mmes. Edwards and Collins-Lewis 10 yeas, 0 nays, 2 absent and the motion was adopted.

CASE NO. 15-13 ORDINANCE 15528 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF JUNE 1976, AS CONTAINED IN AND MADE A PART OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE FOR 1958, AS AMENDED, SO AS TO CHANGE THE ZONING OF THE NORTH SIDE OF AMERIND STREET, EAST NAPOLÉON STREET, ON LOT 11, SQUARE 54 OF BEAUREGARD TOWN SUBDIVISION, TO REZONE FROM A4 (GENERAL RESIDENTIAL) TO NO (NEIGHBORHOOD OFFICE) SECTION 49, T7S, R1W, GLD, EBRR, LA. AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no

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interested citizens appearing either for or against said ordinance, a motion was made by Ms. Wicker and seconded by Mr. Heck that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Collins-Lewis, and Wicker.

"Nays": None.

Absent: Mmes. Edwards and Collins-Lewis 10 yeas, 0 nays, 2 absent and the motion to adopt was adopted.

CASE NO. 17-13 ORDINANCE 15529 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF JUNE 1976, AS CONTAINED IN AND MADE A PART OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE FOR 1958, AS AMENDED, SO AS TO CHANGE THE ZONING OF THE NORTH SIDE OF MURIEL AVENUE, WEST OF SHERWOOD AVENUE, TO REZONE FROM A1 (SINGLE FAMILY RESIDENTIAL) TO CAB-1 (COMMERCIAL ALCOHOL BEVERAGE ONE) SECTION 62, T7S, R1E, GLD, EBRR, LA. AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Amoroso that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Mmes. Edwards, Collins-Lewis 10 yeas, 0 nays, 2 absent and the motion was adopted.

CASE NO. 18-13 ORDINANCE 15530 AMENDING THE COMPREHENSIVE ZONING MAP OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE OF JUNE 1976, AS CONTAINED IN AND MADE A PART OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE FOR 1958, AS AMENDED, SO AS TO CHANGE THE ZONING OF THE NORTH EAST SIDE OF AIRLINE HIGHWAY, FROM BARINGER FOREMAN ROAD, ON A PORTION OF LOT X-3-A OF THE L. R. AND LAWRENCE M. KLEINPETER PROPERTY, TO C-AB-2 (COMMERCIAL ALCOHOL BEVERAGE TWO) SECTION 50, T8S, R2E, GLD, EBRR, LA. AS SHOWN ON A SKETCH PREPARED BY THE PLANNING COMMISSION, A COPY OF WHICH IS ATTACHED.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Wilson that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion was adopted.

PROPOSED ORDINANCE CASE 19-13 9150 Oliphant Road This property is located on the south side of Oliphant Road, east of Bluebonnet Road, on Lot 8 of this subdivision. Estates Subdivision, to rezone from A2 (Single Family Residential) to UDDI (Urban Design District One), Section 58, T7S, R1E, GLD, EBRR, LA. (Council District 11-Heck)

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Delgado and seconded by Mr. Heck that the above proposed ordinance be deleted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s .

**Public Notices
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7475

Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Mmes. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion to adopt was deleted.

ORDINANCE 15531 REVOKING FIVE (5) FOOT AND A PORTION OF A FIFTEEN (15) FOOT PAVEMENT STRIP LOCATED SOUTH OF MICKENS ROAD AND WEST OF JOOR ROAD, ON TRACT A1-A1-C-1 OF THE NELL P. STIPE PROPERTY, SECTION 44, T6S, R1E, GLD, EAST BATON ROUGE, PARISH OF LOUISIANA, PROVIDED CERTAIN STIPULATIONS ARE MET.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Ms. Edwards and seconded by Ms. Marcelle that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion was adopted.

PROPOSED ORDINANCE REVOKING A portion of a forty (40) foot unimproved right-of-way located north of McGinnis Street and west of Wyoming Street, on the remaining portion of Lot N of Suburb Magnolia (Council District 10-Wicker)

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Delgado and seconded by Mr. Loupe that the above proposed ordinance be deleted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion to defer was adopted.

ORDINANCE 15532 AMENDING TITLE 7 (PLANNING AND ZONING), CHAPTER 8 (ZONING DISTRICTS), FOR THE PURPOSE OF REVOKING ORDINANCES OF THE CITY OF BATON ROUGE AND PARISH OF EAST BATON ROUGE, SO AS TO AMEND AND RE-ENACT SECTION 10A (URBAN DESIGN DISTRICT ONE - BLUEBONNET BOULEVARD).

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Mr. Delgado and seconded by Mr. Marcelle that the above proposed ordinance be adopted. A motion to approve for an act of correction 8 yeas, 0 nays, 1 absent and the motion carried. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion was adopted.

RESOLUTION 50776 APPEALING THE DECISION OF THE PLANNING COMMISSION TO APPROVE CUP UNITED CHRISTIAN FAITH MINISTRIES, AT THE JUNE 17, 2013 PLANNING COMMISSION MEETING AS PROVIDED FOR IN SECTION 8.106 (B) OF THE UNITED DEVELOPMENT CODE.

The Presiding Officer announced the continued public hearing on the above ordinance was in order at this time. There being no interested citizens appearing either for or against said ordinance, a motion was made by Ms. Edwards and seconded by Ms. Marcane that the above proposed ordinance be adopted. A "Yea" and "Nay" vote was called for and resulted as follows:

"Yeas": M e s s r s . Amoroso, Delgado, Welch,

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Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion was adopted.

Motion by Edwards/ Marcelle to amend CUP 2-13 to withdraw the entrance and exit of Mario Dr. Additional Speakers Randy Brown - Opposition, Kimberly Baker - Proponent, Virginia Johnson - Opponent, Virginia Johnson - Opponent, Mark Ellis - Proponent

There being no further business coming before the Council of the Parish of East Baton Rouge and the City of Baton Rouge in regular session, convened, a motion was made by Mr. Edwards and seconded by Ms. Marcelle that the meeting be adjourned.

"Yeas": M e s s r s . Amoroso, Delgado, Welch, Heck, Boe, Loupe and Wilson. Mmes. Banks-Daniel, Edwards, Marcelle, and Wicker.

"Nays": None.

Absent: Ms. Collins-Lewis 11 yeas, 0 nays, 1 absent and the motion was adopted.

CASEY CASHIO COUNCIL ADMINISTRATOR

CHANDLER LOUPE PRO TEMPORE

4860791-aug 21-1t

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NOTICE
The following Resolution was offered by Sid J. Gautreaux, III, Sheriff

PRELIMINARY RESOLUTION

A resolution authorizing the Law Enforcement District of the Parish of East Baton Rouge, Louisiana (the "District"), to incur debt and borrow an amount not to exceed \$12,000,000, for the purpose of authorizing the execution and delivery of all documents required in connection therewith; and authorizing the Sheriff and Ex-Officio Chief Executive Officer of the District to do all things necessary to effectuate this Resolution.

WHEREAS, the Law Enforcement District of the Parish of East Baton Rouge, Louisiana (the "District"), is a political subdivision of the State of Louisiana, organized and existing pursuant to the provisions of Chapter 38 of Title 13 of the Louisiana Revised Statutes of 1950, as amended; and

WHEREAS, the District, pursuant to the provisions of the Louisiana Revised Statutes of 1950, as amended, and La. R.S. 13:5911 and other constitutional and statutory provisions, desires to incur debt and issue, collectively, the "Act"), desires to incur debt and issue not exceeding Twelve Million dollars (\$12,000,000.00) in Revenue Anticipation Notes, Series 2013 (the "Notes"), for the purpose of paying current operations of the District in anticipation of revenues of the District, said Notes to mature no later than March 1, 2014, and to bear interest at a rate not to exceed six percent (6%) per annum; and

WHEREAS, the Sheriff and Ex-Officio Chief Executive Officer of the District has determined that the amount of the notes will not exceed the expected revenues to accrue to the District's General Fund, as required by the provisions of the Act, exclusive of interest, for the period ending on June 30, 2014; and

NOW THEREFORE, BE IT RESOLVED, by the Sheriff and Ex-Officio Chief Executive Officer of the Law Enforcement District of the Parish of East Baton Rouge, Louisiana, that the following authority of the District, that:

SECTION 1. The District is hereby authorized to incur debt and borrow an amount not to exceed in the aggregate of \$12,000,000 at a rate or rates not exceeding six percent (6%) per annum, to be repaid no later than March 1, 2014, for the purpose of paying the costs of current operations to be secured by revenues from the District.

SECTION 2. The Sheriff and Ex-Officio Chief Executive Officer of the District, is hereby further authorized and directed to accept, receive, execute, seal, attest and deliver all such documents, certificates and other instruments as are required in connection with the authorization, issuance and delivery of the Notes or to take such further action as may be appropriate or required by law in connection with the authorization, issuance and delivery of the Notes.

SECTION 3. Application is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority for the District to incur debt and borrow in the aggregate not exceeding \$12,000,000 as herein provided, and a certified copy of this Resolution shall be forwarded to the State Bond Commission together with a letter requesting the prompt consideration and approval of this application.

SECTION 4. It is recognized, found and determined that a real necessity exists for the employment of the District in connection with the issuance of the foregoing, and, accordingly, Adams and Reese LLP, Baton Rouge, Louisiana, is hereby employed as Bond Counsel to the District to do and to perform comprehensive, legal and coordinate professional work, said fee to be payable out of funds provided by the District pursuant to the Attorney General's written approval of said employment and fee as required by La. R.S. 42:261, et seq.

SECTION 5. By virtue of the District's application for the authorization and utilization of the benefits of the Louisiana State Bond Commission's approval resolved and set forth therein, the District resolves that it understands and agrees that the District is bound by the conditions upon, and it further resolves that it understands and agrees that it binds itself, its successors and assigns, to, fund and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Swaps, or other forms of derivative, including Hedges, Etc." adopted by the Commission on July 20, 2012, and the implementation or use of any swaps or other products or enhancements covered thereby.

SECTION 6. This Preliminary Resolution shall take effect immediately.

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THIS DONE, ADOPTED AND SIGNED this 14th day of August, 2013.

By: /s/ Sid J. Gautreaux Sid J. Gautreaux, III Sheriff and Ex-Officio Tax Collector of the Parish of East Baton Rouge, Louisiana and Ex-Officio Chief Executive Officer of the Law Enforcement District of the Parish of East Baton Rouge, Louisiana

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PUBLIC NOTICE
Public Notice for Willow Bend

Project Name: Willow Bend

Project Owner: Ascension Partners, LP

Location of Project: 1040 Hwy 1 South Donaldsonville, Louisiana

Managing General Partner: Donaldsonville Townhomes, LLC

Project Description: The project is a New Construction of 1040 and Market Rate Housing Development.

Number of Units: There will be 64 units with 1 office/community facility and supportive services will be provided

Unit Mix: Willow Bend will have 15- Two bedroom/ Two Bathroom Units and - 49- Three bedroom / Two Bathroom Units.

Rents: The average proposed rents will be \$625 for two bedrooms and \$725 for three bedrooms.

Target Market: Willow Bend will target non-income restricted families and families at or below 60% of the median income; including, families with children and PSN eligible households. The owner is competing for 9% tax credits provided by Louisiana Housing Corporation.

Total Development Cost: Approximately: \$10,791,953

Project Funding: First Mortgage: \$1,400,000

CDBG \$1,000,000

Equity: \$829,170

Owner Contribution: \$92,783

Total Sources: \$10,791,953

4860884-aug 19-20-21-3t

PUBLIC NOTICE
Southwest Louisiana Flood Protection Authority-West Board of Commissioners

Pursuant to R.S. 38:330.1 et seq., notice is hereby given that applications are being accepted for persons interested in serving on the Board of Commissioners of the Southwest Louisiana Flood Protection Authority-West (SLFPA-West). There are a total of nine (9) members serving on the Board of Commissioners. Three terms have expired to create vacancies on July 1, 2013. A Nominating Committee comprised of civic, professional and academic organizations shall review applications and recommend individuals for appointment by the Governor and confirmation by the Senate. The Nominating Committee is comprised of representatives from the following organizations: the Public Affairs Research Council of Louisiana, Council for a Better Louisiana, Louisiana Geological Survey, Association of State Floodplain Managers, National Academy of Engineering, UNO College of Engineering, Tulane University School of Science & Engineering, Southern University College of Engineering, LSU College of Engineering, National Society of Professional Engineers, and American Society of Civil Engineers.

Three (3) vacancies create one (1) opening of a four-year term for a resident of Jefferson and one (1) opening of a four-year term for a resident of Orleans and one (1) opening of a four-year term for a resident of St. Bernard and one (1) opening of a four-year term for a resident of St. Tammany. Once the three new members are appointed, the board must meet the residency and occupational qualifications defined below.

QUALIFICATIONS & RESIDENCY

There shall be at least one (1) member from each parish within the territorial jurisdiction of the authority. The territorial jurisdiction includes St. Bernard, St. Tammany, and St. Louis. The remaining members shall reside outside of the territorial jurisdiction and may live anywhere in the world, subject to qualifications.

Engineering/ Related Field

Five (5) members shall have backgrounds in engineering, geology, hydrology, or environmental science. Of the five (5) members, one member shall be a civil engineer.

Non Engineering Professional

Two (2) members shall come from fields other than engineering or related field and have ten (10) years of professional experience.

At Large Members

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Two (2) members shall be at large, and can serve with or without technical or professional qualifications.

Interested parties may obtain an application by contacting Stephanie Aymond, Office of the Governor Coastal Activities, 1051 North Third Street, Suite 138, Baton Rouge, LA 70802; (225)342-3958 office; (225)342-5214 facsimile; stephanie.aymond@la.gov e-mail, or by following the link: https://www.lacpra.org/assets/docs/FPA%20Application.pdf

Deadline for receiving applications is September 11, 2013.

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create vacancies on July 1, 2013. A Nominating Committee comprised of civic, professional and academic organizations shall review applications and recommend individuals for appointment by the Governor and confirmation by the Senate. The Nominating Committee is comprised of representatives from the following organizations: the Public Affairs Research Council of Louisiana, Council for a Better Louisiana, Louisiana Geological Survey, Association of State Floodplain Managers, National Academy of Engineering, UNO College of Engineering, Tulane University School of Science & Engineering, Southern University College of Engineering, LSU College of Engineering, National Society of Professional Engineers, and American Society of Civil Engineers, the Harvey Canal Industrial Association, and Our Lady of Holy Cross College. The Nominating Committee shall review applications and recommend individuals for appointment by the Governor and confirmation by the Senate.

Two (2) vacancies create one (1) opening of a four-year term for a resident of outside of Orleans and one (1) opening of a four-year term for a resident of Jefferson and one (1) opening of a four-year term for a resident of St. Bernard and one (1) opening of a four-year term for a resident of St. Tammany. Once the three new members are appointed, the board must meet the residency and occupational qualifications defined below.

QUALIFICATIONS & RESIDENCY

There shall be at least one (1) member from each parish within the territorial jurisdiction of the authority. The territorial jurisdiction includes the west side of the Mississippi River in Jefferson and Orleans Parishes. The remaining members shall reside outside of the territorial jurisdiction and may live anywhere in the world, subject to qualifications.

Engineering/ Related Field

Three (3) members shall have backgrounds in engineering, geology, hydrology, or environmental science. Of the three (3) members, one member shall be a civil engineer.

Non Engineering Professional

Three (3) members shall come from fields other than engineering or related field and have ten (10) years of professional experience.

At Large Members

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ing of a four-year term for a resident of Jefferson West. Once the two new members are appointed, the board must meet the residency and occupational qualifications defined below.

QUALIFICATIONS & RESIDENCY

There shall be at least one (1) member from each parish within the territorial jurisdiction of the authority. The territorial jurisdiction includes the west side of the Mississippi River in Jefferson and Orleans Parishes. The remaining members shall reside outside of the territorial jurisdiction and may live anywhere in the world, subject to qualifications.

Engineering/ Related Field

Three (3) members shall have backgrounds in engineering, geology, hydrology, or environmental science. Of the three (3) members, one member shall be a civil engineer.

Non Engineering Professional

Three (3) members shall come from fields other than engineering or related field and have ten (10) years of professional experience.

At Large Members

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Professional or Engineer/ related field.

One (1) member can qualify as either engineering or professional.

Interested parties may obtain an application by contacting Stephanie Aymond, Office of the Governor Coastal Activities, 1051 North Third Street, Suite 138, Baton Rouge, LA 70802; (225)342-3958 office; (225)342-5214 facsimile; stephanie.aymond@la.gov e-mail, or by following the link: https://www.lacpra.org/assets/docs/FPA%20Application.pdf

Deadline for receiving applications is September 11, 2013.

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**OFFICIAL PUBLIC NOTICE
CITY OF BATON ROUGE-
PARISH OF EAST BATON ROUGE
METROPOLITAN COUNCIL
UPCOMING BOARD AND
COMMISSION APPOINTMENTS**

In accordance with Section 5 of Ordinance 13496 adopted by the Metropolitan Council on January 25, 2006, the following is a listing of upcoming openings to Metropolitan Council appointments to the indicated Boards and Commissions. Persons interested in serving should contact the Council Administrator-Treasurer's Office at 389-3123 for additional information. Please note the appropriate deadline for applying for these positions:

Board/Commission	Incumbent	Council will Consider on	Application Deadline-Noon
Library Board of Control	Melanie Way	October 23, 2013	October 17, 2013
4862902-aug 21-1t			

**SALE OF ADJUDICATED IMMOVABLE PROPERTY
AS SURPLUS PROPERTY BY
THE PARISH OF EAST BATON ROUGE**

By virtue of the provisions of Chapter 13-A of Title 33 of the Louisiana Revised Statutes, Louisiana Revised Statute 33:4