

**MINUTES**  
**For the Meeting of Mayor and Council**  
**City of Zachary, LA**  
**Council Chambers, 4700 Main Street**  
**Tuesday, February 10, 2015 - 6:30 p.m.**

**A. CALL TO ORDER**

Mayor David Amrhein called the meeting to order at 6:30 p.m, on February 10, 2015 at the Zachary City Hall located at 4700 Main Street, Zachary, LA.

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Invocation by Councilman Womack

Pledge of Allegiance by Boys Scouts Morgan Day, Nicholas Leblanc and Tristan LeBlanc of Troop 46.

**C. OPENING PROCEDURES**

**1. ROLL CALL:**

MAYOR

David Amrhein

COUNCIL MEMBERS

Francis Nezianya – District 1

Brandon Noel – District 2

Laura O’Brien – District 3

Ben Cavin – District 4

Tommy Womack – District 5

ABSENT:

None

**2. READING OF CITY POLICY RELATIVE TO OPEN MEETINGS**

Before proceeding with the meeting, Mayor David Amrhein read a statement into the record regarding the Open Meetings Law, and citizens’ right to participate in public meetings. The statement set forth general rules of conduct of the public meeting and outlined the process through which a citizen can have items placed on the Council agenda. A copy of the rules is available at City Hall, Mayor’s Office or by calling the Clerk of the City Council. The rules will also be available at every Council meeting

**3. CHANGES/ADDITIONS TO AGENDA**

There were no changes to be made to the agenda.

**D. READING OF THE MINUTES**

1. January 27, 2015  
Motion by Councilwoman O'Brien  
Motion seconded by Councilman Nezianya

To waive the reading of the minutes of the January 27, 2015 regular Council meeting and approve them as presented.

YEAS: Nezianya, Noel, O'Brien, Cavin, Womack  
NAYS: None  
ABSENT: None  
ABSTAINED: None

**E. HONORS, RECOGNITIONS AND INTRODUCTIONS**

Mayor Amrhein recognized the Boy Scouts of Troop 46 who were attending the meeting as a required activity for a communication project that the Troop is working on.

**F. PRESENTATION OF DELEGATIONS**

**1. Requests to Speak**

Thais Perkins, of 1340 East Plains-Port Hudson Road, who is currently serving as President of the Arts Council, was present to request a permit to serve alcohol at the Concert Series to be held at the Point at Americana February 24, March 24 and April 21.

Because Americana already has the required permit for serving alcohol at their facility, no further permitting is required. No action was taken.

**2. Hardship Waivers**

There were no hardship waiver requests presented.

**3. Other Waivers**

- a. Waiver – Pleasant Grove Baptist Church  
Request to Waive Site Plan Review time frame of two years  
(Hugh Engels)

Kenneth Collins of 1140 Pride-Port Hudson Road was present seeking a waiver of the time frame of two years from the date of the Site Plan Review meeting to complete the approved project. The plans for Pleasant Grove Baptist Church were previously presented and approved at Site Plan in 2009, but construction was delayed due to the death of the Pastor, followed by economic hardship and reorganization.

At the time the plans were approved, the city was working under an interim code, and in 2010, the Unified Development Code took over. It was the consensus of the Council members and staff that the project would have to go back to Site Plan Review due to the considerable changes between the interim code and the UDC.

Councilwoman O'Brien asked if the \$100 fee for Site Plan Review could be waived. City Attorney Hopewell said that the fee was established by the Council and could be waived by the Council.

Mr. Collins said that the Church hoped not to change the plan in order to minimize construction time, and to not have the expense of having new plans drawn.

Hugh Engels said that the Site Plan Review is approximately a seven week process. Mayor Amrhein said that the plans will need revision and updating due to the changes in the code. Councilman Nezianya advised Mr. Collins to meet with Mr. Engels to see what changes will have to be made.

Motion by Councilwoman O’Brien

Motion seconded by Councilman Nezianya

To waive the \$100 fee for Site Plan Review, but the project will have to go back through the Site Plan Review process.

YEAS: Nezianya, Noel, O’Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: None

**4. Exceptions to Regulations – None presented**

**G. ACTION MANDATED BY HOME RULE CHARTER**

**1. Appointment of Boards, Commissions and Committees**

a. Zachary Historic Village – No appointments were made; no action was taken.

**H PLANNING & ZONING MATTERS**

**1. Receive Minutes of February 2, 2015 Planning Commission and February 2, 2015 Zoning Commission**

Motion by Councilman Noel

Motion seconded by Councilwoman O’Brien

To receive the Planning Commission minutes of February 2, 2015 and the Zoning Commission meeting of February 2, 2015.

YEAS: Nezianya, Noel, O’Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: None

**2. Planning Matters REQUIRING a Public Hearing – None presented**

**3. Planning Matters NOT requiring a Public Meeting – None presented**

**4. Zoning Matters REQUIRING a Public Hearing – None presented**

**5. Zoning Matters NOT Requiring Public Hearing – None presented**

**6. Other Matters**

- a. Establish a Policy for Terms and Procedures for Planning & Zoning Commission (Hopewell)

Motion by Councilman Noel

Motion seconded by Councilman Cavin

To approve the suggested staggered terms for the appointed members of the Planning and Zoning Commission, as presented by City Attorney Hopewell. (Copy of members and terms attached)

YEAS: Nezianya, Noel, O'Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: None

- b. Discussion of Planning Commission Quorum – Voting on Proposed Copper Mill 8<sup>th</sup> Filing (Hopewell)

City Attorney Hopewell summarized the discussion and the vote on the Proposed Copper Mill 8<sup>th</sup> filing presented at the February 2, 2015 Planning & Zoning Commission meeting, noting that after looking at the UDC and State law, it is his opinion that a quorum is a simple majority of members present. The vote was taken with the result being: 3 yeas, 1 nay, and 2 abstaining.

No action was taken relative to the discussion of Commission Quorum at the Planning & Zoning meeting of February 2, 2015.

**I. APPROVE PAYMENT OF BILLS**

Motion by Councilman Womack

Motion seconded by Councilwoman O'Brien

To approve payment of accounts payable in the amount of \$ 240,848.37, and the Natural Gas bill when it is received.

YEAS: Nezianya, Noel, O'Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: None

**J. BOOKKEEPING AND BUDGET CHANGES – None presented**

**K. CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS**

**1. Street/Road Projects**

- a. 2014 Road Maintenance & Rehabilitation Project  
RWB Contracting, LLC, Pay Request #3, \$13,955.92 (PEC)

Motion by Councilman Nezianya

Motion seconded by Councilman Cavin

To approve pay request #3 in the amount of \$13,955.92, submitted by RWB Contracting, LLC, for work on the 2014 Road Maintenance and Rehabilitation Project.

The vote was taken with the following result:

YEAS:                 Nezianya, Noel, O’Brien, Cavin, Womack  
NAYS:                 None  
ABSENT:             None  
ABSTAINED:         None

- b.     Mr. Pleasant Blvd., R.J. Daigle & Sons Contractors  
       Pay Request #4, \$135,090.29 (PEC)  
       Motion by Councilman Womack  
       Motion seconded by Councilman Cavin

To approve payment of Pay request #4, in the amount of \$135,090.29, submitted by R.J. Daigle & Sons Contractors for work on the Mt. Pleasant Blvd. project.

YEAS:                 Nezianya, Noel, O’Brien, Cavin, Womack  
NAYS:                 None  
ABSENT:             None  
ABSTAINED:         None

- 2.     **Sewer** – None presented
- 3.     **Subdivision Inspections** – None presented
- 4.     **Water and Gas Projects**

- a.     New Gas Regulator Station, Feliciano Welders, Inc  
       Pay Request #4, \$66,544.90 (PEC)  
       Motion by Councilman Cavin  
       Motion seconded by Councilman Nezianya

To approve pay request #4, in the amount of \$66,544.90, submitted by Feliciano Welders, In., for work on the New Gas Regulator Station.

YEAS:                 Nezianya, Noel, O’Brien, Cavin, Womack  
NAYS:                 None  
ABSENT:             None  
ABSTAINED:         None presented.

- 5.     **Zachary Youth Park** – None presented

**L.     CONDEMNED BUILDINGS - PUBLIC HEARINGS OR OTHER ACTION  
       RDING BUILDINGS BEING CONSIDERED FOR CONDEMNATION**

- 1.     **Review/Reports relative to Proposed/Active Condemnation of Buildings**  
       None presented

**M. OLD BUSINESS PENDING FOR FINAL ACTION**

There was no old business pending for final action.

**N. OLD BUSINESS PENDING**

- 1. Brown Property – MacHost Road  
 Subpoena issued to Laurie Brown to attend Jan 28, 2014 meeting pertaining to failure to abide by Ordinance (46-53) and continued violation of same.  
 Laurie Brown represented by her father Joseph Brown  
 Remains under Subpoena, remains on the agenda.

Expected to go to court within the month.

**O. NEW BUSINESS**

- 1. Introduce Ordinance # 2014 - 07 - Petition of Annexation East Mt. Pleasant Rd. & the remainder of the Marshall Bond Property - Located on Hwy.61 & Hwy. 64 (Remains tabled)
- 2. Introduce Ordinance # 2014-12 calling for the Annexation of Tracts 1 & 2 of the J.A. Carruth Subdivision (Remains tabled)
- 3. Remove Stop Sign at Old Slaughter Road and St. Louis Street (Chris Davezac)

This item was approved at the January 27, 2015 meeting (an item titled “Request of removal of existing stop sign on Old Slaughter Road near the intersection of Old Slaughter and Montegudo Blvd). No action was necessary at this meeting.

ADDENDUM: At Request of Chief McDavid, the follow item was added as an addendum.

- 4. Request Stop Sign at Meadow Grove Avenue and Adare in Copper Mill  
 Motion by Councilman Womack  
 Motion seconded by Councilman Noel

To table this matter and notify the HOA concerning the cost of signs and proposed change from Meadow Grove Avenue and Adare to Commerce at Meadow Grove Avenue.

YEAS: Nezianya, Noel, O’Brien, Cavin, Womack  
 NAYS: None  
 ABSENT: None  
 ABSTAINED: None

**P. REPORTS OF COMMITTEES/COMMISSIONS/BOARDS**

None presented

**Q. REPORTS FROM DEPARTMENT HEADS**

Motion by Councilman Nezianya

Motion seconded by Councilman Womack

To receive Department Head reports as presented

YEAS: Nezianya, Noel, O'Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: None

**R. DISCUSSION OF BUSINESS NOT ON AGENDA  
(No Action May Be Taken Unless Declared an Emergency)**

No action was taken on a discussion concerning filling the position of Clerk of the City Council. The matter was placed on agenda for the February 24, 2015 Council meeting.

**S. ADJOURNMENT**

**CERTIFICATION**

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**Jean Byers, Clerk of City Council**  
**CITY OF ZACHARY**  
**PARISH OF EAST BATON ROUGE**  
**STATE OF LOUISIANA**

\_\_\_\_\_  
**David Amrhein, Mayor**

I, Jean Byers, do hereby certify that I am the duly appointed and acting Clerk of the City Council for the City of Zachary, Parish of East Baton Rouge, Louisiana.

I further certify that the above and foregoing is a true and correct copy of the minutes of the regular meeting of the Mayor and Council of the City of Zachary, Louisiana, held on Tuesday, February 10, 2015, a proper quorum being there and then present.

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**Jean Byers, Clerk of the City Council**