

MINUTES
For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, February 24, 2015 - 6:30 p.m.

A. CALL TO ORDER

Mayor Amrhein called the meeting to order at 6:30 p.m, on February 24, 2015 at the Zachary City Hall located at 4700 Main Street, Zachary, LA.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation by Councilman Francis Nezianya
Pledge of Allegiance by Scouts from 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 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

Motion by Councilman Noel

Motion seconded by Councilman Nezianya

To move Item O-7 - Executive Session for discussion of Zachary Housing Partners, LLC vs City of Zachary litigation, to the last item on the agenda.

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

NAYS: None

ABSENT: None

ABSTAINED: None

D. READING OF THE MINUTES

Motion by Councilman Cavin

Motion seconded by Councilwoman O'Brien

To waive the reading of the minutes of the meeting of February 10, 2015, 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 present at the meeting and working on a communication Merit Badge by attending a public meeting. The Scout Master, Mr. Christian Headrick introduced grandparent Mr. Ed Fisher, and the following Scouts, who led the assembly in the Pledge of Allegiance:

Austin Headrick

Kyle Headrick

Cayden Fisher

Mason Sauls

1. Requests to Speak –

Mayor Amrhein recognized Richard Nalenez of 6375 Woodside Drive, Zachary, who spoke regarding the size and readability of signs placed on property advertising proposed rezoning. He commented that the information on the sign was too small to read from a vehicle. Hugh Engels commented that the telephone number of the office that is responsible for the placement of the signs is printed in very large print on each one. The signs are required by law to be posted, and the size is the largest that can be easily handled. But, information can easily be obtained by calling the city telephone number. No action was taken.

2. Hardship waivers – None presented

3. Other Waivers

a. Waiver request: David Treppendahl

Request waiver of 6 month waiting period for a denied zoning for 21085 Highway 964 (Hugh Engels)

Motion by Councilman Noel

Motion seconded by Councilman Nezianya

To grant a waiver of the six month waiting period for a denied rezoning of the property located at 21085 Highway 964 for David Treppendahl.

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

NAYS: None

ABSENT: None

ABSTAINED: None

- b. Waiver Request: Occupational License for Joslyn McGhee, 4018 Pointe Avenue for Baker Notary and Administrative Service (Hugh Engels)

Motion by Councilman Nezianya

Motion seconded by Councilman Cavin

To approve an occupational license for Joslyn McGhee for Joslyn McGhee, 4018 Pointe Avenue for Baker Notary and Administrative Service business at her residence.

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. Appointments to Boards, Commissions, Committees

Motion by Councilwoman O’Brien

Motion seconded by Councilman Cavin

To confirm the following members to the Zachary Historic Village Advisory Board

Mayor Amrhien appointed Sharon Phillips and Patrick Campbell

Councilman Nezianya appointed Jeanne Partin

Councilman Noel appointed Theresa Payment

Councilwoman O’Brien appointed Renee Beadle

Councilman Cavin appointed Helen Ryan Southall

Councilman Womack appointed Johnna Roose

The question was raised that Councilman Womack’s appointee, Johnna Roose, is his sister and a Councilman may not be allowed by the Louisiana State Ethics Board to appoint a family member. City Attorney Hopewell was directed to confirm whether she can serve as an appointee to the Board or not. If she can’t serve in the appointed position, she will be offered the opportunity to work with the museum committees instead of the Board, and Councilman Womack will appoint another person.

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

H. PLANNING & ZONING MATTERS

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

Received at the previous Council meeting.

2. Planning Matters REQUIRING a Public Hearing

- a. Preliminary Plat, Copper Mill Subdivision, 8th filing. Parts 1 and 2, 60 lots; Tract GC-2-A-1, Copper Mill Blvd.

This matter was returned to Planning & Zoning.

No action was taken.

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**
- I. **APPROVE PAYMENT OF BILLS** - None were presented
- J. **BOOKKEEPING AND BUDGET CHANGES** – None presented
- K. **CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS**
1. **Street/Road Projects** - None presented
 2. **Sewer** – None presented.
 3. **Subdivision Inspections** – None presented
 4. **Water and Gas Project** – None presented
 5. **Zachary Youth Park** – None presented
- L. **CONDEMNED BUILDINGS - PUBLIC HEARINGS OR OTHER ACTION REGARDING BUILDINGS BEING CONSIDERED FOR CONDEMNATION**
1. **Review/Reports – Proposed and 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 father Joseph Brown remains under Subpoena, remains on the agenda
Settlement of this matter is expected within two months. No action was taken.
- O. **NEW BUSINESS**
1. **Introduce Ordinance 2014 – 07:** Annexation of East Mt. Pleasant Road and the remainder of the Marshall Bond Property - Located Hwy 61 and Hwy 64
(Remains tabled) No action was taken.
 2. **Introduce Ordinance 2014 – 12:** Annexation of Lots 1 and 2 of the J.A. Carruth Subdivision (Remains tabled) No action was taken.

3. Request for Stop Sign at Commerce and Meadow Glen in Copper Mill Subdivision

Mr. Craig Parnell, Maintenance Supervisor for Copper Mill, asked the Council to deny the request because there has been no discussion with the HOA concerning the cost of proposed up-scaled more decorative signs which are considerably more expensive. There are no houses yet in that section of Copper Mill. If the city installs stop signs, they will be regulation signs. Mayor Amrhein asked that the President of the Home Owners Association send a letter to the Council if they choose buy the decorative signs.

Motion by Councilman Womack

Second by Councilman Cavin

To deny the request, as requested by Mr. Parnell, for the installation of a stop sign at Commerce and Meadow Glen.

YEAS: Noel, O'Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: Nezianya (investment in subdivision)

4. Resolution to support the preparation and submittal of an application for funding through the Division of Administration, Office of Community Development For FY 2014-2015, Community Water Enrichment Fund (CWEF) (Chris Calbert)

Motion by Councilman Womack

Seconded by Councilwoman O'Brien

To adopt the Resolution to support the preparation and submittal of an application for funding through the Division of Administration, Office of Community Development For FY 2014-2015, Community Water Enrichment Fund (CWEF)

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

NAYS: None

ABSENT: None

ABSTAINED: None

5 Introduction of Ordinance pertaining to the Declaration of Certain Property to be surplus and no longer needed for public use, and to provide for the disposition of same (Troth and Chief McDavid)

Motion by Councilman Nezianya

Seconded by Councilman Womack

To declare certain vehicles and equipment to be surplus and no longer needed for public purposes and to provide for their disposition.

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

NAYS: None

ABSENT: None

ABSTAINED: None

6. Availability of Position of Council Clerk

Motion by Councilman Cavin

Seconded by Councilman Nezianya

To direct the Council Clerk to place an announcement of availability once in the official journal and for two weeks on the City of Zachary's website.

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

NAYS: None

ABSENT: None

ABSTAINED: None

7. Request for the Council to enter into an executive session to discuss the Zachary Housing Partners, LLC vs City of Zachary, et seq. 19th JDC # 613155 Section 25 – litigation as provided by LSA-R.S. 42:17(A)(2) upon affirmative vote of the Council pursuant to LSA-R.S. 42:16 (John Hopewell)

Motion by Councilman Nezianya

Seconded by Councilman Cavin

To recess the Council meeting at 7:07 pm, in order to enter into an executive session to discuss the Zachary Housing Partners, LLC vs City of Zachary, et seq. 19th JDC # 613155 Section 25 – litigation as provided by LSA-R.S. 42:17(A)(2) upon affirmative vote of the Council pursuant to LSA-R.S. 42:16.

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

NAYS: None

ABSENT: None

ABSTAINED: None

Motion by Councilman Nezianya

Seconded by Councilwoman O'Brien

To reconvene the Council meeting at 7:55 pm.

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

NAYS: None

ABSENT: None

ABSTAINED: None

There being no further business to come before the Council, the meeting was adjourned at 7:55 p.m.

CERTIFICATION

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 24, 2015 a proper quorum being there and then present.

Jean Byers, Clerk of the City Council