

**MINUTES**  
**For the Meeting of Mayor and Council**  
**City of Zachary, LA**  
**Council Chambers, 4700 Main Street**  
**Tuesday, May 12, 2015, 6:30 p.m.**

**A. CALL TO ORDER**

Mayor Amrhein called the meeting to order at 6:30 p.m., on May 12, 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 Councilman Noel

**C. OPENING PROCEDURES**

1. ROLL CALL

MAYOR

David Amrhein

COUNCIL MEMBERS

Francis Neziانيا – 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.

After Mayor Amrhein read the Open Meetings Law he announced that the Budget Work Shop time had changed from 6:00 p.m. to 4:30 p.m. on May 19, 2015.

The motion was made by Councilman Womack

The motion was second by Councilman Cavin

To approve the time change for the Budget Work Shop to be held on May 19, 2015 from 6:00 p.m. to 4:30 p.m.

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

NAYS: None

ABSENT: None

ABSTAINED: None

3. CHANGES/ADDITIONS TO AGENDA – None were requested.

D. READING OF THE MINUTES

The motion was made by Councilman Nezianya

The motion was second by Councilwoman O'Brien

To waive the reading of the minutes of the regular meeting April 28, 2015, and approve them as presented.

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

NAYS: None

ABSENT: None

ABSTAINED: None

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

None were presented.

F. PRESENTATION OF DELEGATIONS

1. Requests to Speak

2. Hardship Waivers – None were presented

3. Other Waivers

a. Brian L. David: 8840 MacHost Road

Request waiver to add a second electrical meter to a new metal building.

The motion was made by Councilman Womack

The motion was seconded by Councilman Nezianya

To approve the request to allow Brian L. David of 8840 MacHost Road to add a second electrical meter to a new metal building with the condition that each meter will be labeled, one of two and two of two.

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

NAYS: None

ABSENT: None

ABSTAINED: None

b. Ingrid Kelley: 4333 Lee Street

Request waiver for portion of property line setback.

The motion was made by Councilwoman O'Brien

The motion was seconded by Councilman Womack

To approve the request for Ingrid Kelley to use the same front setback as the existing homes located on lots 1,2,3,4,5,6 and to add six feet of the side setback from Lot 1 to Lot 7.

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

NAYS: None

ABSENT: None

ABSTAINED: None

4. Exceptions to Regulations – None were presented

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

1. Mayor’s Appointment to the Municipal Civil Service Board – Ryan Talbot.  
The motion was made by Councilman Nezianya  
The motion was seconded by Councilman Cavin  
To approve Ryan Talbot as the new Mayor Appointment to the Municipal Civil Service Board.

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

**H. PLANNING & ZONING MATTERS**

1. **Receive Minutes of May 4, 2015 Planning Commission and May 4, 2015 Zoning Commission-** None were presented
2. **Planning Matters REQUIRING a Public Hearing-** None were presented
3. **Planning Matters NOT requiring a Public Meeting**
  - a. Discussion of docketing of the Coppermill HOA administrative appeal of the planning and zoning recommendations for the 8<sup>th</sup> filing of Coppermill.

John Hopewell was present to explain the process of the Administrative Appeal. Mr. Hopewell stated that the Coppermill HOA had followed all the procedures in the manner required by the UDC section 14.702 (E) and (F). Mr. Hopewell explained to the council that at the special meeting, which will be held on June 22, 2015, the evidence that was presented at the April 28, 2015 council meeting cannot be considered. Mr. Hopewell also stated that the council will not be held responsible for any evidence that was discussed at any meeting that the council did not attend. Mr. Hopewell then stated that it should be the responsibility of the Coppermill HOA to notify all property owners within 300 feet of the boundaries. Carrick Howard, of 1715 Royal Troon, was there to represent the Coppermill HOA and stated that they should be able to notify them in a timely manner, which would be by June 7, 2015. Therefore, the special meeting was scheduled for June 22, 2015 to allow the HOA enough time to send notices out.

The motion was made by Councilman Womack  
The motion was seconded by Councilwoman O’Brien

To hold a special meeting on June 22, 2015 at 6:00 p.m. to discuss the Coppermill HOA administrative appeal of the planning and zoning recommendations of the Coppermill 8<sup>th</sup> filing.

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

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

- 5. **Zoning Matters NOT Requiring Public Hearing** -None were presented.
- 6. **Other Matters** – None were presented.

**I. APPROVE PAYMENT OF BILLS**

- 1. To approve accounts payable in the amount of \$144,510.41.

The motion was made by Councilman Womack

The motion was seconded by Councilman Nezianya

To approve accounts payable in the amount of \$144,510.41.

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

**J. BOOKKEEPING AND BUDGET CHANGES**

- 1. Introduce Ordinance 2015-05, Authorizing the City of Zachary to amend and correct certain Departmental Budgets in the general fund utility fund and special revenue fund for the fiscal year commencing July 1, 2015 and ending June 30, 2015.

The motion was made by Councilman Womack

The motion was seconded by Councilman Cavin

To Introduce Ordinance 2015-05, Authorizing the City of Zachary to amend and correct certain Departmental Budgets in the general fund utility fund and special revenue fund for the fiscal year commencing July 1,2015 and ending June 30, 2015.

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

- 2. Introduce Ordinance 2015-06, Authorizing the City of Zachary to implement the general fund, utility fund, special revenue fund and capital improvement fund budgets for the fiscal year commencing July 1, 2015 and ending June 30, 2016.

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

To Introduce Ordinance 2015-06, Authorizing the City of Zachary to implement the general fund, utility fund, special revenue fund and capital improvement fund budgets for the fiscal year commencing July 1, 2015 and ending June 30, 2016.

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

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

**1. Street/Road Projects**

- a. Bypass Road Pay Estimate - #10 – in the amount of \$436,176.59

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Womack

To approve pay estimate #10, submitted by Industrial Enterprises, Inc. in the amount of \$436,176.59.

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

- b. Mt. Pleasant Road Pay Estimate - #7 – in the amount of \$383,274.55

The motion was made by Councilman Nezianya

The motion was made by Councilman Cavin

To approve pay estimate #7, submitted by R.J. Daigle & Sons Contractors, Inc. in the amount of \$383,274.55.

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

- 2. Sewer-** None were presented

- 3. Subdivision** - None were presented

**4. Water and Gas Projects**

1. Distribution of Information for Public Awareness Gas Transportation Lines.

Lionel Lawson was present to distribute information for the Gas Public Awareness Program to the City of Zachary Officials.

2. New High Pressure Gas Line Pay Estimate # 6 – in the amount of \$51,010.33.

The motion was made by Councilman Womack

The motion was made by Councilwoman O'Brien

To approve pay request #6, submitted by Industrial Enterprises, Inc., in the amount of \$51,010.33 for the new High Pressure Gas Line.

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

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

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

**1. Review/Reports relative to Proposed/Active Condemnations-** None were presented.

**M. OLD BUSINESS PENDING FOR FINAL ACTION** - None were presented.

**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.  
**A status conference was set for May.**

**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. Approve of Special Council for Winston Decuir, Jr. Sassono, LLC vs. City of Zachary – 19<sup>th</sup> Judicial District Court

The motion was made by Councilman Womack

The motion was made by Councilman Cavin

To approve a Special Council for Winston Decuir, Jr. Sassono, LLC vs City of Zachary – 19<sup>th</sup> Judicial District Court.

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

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

None were presented

**Q. REPORTS FROM DEPARTMENT HEADS**

1. To consider adopting a resolution ordering and calling an election to be held in the City of Zachary, State of Louisiana to authorize the levy of a tax upon the paid occupancy of hotel rooms as described in R.S. 47:338.212.

The motion was made by Councilman Nezianya

The motion was made by Councilman Noel

To call for an election to be held in the City of Zachary, State of Louisiana to authorize the levy of a tax upon the paid occupancy of hotel rooms as described in R.S. 47:338.212.

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

NAYS: None

ABSENT: None

ABSTAINED: None

**R. DISCUSSION OF BUSINESS NOT ON AGENDA**

None were presented.

**S. ADJOURNMENT**

The meeting adjourned at 7:20 pm.

**CERTIFICATION**

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**Dana Poole, Clerk of City Council**  
**(In Training)**  
**CITY OF ZACHARY**  
**PARISH OF EAST BATON ROUGE**  
**STATE OF LOUISIANA**

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**David Amrhein, Mayor**

I, Dana Poole, 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, May 12, 2015 a proper quorum being there and then present.

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**Dana Poole, Clerk of the City Council**  
**(In Training)**