

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, July 12, 2016, 6:30 P.M.**

A. CALL TO ORDER

Mayor Amrhein called the meeting to order following the Public Hearing and Public Meeting regarding millage rates.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

The motion was made by Councilman Noel
The motion was seconded by Councilwoman O'Brien

To use the invocation and pledge of allegiance of the earlier meeting.

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

C. OPENING PROCEDURES

1. ROLL CALL

MAYOR

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

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

The motion was made by Councilman Womack

The motion was seconded by Councilwoman O'Brien

To alter the agenda and move item N1 up on the agenda.

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

NAYS: None

ABSENT: None

ABSTAINED: None

D. READING OF THE MINUTES

1. Minutes of the June 28, 2016 Regular Meeting

The motion was made by Councilman Cavin

The motion was second by Councilman Womack

To waive the reading of the minutes of the June 28, 2016 regular meeting and approve them as presented.

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

NAYS: None

ABSENT: None

ABSTAINED: None

ALTER AGENDA

NEW BUSINESS

1. Approval of Bidder and award of "Debris" Management and Removal Contract

The motion was made by Councilman Womack

The motion was seconded by Councilwoman O'Brien

To approve and award Ceres Environmental, Houston, TX a "Debris" Management and Removal Contract

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

NAYS: None

ABSENT: None

ABSTAINED: None

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

F. CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS

1. Street/Road Projects

- a. 2016 Road Rehabilitation and Improvement Program

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

To approve a bid to R.J. Daigle and Sons Contracting, Inc. in the amount of \$293,385.80.

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

NAYS: None

ABSENT: None

ABSTAINED: None

2. Sewer

3. Subdivision Inspections

4. Water and Gas Projects

G. PRESENTATION OF DELEGATIONS

1. Requests to Speak

2. Hardship Waivers

- a. Hardship Waiver Renewal – Linda Fleming – 6409 Hwy 19, Zachary, La 70791 (Tabled from the June 28, 2016 Meeting)

The motion was made by Councilman Womack

The motion was seconded by Councilman Cavin

To table a Hardship Waiver Renewal – Linda Fleming – 6409 Hwy 19, Zachary, La 70791

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

NAYS: None

ABSENT: None

ABSTAINED: None

- b. Hardship Waiver Renewal – Theresa Hartley – 4735 Rush Ave, Zachary, La 70791 (Tabled from the June 28, 2016 Meeting)

The motion was made by Councilman Cavin

The motion was seconded by Councilman Nezianya

To table a Hardship Waiver Renewal – Theresa Hartley – 4735 Rush Ave, Zachary, La 70791

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

NAYS: None

ABSENT: None

ABSTAINED: None

3. Other Variances

4. Exceptions to Regulations

H. ACTION MANDATED BY HOME RULE CHARTER

I. PLANNING & ZONING MATTERS

- 1. Receive Minutes of the Regular meeting of _____ of the Planning Commission and the Minutes of the Regular meeting of _____ of the Zoning Commission.**
- 2. Planning Matters REQUIRING a Public Hearing**
- 3. Planning Matters NOT requiring a Public Meeting**
- 4. Zoning Matters REQUIRING a Public Hearing**
- 5. Zoning Matters NOT Requiring Public Hearing**
- 6. Other Matters-Requiring a Public Hearing**

J. APPROVE PAYMENT OF BILLS

1. Approve Accounts Payable and the natural gas bill when it is received.

The motion was made by Councilman Cavin

The motion was seconded by Councilman Womack

To approve accounts payable in the amount of \$ 358,081.67 and the natural gas bill when it is received.

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

NAYS: None

ABSENT: None

ABSTAINED: None

K. BUDGET AND FINANCIAL MATTERS

L. OLD BUSINESS PENDING FOR FINAL ACTION

M. 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 until removed by Council.

2. 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)
3. Introduce Ordinance #2014-12 – Calling for the Annexation of Tracts 1 & 2 of the J. A. Carruth Subdivision (Remains Tabled)

N. NEW BUSINESS

RETURN TO REGULAR ORDER

2. Highway 64 sidewalk continuation.

Councilman Noel was present to speak. He explained that it was brought to his attention by a citizen the concern about the sidewalk along Hwy 64. He said that the sidewalk on the North side of the highway stops at Newell Street and in his opinion would be a good idea to continue it to Hwy 964. Mayor Amrhein said he had a meeting with Councilman Welch and together with Louisiana DOTD will try to get them to incorporate a bike lane when the patch work along Hwy 64 is done on the shoulder of the road.

3. Update of MacHost Road Project.

John Hopewell was present to give an update on the project. He said that ninety five percent of the appraisals have been done. He said the funds are expended by the City of Zachary and the abstract is waiting until necessary. He said the project will then be ready for the acquisition stage.

4. Discussion of abandon swimming pool located on Cherry Street.

John Hopewell was present to speak on this matter. He said in December 2015 a public emergency was declared at 3728 Cherry Street due to an abandoned swimming pool. He said at that time the City of Zachary pumped the water out of the swimming pool and secured the fence. He said that the pool has filled up again with rain water and has once again become a danger. There was discussion on what steps can be taken to lean the property. Councilman Cavin asked that the owner be located and the property to be secured once again. Amy Schulze said that this property has been inspected and has multiple violations and are being addressed.

5. **Adoption** of ORDINANCE 2016-12 TO FIX THE ANNUAL PROPERTY MILLAGE RATE FOR 2016 AND TO ESTABLISH THE RATE OF TAXATION AND LEVY A TAX IN THE AMOUNT OF 3.08 MILS TO DEFRAID EXPENSES OF OPERATION OF THE CITY GOVERNMENT FOR ALL GENERAL PURPOSES FOR THE YEAR 2016 ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF ZACHARY AND TO PROVIDE THE COLLECTION OF THE SAME AND FOR OTHER MATTERS IN CONNECTION THEREWITH

This item was heard in the Public Hearing prior to the regular council meeting.

6. **Adoption** of ORDINANCE 2016-13 TO FIX THE ANNUAL PROPERTY MILLAGE RATE FOR 2016 AND TO ESTABLISH AND TO ROLL FORWARD THE RATE OF TAXATION AND LEVY A TAX IN THE AMOUNT OF MAXIMUM MILLAGE RATE OF 5.64 MILS TO DEFRAY EXPENSES OF OPERATION OF THE CITY GOVERNMENT FOR ALL GENERAL PURPOSES FOR THE YEAR 2016 ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF ZACHARY AND TO PROVIDE THE COLLECTION OF THE SAME AND FOR OTHER MATTERS IN CONNECTION THEREWITH

This item was heard in the Public Hearing prior to the regular council meeting.

7. **Adoption** of ORDINANCE 2016-14 AUTHORIZING THE CITY OF ZACHARY TO AMEND THE CODE OF ORDINANCES §14 RELATING TO FIRE SUPPRESSION SYSTEMS AS EQUIRED WITHIN THE CORPORATE LIMITS OF THE CITY OF ZACHARY AND FOR ALL OTHER MATTERS RELATED THERETO

Mayor Pro Tem Laura O'Brien opened the PUBLIC HEARING at 7:33 p.m. Fire Chief Danny Kimble was present to speak in favor of this matter. He explained that the City would like to recognize the standard 13 sprinkler system. There being no one to speak against the adoption of the ordinance Mayor Pro Tem Laura O'Brien closed the PUBLIC HEARING at 7:33 pm

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

To approve the adoption of ORDINANCE 2016-14 AUTHORIZING THE CITY OF ZACHARY TO AMEND THE CODE OF ORDINANCES §14 RELATING TO FIRE SUPPRESSION SYSTEMS AS EQUIRED WITHIN THE CORPORATE LIMITS OF THE CITY OF ZACHARY AND FOR ALL OTHER MATTERS RELATED THERETO

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

NAYS: None

ABSENT: None

ABSTAINED: None

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

John Hopewell was present to speak and give an update on the condemnation located at the pawn shop on Hwy 19. He said that the condemnation was almost complete and City Parish would begin their process on the property across the street, which is located outside the city limits.

P. REPORTS FROM DEPARTMENT HEADS

Amy Schulze was present to give an update on the Vernon road waiver. She said that this item will be on the next agenda and all persons involved were notified to attend. She said that this item will also include the violation of not having an occupational license.

Mrs. Schulze also gave an update on businesses who have not paid their occupational license for the 2016 year.

Councilman Cavin suggested that Mrs. Schulze contact all the local banks and ask them to require to see a license.

Mrs. Schulze also gave an update on the five digit addresses on MacHost Road. She said to complete the process letters will be hand delivered to residents who have not changed to the five digit address. She explained that this is a Public Safety issue due to the fact that emergency responders cannot find residents because of the confusion of the addresses.

Q. DISCUSSION OF BUSINESS NOT ON AGENDA

(No Action May Be Taken Unless Declared an Emergency)

R. ADJOURNMENT

The meeting was adjourned at 7:53 pm

CERTIFICATION

Dana Poole, Clerk of City Council
CITY OF ZACHARY
PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

Mayor David Amrhein

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, June 28, 2016, a proper quorum being there and then present.

Dana Poole, Clerk of the City Council