

**For the Meeting of Mayor and Council  
City of Zachary, LA  
Council Chambers, 4700 Main Street  
Tuesday, August 23, 2016, 6:30 P.M.**

**A. CALL TO ORDER**

Mayor Amrhein called the meeting to order at 6:30 p.m., on Tuesday August 23, 2016 at the Zachary City Hall located at 4700 Main Street, Zachary, LA.

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Invocation by Councilman Nezianya  
Pledge of Allegiance by Councilman Cavin

**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 Councilwoman O'Brien

The motion was seconded by Councilman Cavin

To add in "New Business" the addendum to the Agenda.

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

**D. READING OF THE MINUTES**

1. Minutes of the August 09, 2016 Regular Meeting.  
The motion was made by Councilman Womack  
The motion was second by Councilman O'Brien  
To waive the reading of the minutes of the August 09, 2016 regular meeting and approve them as presented.  
YEAS: Noel, O'Brien, Cavin, Womack  
NAYS: None  
ABSENT: None  
ABSTAINED: Nezianya

**E. HONORS, RECOGNITIONS AND INTRODUCTIONS**

Mayor Amrhein recognized City Employees for their dedication and hard work during the flood. He also commends the community for all of their help in rescuing residents from their flooded homes and all the young men and women from the community schools. He comments to succeed you must have unity. Councilman Noel also commended the community and City Employees for their rescue efforts. Councilman Cavin commended the Fire Department, Police Department, and the Public Works Department for their hard work during the flooding. He notes that he is proud to be a part of this community. Councilman Nezianya also commended that during this time of need the community showed unity.

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

1. **Street/Road Projects**
2. **Sewer**
3. **Subdivision Inspections**
4. **Water and Gas Projects**

**G. PRESENTATION OF DELEGATIONS**

**1. Requests to Speak**

Ginger Honeycutt, 3302 Vernon Road, Zachary, La 70791, was present to get an update on the waiver that was revoked at the August 09, 2016 Council meeting regarding her neighbor Elvin Comena. Amy Schultz was present to speak. She explained that Bill Johnson was sent out to address the abandoned vehicles located on Mr. Comena's property. Mayor Amrhein clarified to Mrs. Honeycutt that the waiver was revoked.

**2. Hardship Waivers**

- a. 22593 Old Scenic Hwy- Elizabeth Davis

The Council determined that a Hardship Waiver Renewal located at 22593 Old Scenic Hwy., Zachary, La is expired. Scott Masterson, City Inspector, confirmed that the trailer was no longer there. No action was required.

- b. 3840 David Street- William Hasty/Jack Barker/Debra Hasty Barker  
The motion was made by Councilman Womack  
The motion was seconded by Councilwoman O'Brien

To table a Hardship Waiver Renewal- William Hasty/Jack Barker/Debra Hasty Barker until September 27, 2016 to allow time to clean up the property.

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

- c. 22603 Old Scenic Hwy – Janester Anderson

The motion was made by Councilman Cavin

The motion was seconded by Councilman Nezianya

To approve a Hardship Waiver Renewal – 22603 Old Scenic Hwy – Janester Anderson Contingent upon the bus being removed by November 23, 2016.

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

**ALTER AGENDA**

At this time Mayor Amrhein called upon the City Department Heads to give a brief update on the recent flooding.

Amy Schulze, Planning and Zoning Director and Flood Plain Manager, said that approximately four hundred and eighty homes flooded and thirty businesses. She explained that the record inundation was almost complete. John King , 22623 Jacocks Road, Zachary, La included that four hundred homes was completed and that they were working seven crews. Mrs. Schulze said they are only focusing on the flooded homes.

Shane Hebert, Park Director, said that approximately five thousand sand bags were given out and loaded four hundred eighty sand bags in the storage trailer.

Chris Davezac, Public Works Director, thanked the City Administration for their support during the flood and also commended City employees for their hard work. He explained that he had attended a meeting with DOTD regarding the Diversion Canal and noted that it could be built in 2-3 years if City/Parish gets the money.

Steve Nunnery, Chief Financial Officer, he explained that it was too early to tell how much money had been spent so far by the City due to the flood. He said more accurate records would be done in approximately thirty days.

Bia Hillhouse, PEC, explained the process of the debris pick up and said that in two and half days seven hundred twenty cubic yards of debris had been picked up at nineteen residents. She said that a total of sixteen hundred cubic yards had been picked up to this date. She also said that a second pass would take place at a later date.

Chief David McDavid, Police Chief, commended the Fire Department, citizens of the community, and City employees for their hard work during the flood. He added that only one police vehicle was lost, a couple of employees' homes were damaged, and lost minimal equipment.

Chief Danny Kimble, Fire Chief, commended all firefighters and personnel, EBR Sheriff's Office for rescuing residents by boat, the State Fire Marshall's Office, and all surrounding departments for their efforts.

### **Return to regular order**

- 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 August 1, 2016 of the Planning Commission and the Minutes of the Regular meeting of August 1, 2016 of the Zoning Commission.**

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

To Receive Minutes of the Regular meeting of August 01, 2016 of the Planning Commission and the Minutes of the Regular meeting of August 01, 2016 of the Zoning Commission.

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

- 2. Planning Matters REQUIRING a Public Hearing**

- a. Resubdivision-** Tract B2-C1-A2 of the F. A. Wallis Tract – sewer note revision to original map.

Mayor Amrhein declared a PUBLIC HEARING to be in session at 7:30 p.m. Amy Schulze was present to speak and explained that tract was located next to the Episcopal Church on Main Street. She said it passed with a favorable recommendation from planning and zoning. Michael Amacker, 527 Myrtle Grove Court, Jackson, La, 70748, was present to speak in favor of the resubdivision. He explained that it would cost approximately \$35,000.00 to bore under Hwy. 64 to connect to the sewer lines. He explained that there are several locations surrounding this tract that already have separate

treatment plants. There being no one to speak against the item Mayor Amrhein declared a PUBLIC HEARING to be closed at 7:34 p.m.

The motion was made by Councilman Neziانيا

The motion was second by Councilman Womack

To approve a **Resubdivision-** Tract B2-C1-A2 of the F. A. Wallis Tract – sewer note revision to original map.

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

b. **Resubdivision** – Final Plat- The Quarters at Copper Mill- Second Filing, Phase I.

Mayor Amrhein declared a PUBLIC HEARING to be in session at 7:34 p.m. Amy Schulze was present to speak and explained that the final plat has all the utilities present. She said the developer may make changes and come to council for approval. Ken Jones, P.O. Box 720, St. Francisville, La 70775, was present to speak in favor of the resubdivision. He explained he may change the layout of the lots in the future. There being no one to speak against the item Mayor Amrhein declared a PUBLIC HEARING to be closed at 7:36 p.m.

The motion was made by Councilman Womack

The motion was second by Councilman Neziانيا

To approve a **Resubdivision-** Final Plat- The Quarters at Copper Mill- Second Filing, Phase I

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

**3. Planning Matters NOT requiring a Public Meeting**

**4. Zoning Matters REQUIRING a Public Hearing**

**5. Zoning Matters NOT Requiring Public Hearing**

a. **Conditional Use-** Home Based Business- 5355 Knight Drive- Pressure Washing, House painting (The Property Dr, LLC)

The motion was made by Councilman Womack

The motion was seconded by Councilman Cavin

To approve a **Conditional Use-** (Home-based business)- 5355 Knight Drive Pressure Washing, House painting (The Property Dr, LLC)

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

- b. **Conditional Use- Home Based Business – 1534 Worsham Drive – Photography (Tess Ricketts Photography)**

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

To approve a **Conditional Use- (Home-based business)- 1534 Worsham Drive –Photography (Tess Ricketts Photography)**

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

NAYS: None

ABSENT: None

ABSTAINED: None

## 6. **Other Matters-Requiring a Public Hearing**

### J. **APPROVE PAYMENT OF BILLS**

### 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**

### **ALTER AGENDA**

### **ADDENDUM TO THE AGENDA**

Request for discussion to adopt and to implement procedure by emergency ordinance "2016- 19EO" regarding temporary changes to § 11.202 of the UDC allow for Conditional Use Permit issuance for manufactured/prefabricated and/or modular housing units in other than AF zone or Manufactured home park, including blanket declaration of "hardship" and relaxation of requirements to ease conditions caused by localized 2016 flooding and to advance public safety as proposed.

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

**To approve and adopt** Ordinance 2016-19EO regarding temporary changes to § 11.202 of the UDC allow for Conditional Use Permit issuance for manufactured/prefabricated and/or modular housing units in other than AF zone or Manufactured home park, including blanket declaration of "hardship" and relaxation of requirements to ease conditions caused by localized 2016 flooding and to advance public safety as proposed. The limitation of a conditional use permit is one (1) year.

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

NAYS: None

ABSENT: None

ABSTAINED: None

### Return to Regular Order

1. **Introduction** of ORDINANCE 2016-18 AUTHORIZING THE CITY OF ZACHARY TO AMEND §§2-199, 2-200 AND 2-201 OF THE CODE OF ORDINANCES FOR THE CITY OF ZACHARY TO PROVIDE FOR THE SETTING AND ADMINISTRATION OF SALARIES FOR ELECTED OFFICIALS WITHIN THE CITY OF ZACHARY AND FOR OTHER MATTERS IN FUTUREANCE OF THIS PROVISION  
(John Hopewell)(Tabled from the July 26, 2016 meeting)

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

**To Introduce** an Ordinance 2016-18 AUTHORIZING THE CITY OF ZACHARY TO AMEND §§2-199, 2-200 AND 2-201 OF THE CODE OF ORDINANCES FOR THE CITY OF ZACHARY TO PROVIDE FOR THE SETTING AND ADMINISTRATION OF SALARIES FOR ELECTED OFFICIALS WITHIN THE CITY OF ZACHARY AND FOR OTHER MATTERS IN FUTUREANCE OF THIS PROVISION

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

NAYS: None

ABSENT: None

ABSTAINED: None

2. Discussion of proposed changes to scheduled Council meeting dates for November and December of 2016 to avoid scheduling conflicts with Presidential Election and with Christmas Holidays.

John Hopewell was present to address the council regarding the possible conflict for the Council meetings set in November, due to election dates, and in December, due to the Holidays.

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

To change the Zachary City Council Meetings from November 8, 2016 to November 9, 2016 and December 20, 2016 to December 1, 2016.

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

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

P. **REPORTS FROM DEPARTMENT HEADS**

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

(No Action May Be Taken Unless Declared an Emergency)

R. **SPECIAL EXECUTIVE SESSION, IF ANY**

S. **ADJOURNMENT**

The meeting was adjourned at 8:14 p.m.

**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, August 23, 2016, a proper quorum being there and then present.

\_\_\_\_\_  
**Dana Poole, Clerk of the City Council**