

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Wednesday, November 09, 2016, 6:30 P.M.**

A. CALL TO ORDER

Mayor Pro Tem Laura O'Brien called the meeting to order at 6:30 p.m., on Tuesday November 09, 2016 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

COUNCIL MEMBERS

Francis Nezianya – District 1
Brandon Noel – District 2
Laura O'Brien – District 3
Ben Cavin – District 4
Tommy Womack – District 5

ABSENT

Mayor David Amrhein

2. READING OF CITY POLICY RELATIVE TO OPEN MEETINGS

Before proceeding with the meeting, Mayor Pro Tem Laura O'Brien 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 Councilman Noel

To add the addendum to the Agenda under item I-3.

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

NAYS: None

ABSENT: None

ABSTAINED: None

D. READING OF THE MINUTES

1. Minutes of the October 25, 2016 Regular and November 04, 2016 Special Meetings.

The motion was made by Councilman Womack

The motion was second by Councilman Cavin

To waive the reading of the minutes of the October 25, 2016 regular meeting and approve them as presented.

YEAS: Nezianya, O'Brien, Cavin, Womack

NAYS: None

ABSENT: None

ABSTAINED: Noel

To waive the reading of the minutes of the November 04, 2016 special meeting and approve them as presented.

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

NAYS: None

ABSENT: None

ABSTAINED: None

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

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

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

G. PRESENTATION OF DELEGATIONS

- **Requests to Speak**
 2. **Hardship Waivers**
 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.**

- **Planning Matters REQUIRING a Public Hearing**
 3. **Planning Matters NOT requiring a Public Meeting**

- a. Zone of Influence – Cheval Trails Final Development Plan, Phase 1, 1st – 3rd Filings.

The motion was made by Councilman Cavin

The motion was second by Councilman Womack

To deny a Zone of Influence to Cheval Trails Final Development Plan, Phase 1, 1st – 3rd Filings and to provide authority to Mayor Amrhein to inform City Parish that the City of Zachary will not provide water and gas service to this development.

Amy Schulze, Planning and Zoning Director, spoke to the council regarding the water service for the development.

Mrs. Schulze noted that if a well is to be placed there

it could possibly affect the City’s aquifers because it is too close to other wells that

provide service to the citizens inside the city limits.

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

- 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

The motion was made by Councilman Cavin

The motion was seconded by Councilman Noel

To Approve Accounts Payable in the amount of \$714,544.05 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

1. **Public Hearing and Final Adoption** of Ordinance 2016-21 pertaining to
ORDINANCE TO FIX THE ANNUAL PROPERTY MILLAGE RATE FOR 2016
AND TO ESTABLISH THE RATE OF TAXATION AND LEVY A TAX IN THE
AMOUNT OF 5.48 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 (John Hopewell)

Mayor Pro Tem Laura O'Brien declared a PUBLIC HEARING to be in session at 6:52
p.m. There being no to speak in favor or against the adoption of the ordinance Mayor Pro Tem
Laura O'Brien declared the PUBLIC HEARING to be closed at 6:53 p.m.

The motion was made by Councilman Cavin

The motion was second by Councilwoman O'Brien

To approve the adoption of Ordinance 2016-21 pertaining to ORDINANCE TO FIX THE
ANNUAL PROPERTY MILLAGE RATE FOR 2016 AND TO ESTABLISH THE
RATE OF TAXATION AND LEVY A TAX IN THE AMOUNT OF 5.48 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

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

2. **Introduction** of Ordinance 2016-23 ORDINANCE PERTAINING TO THE
DECLARATION OF INTENT BY THE CITY OF ZACHARY TO HAVE THE

**CERTAIN MOVABLE PROPERTY DECLARED TO BE SURPLUS AND
ALLOWING FOR THE DISPOSAL OF SAME (John Hopewell)**

The motion was made by Councilman Cavin

The motion was second by Councilman Nezianya

To approve the **Introduction** of Ordinance 2016-23 **ORDINANCE PERTAINING TO
THE DECLARATION OF INTENT BY THE CITY OF ZACHARY TO HAVE THE
CERTAIN MOVABLE PROPERTY DECLARED TO BE SURPLUS AND
ALLOWING FOR THE DISPOSAL OF SAME**

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**

P. REPORTS FROM DEPARTMENT HEADS

John Hopewell was present to speak regarding the Occupational License suites that were filed with the City Court. He reported that the City received service on all suites before they went to trial except for one.

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

ALT R. SPECIAL EXECUTIVE SESSION, IF ANY

S. ADJOURNMENT

The meeting adjourned at 6:58 p.m.

CERTIFICATION

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

Laura O'Brien, Mayor Pro Tempore

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 Pro Tempore and Council of the City of Zachary, Louisiana, held on Wednesday, November 09, 2016, a proper quorum being there and then present.

Dana Poole, Clerk of the City Council

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

