

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, July 28, 2015, 6:30 P.M.**

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE

C. OPENING PROCEDURES

1. ROLL CALL
2. READING OF CITY POLICY RELATIVE TO OPEN MEETINGS
3. CHANGES/ADDITIONS TO AGENDA

D. READING OF THE MINUTES

1. July 14, 2015

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

F. PRESENTATION OF DELEGATIONS

1. Requests to Speak

2. Hardship Waivers

- a. Hardship Renewal – Myrties Anderson – 22603 Old Scenic Hwy.
Zachary, La (Chris Davezac)

3. Other Waivers

- a. Waiver Request – Joseph Brown – 20600 MacHost Road, Zachary, La
(Chris Davezac) (Tabled at previous meeting)
- b. Waiver Request – Steve & Dianne Fletcher – 21363 WJ Wicker Road,
Zachary, La (Chris Davezac) (Tabled at previous meeting)
- c. Occupational License – Johnny Caruso – 5355 Knight Drive Zachary, La
Retail (Chris Davezac)

4. Exceptions to Regulations

G. ACTION MANDATED BY HOME RULE CHARTER

H. PLANNING & ZONING MATTERS

1. **Receive Minutes of Planning Commission and Zoning Commission**
2. **Planning Matters REQUIRING a Public Hearing**
 - a. Resubdivision – Ingrid Kelley – 4065 Little Farms, Zachary, La Lot 1 and Lot 7 of the Harrells Place Tract into two new lots. (Chris Davezac)
 - b. Resubdivision – Rathbone – Tract D of the Barbara Carpenter Property into two new lots - Tract D-1 and Tract D-2 (Chris Davezac)
3. **Planning Matters NOT requiring a Public Meeting**
4. **Zoning Matters REQUIRING a Public Hearing**
 - a. Rezone – Rathbone – Tract D of the Barbara Carpenter Property from AF (Agriculture/Forestry) to I (Industry). (Chris Davezac)
5. **Zoning Matters NOT Requiring Public Hearing**
6. **Other Matters**

I. APPROVE PAYMENT OF BILLS

J. BOOKKEEPING AND BUDGET CHANGES

K. CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS

1. **Street/Road Projects**
 - a. Mount Pleasant Blvd. Pay Estimate #9 – in the amount of \$236,595.05 (PEC)
 - b. Contract Change Order – Mount Pleasant Blvd. /Barnett Road to LA Hwy 964 (PEC)
 - c. Request Street Sign – Placement of a street sign located on the West Side of Cypress Clear Court. (Councilman Cavin)
2. **Sewer**
3. **Subdivision Inspections**
4. **Water and Gas Projects**

5. **Zachary Youth Park**

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

1. **Review/Reports relative to Proposed/Active Condemnations**

M. 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 her father Joseph Brown
Remains under Subpoena, remains on the agenda until removed by Council.
2. Discussion and/or clarification of final adoption of amended 2015-03 establishing a prevailing Ad Valorem Property Tax Millage Rate for the City of Zachary for the year of 2015 at 3.17 Mills at the July 15th Special meeting.

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. Ratification of acceptance of a perpetual 15’ utility servitude agreement along and adjacent to Barnett Road from Hwy 64 / Mt Pleasant Blvd which runs across a portion of the Americana properties parallel to Barnett Road. (John Hopewell)
4. Request for and discussion regarding Council approval for the Mayor to negotiate and ultimately enter into a Cooperative Endeavor Agreement with Walmart for the construction of vehicular connection from the new Montegudo Boulevard Bypass (and/or Bob Odom Drive) in and unto the Walmart Supercenter for access – ingress and egress.
5. Discussion and request for approval to allow the Mayor to enter into a Special Council Contract with the DeCuir, Clark and Adams, LLP law firm to hire two of its attorneys - Winston DeCuir, Jr. and Michael Adams on the ongoing litigation- *Zachary Housing Partners, LLC advs. City of Zachary, et al-* # 613155 ”Sec. 25” – 19th JDC EBR, SoL. (John Hopewell)

6. Approval of renewal of Special Counsel Contract for Michael D. Hebert (of Becker and Hebert) as counsel for City initiated annexations. (John Hopewell)
7. Discussion and request for approval to allow the Mayor to enter into a potential settlement on ongoing litigation- *Timothy Duncan vs. City of Zachary, et al-* # 461-2014-00030 – USDC- Middle Dist. Louisiana, pending outcome of executive session, if held and as may be required. (John Hopewell)
8. Request to go into executive session pursuant to LSA-R.S. 42: 17(2) to discuss the status of ongoing litigation- *Zachary Housing Partners, LLC advs. City of Zachary, et al-* # 613155 ”Sec. 25” – 19th JDC EBR, SoL. (John Hopewell)
9. Request to go into executive session pursuant to LSA-R.S. 42: 17(2) to discuss the status of ongoing litigation- *Timothy Duncan vs. City of Zachary, et al-* # 461-2014-00030 – USDC- Middle Dist. Louisiana. (John Hopewell)

P. REPORTS OF COMMITTEES/COMMISSIONS/BOARDS

Q. REPORTS FROM DEPARTMENT HEADS

R. DISCUSSION OF BUSINESS NOT ON AGENDA

(No Action May Be Taken Unless Declared an Emergency)

S. ADJOURNMENT

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