

MINUTES
For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, April 28, 2015, 6:30 p.m.

A. CALL TO ORDER

Mayor Amrhein called the meeting to order at 6:30 p.m., on April 28, 2015 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

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:

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.

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 14, 2015, and approve them as presented.

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

NAYS: None

ABSENT: None

ABSTAINED: None

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

Mayor Amrhein recognized Dave Scherrer, Eagle Scout Master from Troop 472 from St. Paul The Baptist Catholic Church and Rodney Wilkinson from Troop 46 from St. Patrick's Episcopal Church. Certificates were issued to the Eagle Scouts in recognition of their accomplishment.

F. PRESENTATION OF DELEGATIONS

1. Requests to Speak

Judge Lonnie Myles spoke to the council about separating the Clerk of Courts Office and the Prosecutors Office. He asked the council to consider this expansion and explained the need for growth.

2. Hardship Waivers – None presented

3. Other Waivers

a. Occupational License: Vincent Gibson of 3961 Water Oak Drive For Painting Business.

The motion was made by Councilman Womack

The motion was seconded by Councilman Nezianya

To approve the request for an occupational license for Vincent Gibson to operate a painting business out of his home at 3961 Water Oak Drive.

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

NAYS: None

ABSENT: None

ABSTAINED: None

b. Occupational License: Joshua Chase of 1021 North Fairway Drive For FFL Business.

The motion was made by Councilman Noel

The motion was seconded by Councilman Womack

To approve the request for an occupational license for Joshua Chase to operate a FFL business out of his home at 1021 North Fairway Drive.

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

NAYS: None

ABSENT: None

ABSTAINED: None

c. GP LA Federal Credit Union: Waiver to deviate from previously approved site plan and remove several exterior items.

The motion was made by Councilman Womack

The motion was seconded by Councilman Nezianya

To approve the request to deviate from the previously approved site plan and remove several exterior items.

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**– None were presented

H **PLANNING & ZONING MATTERS**

1. **Receive Minutes of April 6, 2015 Planning Commission and April 6, 2015 Zoning Commission(received at previous meeting)**

2. **Planning Matters REQUIRING a Public Hearing**

a. Site Plan Review – Lot A1A1 and A1A2 and A1A3 of the Charles W. Harelson Tract, Hwy 964, for storage facility

Mayor Amrhein declared a public hearing to be in session at 7:15 pm.

Randy Herring, 22321 Sunnyside Drive, Zachary, La, was present to speak for the approval of the site plan. There was no others to speak, the public hearing was closed at 7:20 pm.

The motion was made by Councilman Cavin

The motion was seconded by Councilman Womack

To approve the site plan review for Lot A1A1 and A1A2 and A1A3 of the Charles W. Harelson Tract, Hwy 964, for Storage facility with the condition that an updated plan be submitted with the word “future” removed from the plan

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

NAYS: None

ABSENT: None

ABSTAINED: None

b. Site Plan Review – Preliminary Plat, Copper Mill, 8th Filing, Tract GC 2A1, Copper Mill Subdivision, Copper Mill Blvd., and N. Turnberry, 53 Lot Subdivision

Mayor Amrhein declared a public hearing to be in session at 7:29 pm

Ross Bruce, 4220 Bluebonnet Blvd., Baton Rouge, La was present to speak for the approval of the site plan. Carick Howard, 1715 Royal Troon, Zachary, La, was present to speak against the approval of the site plan. Mr. Howard stated that he had not seen any density calculations. James Maughan, 2390 S. Turnberry, Zachary, La, was present to speak against the approval of the site plan. Mr. Maughan stated that the density calculations were not verified by PEC. Don Lee, 3626 Spanish Trail, Zachary, La, was present to speak against the site plan. Mr. Lee stated he had concerns about the density calculations.

Dow Hillhouse of PEC explained how the density calculations were calculated.

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

To approve the Preliminary Plat, site plan review, for Copper Mill, 8th Filing, Tract GC 2A1, Copper Mill Subdivision, Copper Mill Blvd, and N. Turnberry, 53 Lot Subdivision.

YEAS: Noel, Cavin, Womack

NAYS: O'Brien

ABSENT: None

ABSTAINED: Nezianya

- c. Resubdivision of Lot C2B2D1C of the Marshall M. Hughes Tract, into 4 new lots, Hwy 64

Mayor Amrhein declared a public hearing to be in session at 8:20 pm.

Randy Herring, 23221 Sunnyside Drive, Zachary, La, was present to speak on behalf of Hugh Engels.

Hugh recused himself from the meeting due to the lots being family property.

Beverly Mae Cerise, 4253 Honeysuckle Drive, Zachary, La, was present to speak against the approval of the Resubdivision. There being no others to speak against the approval of the Resubdivision the public hearing was closed at 8:27 pm.

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Womack

To accept the recommendation of the Planning commission and approve the Resubdivision of Lot C2B2D1C of the Marshall M. Hughes Tract, into 4 new lots, Hwy 64.

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

NAYS: None

ABSENT: None

ABSTAINED: None

- d. Resubdivision of Tract B of the Molly Loudon Tract into 4 new lots

Mayor Amrhein declared a public hearing to be in session at 8:35 pm.

Greg Breaux, 10305 Airline Hwy, Baton Rouge, La., was present to speak for the approval of the resubdivision. There being no others to speak, the public hearing was closed at 8:37 pm.

The motion was made by Councilman Womack

The motion seconded by Councilman Cavin

To approve the resubdivision of Tract B of the Molly Loudon Tract into four new lots.

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

NAYS: None

ABSENT: None

ABSTAINED: None

3. Planning Matters NOT requiring a Public Meeting

There were no matters not requiring a public hearing.

4. Zoning Matters REQUIRING a Public Hearing

- a. Rezone Lots A1A1, A1A2 and A1A3 of the Charles W. Harelson tract, Hwy 964, Storage Facility – From CS to CG

Mayor Amrhein declared a public hearing to be in session at 8:38 pm.

Randy Herring, 23221 Sunnyside Drive, Zachary, La, was present to speak for the approval of the rezoning. There being no others to speak, the public hearing was closed at 8:39 pm.

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Womack

To accept the recommendation of the Zoning Commission, and approve the rezoning of Lots A1A1, A1A2 and A1A3 of the Charles W Harelson Tract, Hwy. 964, with the condition that the property will be used for a storage facility.

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

NAYS: None

ABSENT: None

ABSTAINED: None

5. Zoning Matters NOT Requiring Public Hearing -None presented

6. Other Matters – None presented

I. APPROVE PAYMENT OF BILLS – None presented

J. BOOKKEEPING AND BUDGET CHANGES – None were presented

K. CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS

1. Street/Road Projects – None Submitted

2. Sewer- None Submitted

3. Subdivision - None submitted

4. Water and Gas Projects- None Submitted

5. Zachary Youth Park -None submitted

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

1. Review/Reports relative to Proposed/Active Condemnations - None 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. Introduce Ordinance 2015-03, acknowledging and accepting the maximum adjusted millage rate of 5.64 mills for the City of Zachary, Louisiana

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Womack

To introduce Ordinance 2015-03, acknowledging and accepting the maximum adjusted millage rate of 5.64 for the City of Zachary, Louisiana

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

NAYS: None

ABSENT: None

ABSTAINED : None

A second item, as follows, is now required in the process:

4. Introduce Ordinance 2015-04, rolling the millage rate forward and setting it at the maximum allowed millage rate of 5.79 mills.

The motion was made by Councilman Womack

The motion was seconded by Councilman Nezianya

To introduce Ordinance 2015-04, rolling the millage rate forward and setting it at the maximum allowed millage rate of 5.79 mills.

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

NAYS: None

ABSENT: None

ABSTAINED : None

5. Status of Clerk of Council Position Selection Process & Update
Mayor Amrhein recognized Dana Poole as the Clerk of Council replacement for Ms. Jean Byers who will be retiring as of June 2015.

P. REPORTS OF COMMITTEES/COMMISSIONS/BOARDS

None presented

Q. REPORTS FROM DEPARTMENT HEADS

None presented.

R. DISCUSSION OF BUSINESS NOT ON AGENDA

None presented

S. ADJOURNMENT

The meeting adjourned at 8:55 pm.

CERTIFICATION

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

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, April 28, 2015 a proper quorum being there and then present.

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