

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, February 27, 2020, 6:30 P.M.**

A. CALL TO ORDER

Mayor Pro Tempore O'Brien called the meeting to order at 6:30 p.m., on Thursday February 27, 2020 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 Zane Cooper, Boy Scout Troop Pack 46

C. OPENING PROCEDURES

1. ROLL CALL

COUNCIL MEMBERS

Francis Nezianya – District 1

Donald Morgan– District 2

Laura O'Brien – District 3

Hunter Landry – District 4

Lael Montgomery – District 5

ABSENT

Mayor David Amrhein

2. READING OF CITY POLICY RELATIVE TO OPEN MEETINGS

Before proceeding with the meeting, Mayor Pro Tempore 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.

ALTER AGENDA

D. READING OF THE MINUTES

1. Approval of Minutes of the February 11, 2020 regular meeting and February 18, 2020 Special Condemnation Meeting.

The motion was made by Councilman Landry

The motion was seconded by Councilman Montgomery

To approve Minutes of the February 11, 2020 regular meeting and February 18, 2020 Special Condemnation Meeting.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery

NAYS: None

ABSENT: None
ABSTAINED: None

G. 1. Request to Speak

a. Evette Alexander – Candidate for District Judge Division M
Judge Evette Alexander was present to introduce herself as a candidate of the District Court Division M election which will be held in April.

RETURN TO REGULAR ORDER

3. CHANGES/ADDITIONS TO AGENDA

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Morgan

To amend the agenda to add the addendum.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery

NAYS: None

ABSENT: None

ABSTAINED: None

E. HONORS, RECOGNITIONS AND INTRODUCTIONS

F. CONTRACT ITEMS/CONTRACTS OR ITEMS RELATING TO PROJECTS

1. Street/Road Projects

2. Sewer

3. Subdivision Inspections

4. Water and Gas Projects

5. Other Projects

G. PRESENTATION OF DELEGATIONS

1. 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 February 3, 2020 of the Planning Commission and the Minutes of the Regular meeting of February 3, 2020 of the Zoning Commission.**

The motion was made by Councilman Landry

The motion was seconded by Councilman Montgomery

To Receive Minutes of the Regular meeting of February 3, 2020 of the Planning Commission and the Minutes of the Regular meeting of February 3, 2020 of the Zoning Commission with corrections as noted.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

2. **Zoning Matters REQUIRING a Public Hearing**
3. **Zoning Matters NOT Requiring Public Hearing**
4. **Other Zoning Matters**
5. **Planning Matters REQUIRING a Public Hearing**

- a. Site Plan - Beauty Salon (New Weis Rd.) Tabled at the January 28, 2020 meeting (Marlon Lemond) (Deferred at the February 11, 2020 council meeting)

The motion was made by Councilman Montgomery

The motion was seconded by Councilman Landry

To table Site Plan - Beauty Salon (New Weis Rd.)

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

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

J. APPROVE PAYMENT OF BILLS

K. BUDGET AND FINANCIAL MATTERS

1. Receive the Balance Sheet and Income statement as of January 31, 2020.

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Montgomery

To Receive the Balance Sheet and Income statement as of January 31, 2020.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None

ABSENT: None
ABSTAINED: None

ALTER AGENDA

I. PLANNING & ZONING MATTERS

2. Zoning Matters REQUIRING A Public Hearing

- a. Zoning Text Amendment - Request by the City of Zachary to update Article 1 Zoning Districts, Article 2 District Intensity and Development Standards, Article 3 Open Space and Environmental Quality, Article 6 Subdivision Design and Land Development, Article 7 Stormwater Management, Article 8 Streets, Sidewalks, Trails and Utilities, and Article 14 Permits and Procedures.

Mayor Pro Tempore O'Brien declared a PUBLIC HEARING to be in session at 6:39 p.m. Fred Neal was present to introduce the item and to answer any questions. There being no one to speak in favor or against the text amendment Mayor Pro Tempore O'Brien declared the PUBLIC HEARING to be closed at 6:42 p.m.

The motion was made by Councilman Montgomery
The motion was seconded by Councilman Landry

To approve Zoning Text Amendment -Article 1 Zoning Districts, Article 2 District Intensity and Development Standards, Article 3 Open Space and Environmental Quality, Article 6 Subdivision Design and Land Development, Article 7 Stormwater Management, Article 8 Streets, Sidewalks, Trails and Utilities, and Article 14 Permits and Procedures.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

4. Other Zoning Matters

- a. Zone of Influence - Bessie Mills Samuel Estate

The motion was made by Councilman Nezianya
The motion was seconded by Councilman Landry

To approve a no objection Zone of Influence - Bessie Mills Samuel Estate.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

b. Zone of Influence- Carmena Tract

The motion was made by Councilman Nezianya
The motion was seconded by Councilman Landry

To approve a no objection Zone of Influence - Carmena Tract

- YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
- NAYS: None
- ABSENT: None
- ABSTAINED: None

5. Planning Matters REQUIRING a Public Hearing

b. Site Plan - Ascension Ready Mix

Mayor Pro Tempore O'Brien declared a PUBLIC HEARING to be in session at 6:48 p.m. Joseph Davis, 17608 W. Lakeway, 70810 was present to introduce the item and to answer any questions. There being no one to speak in favor or against the site plan Mayor Pro Tempore O'Brien declared the PUBLIC HEARING to be closed at 6:50 p.m.

The motion was made by Councilman Montgomery
The motion was seconded by Councilman Landry

To approve Site Plan - Ascension Ready Mix.

- YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
- NAYS: None
- ABSENT: None
- ABSTAINED: None

c. Resub - The Quarter at Copper Mill, 2nd Filing, Phase 2

Mayor Pro Tempore O'Brien declared a PUBLIC HEARING to be in session at 6:51 p.m. There being no one to speak in favor or against the resubdivision Mayor Pro Tempore O'Brien declared the PUBLIC HEARING to be closed at 6:52 p.m.

The motion was made by Councilman Landry
The motion was seconded by Councilman Montgomery

To approve Resub - The Quarter at Copper Mill, 2nd Filing, Phase 2.

- YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
- NAYS: None
- ABSENT: None
- ABSTAINED: None

RETURN TO REGULAR ORDER

L. OLD BUSINESS PENDING FOR FINAL ACTION

M. OLD BUSINESS PENDING

1. Adoption of Ordinance 2020-02 ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND § 6-32, § 6-33 AND § 6-38 OF THE ZACHARY

CODE OF ORDINANCES RELATING TO THE SUNDAY SALE OF
ALCOHOLIC BEVERAGES AND FOR RELATED MATTERS

Mayor Pro Tempore O'Brien declared a PUBLIC HEARING to be in session at 6:53 p.m.
There being no one to speak in favor or against the adoption Mayor Pro Tempore
O'Brien declared the PUBLIC HEARING to be closed at 6:55 p.m.

The motion was made by Councilman Landry

The motion was seconded by Councilman Montgomery

To approve **Adoption of Ordinance 2020-02** ORDINANCE AUTHORIZING THE
CITY OF ZACHARY TO AMEND § 6-32, § 6-33 AND § 6-38 OF THE ZACHARY
CODE OF ORDINANCES RELATING TO THE SUNDAY SALE OF ALCOHOLIC
BEVERAGES AND FOR RELATED MATTERS

YEAS: Nezianya, Morgan, Landry, Montgomery
NAYS: O'Brien
ABSENT: None
ABSTAINED: None

N. NEW BUSINESS

1. Approval of Special Counsel Contract for Stacey Moak & Assoc. to represent the City and its employee in the *GEICO CASUALTY CO A/S/O Samuel Shobamowo vs Henery a Straughter, et al* #C-693300 "24" 19th JDC, EBR, SoL matter.

The motion was made by Councilman Landry

The motion was seconded by Councilman Nezianya

To approve Special Counsel Contract for Stacey Moak & Assoc. to represent the City and its employee in the *GEICO CASUALTY CO A/S/O Samuel Shobamowo vs Henery a Straughter, et al* #C-693300 "24" 19th JDC, EBR, SoL matter.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

2. Discussion and request for a 2020-01 Resolution authorizing the City to increase the monthly rate for the Residential and Small Commercial Unit Collection, Transportation and Disposal of Solid Waste and Recyclable Service.

The motion was made by Councilman Landry

The motion was seconded by Councilman Nezianya

To approve request for a 2020-01 Resolution authorizing the City to increase the monthly rate for the Residential and Small Commercial Unit Collection, Transportation and Disposal of Solid Waste and Recyclable Service.

YEAS: Nezianya, Morgan, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

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

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

Mr. Hopewell noted that the property located on New Weis Road was re-noticed for demolition.

P. REPORTS FROM DEPARTMENT HEADS

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

R. ADJOURNMENT

The meeting was adjourned at 7:10 p.m.

CERTIFICATION

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

**Councilwoman Laura O'Brien,
Mayor Pro Tempore**

I, Dana LeJeune, 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 Thursday, February 27, 2020 a proper quorum being there and then present.

Dana LeJeune, Clerk of the City Council