

**For the Meeting of Mayor and Council  
City of Zachary, LA  
Council Chambers, 4700 Main Street  
Tuesday, January 09, 2018, 6:30 P.M.**

**A. CALL TO ORDER**

Mayor Amrhein called the meeting to order at 6:30 p.m., on Tuesday January 09, 2018 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 Councilwoman O'Brien

**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

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 Councilman Womack  
The motion was seconded by Councilwoman O'Brien  
To amend the agenda to move item K1 up in order.

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

**D.     READING OF THE MINUTES**

1.     Minutes of the December 19, 2017 Regular Meetings.  
          The motion was made by Councilman Noel  
          The motion was seconded by Councilman Womack  
To approve the Minutes of the December 19, 2017 Regular Meeting and approve them as presented.  
YEAS:                   Nezianya, Noel, O'Brien, Cavin, Womack  
NAYS:                   None  
ABSENT:               None  
ABSTAINED:           None

**ALTER AGENDA**

**K.     BUDGET AND FINANCIAL MATTERS**

1.     Presentation of Audit for the 2016-2017 fiscal year  
  
Margaret Pritchard, Baxley and Associates, LLC was present to give a review of the examination of the financial statements for the year end of June 30, 2017.  
          The motion was made by Councilman Womack  
          The motion was seconded by Councilman Nezianya  
To accept the review of the examination of the financial statements for the year end of June 30, 2017.  
YEAS:                   Nezianya, Noel, O'Brien, Cavin, Womack  
NAYS:                   None  
ABSENT:               None  
ABSTAINED:           None

**Return to Regular Order**

**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**

**1. Election of the 2018 Mayor Pro Tem**

The motion was made by Councilman Cavin

The motion was seconded by Councilman Womack

To approve the new Mayor Pro Tem for the 2018 year as Councilman Nezianya

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

NAYS: None

ABSENT: None

ABSTAINED: None

**2. Appointments to Boards, Commissions, Committees**

(No action taken and will be added to the January 23, 2018 meeting agenda)

a. ABC Board

b. Municipal Civil Service Board

c. Fire & Police Civil Service Board

d. Zachary Historic Village Board

**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.**

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

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

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

- a. **Conditional Use – Home Based Business – 3329 Camelia Street –**  
(Jones Express Van, LLC- medical transportation)  
Owners/Applicants: Shandrika and Sadique Jones

Mayor Amrhein declared a PUBLIC HEARING to be in session at 7:07 p.m. Dan Clancy, 3212 Redbud Street, Zachary was present to speak against the conditional use permit. Mr. Clancy expressed his concerns of parking in the street and trash in the area. There being no one else to speak Mayor Amrhein declared the PUBLIC HEARING to be closed at 7:12 pm.

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Womack

To approve a **Conditional Use – Home Based Business – 3329 Camelia Street –**  
(Jones Express Van, LLC- medical transportation) Owners/Applicants: Shandrika and Sadique Jones.

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

- b. **Conditional Use- Alcohol – Cloud 9 Hookah Lounge, 4800 Hwy 19, Ste 300**  
Owner: Calvin J, LLC Applicant: April Scott.

Mayor Amrhein declared a PUBLIC HEARING to be in session at 7:12 p.m. Amy Schulze was present to speak and explained to the Mayor and Council that based on the newest drawing that was submitted the open space square footage totaled 1400 s/f. Mrs. Schulze explained that the total of parking spots required based on the UDC is 57 spots. April Scott was present to speak I favor and explained that there is only 1200 s/f of open space. Darnell Seal, 1715 Myrtle Drive, Baton Rouge, La 70802 was present to speak in favor of the conditional use permit. Mr. Seal explained that the owner of Chubby's Restaurant would allow for extra parking. Mr. Seal also explained that Hookah bars allow for bringing your own booze and it is legal. Allen Scott, 4336 Stewart Street, Zachary, La was present to speak in favor of the conditional use permit. Mr. Scott explained that he felt that Zachary needed this type of business but they were not being allowed to open it. Dana Tucker, 4720 Hwy 19, Zachary, La was present to speak against the conditional use permit. She explained her concerns again about the parking. Tallie Langston, 4754 Rankin Street, Zachary, La was present to speak against the conditional use permit. Ms. Langston expressed her concerns of parking and noise. Jeff Tarver, 4754 Rankin Street, Zachary, La was present to speak against the conditional use permit. He expressed his concerns of parking and noise. There being no one else to speak Mayor Amrhein declared the PUBLIC HEARING to be closed at 7:47 pm.

The motion was made by Councilman Cavin

The motion was seconded by Councilman Noel

To deny a **Conditional Use- Alcohol – Cloud 9 Hookah Lounge, 4800 Hwy 19, Ste 300**  
Owner: Calvin J, LLC Applicant: April Scott.

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

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

**6. Other Matters**

**J. APPROVE PAYMENT OF BILLS**

1. Approve Accounts Payable and the natural gas bill when it is received.

The motion was made by Councilman Womack

The motion was seconded by Councilwoman O'Brien

To approve Accounts Payable in the amount of \$637,745.99 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**

1. Presentation of Audit for the 2016-2017 fiscal year  
(Item was moved up on the agenda)

**L. OLD BUSINESS PENDING FOR FINAL ACTION**

**M. OLD BUSINESS PENDING**

**N. NEW BUSINESS**

1. Election of Economic Development Council Member for the Chamber of Commerce.

The motion was made by Councilman Womack

The motion was seconded by Councilwoman O'Brien

To approve Councilman Noel and Councilman Cavin as the Economic Development Council Member for the Chamber of Commerce.

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

2. Resolution 2018-01 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 Cavin

The motion was seconded by Councilwoman O'Brien

To approve Resolution 2018-01 to increase the monthly rate for the Residential and Small Commercial Unit Collection, Transportation and Disposal of Solid Waste and Recyclable Service.

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

3. Resolution (2018-02) authorizing the Mayor to negotiate with owners of Lot 58, 1<sup>st</sup> Filing of Little Farms §37, T2S, R1E, EBRP, State of Louisiana from the Alvin Himel Estate and to enter into purchase agreement of the same for future intended public purposes.

The motion was made by Councilman Womack

The motion was seconded by Councilwoman O'Brien

To approve Resolution (2018-02) authorizing the Mayor to negotiate with owners of Lot 58, 1<sup>st</sup> Filing of Little Farms §37, T2S, R1E, EBRP, State of Louisiana from the Alvin Himel Estate and to enter into purchase agreement of the same for future intended public purposes.

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

4. Additional stop signs and/or speed signs along 39<sup>th</sup> Street.

Councilman Cavin explained that there is a need for speed signs to be added along 39<sup>th</sup> Street. No action was required.

5. Council Approval of the successful "Respondent" to RFQ (Request for Qualifications) for Engineering and Land Surveying Services, associated with and required for the 2018 HMGP (Hazard Mitigation Grant Program) "storm water" drainage assistance program for the City of Zachary. A "request" to approve PEC (Professional Engineering Consultants Corporation) as the successful "Qualifications" respondent, and the authorization allowing them to submit a contract for the delivery of the aforementioned services is sought at this time.

The motion was made by Councilman Womack

The motion was seconded by Councilman Noel

To approve the successful "Respondent" to RFQ (Request for Qualifications) for Engineering and Land Surveying Services, associated with and required for the 2018 HMGP (Hazard Mitigation Grant Program) "storm water" drainage assistance program for the City of Zachary. A "request" to approve PEC (Professional Engineering Consultants Corporation) as the successful "Qualifications" respondent, and the

authorization allowing them to submit a contract for the delivery of the aforementioned services is sought at this time.

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

6. Request for Chief McDavid to hire an attorney to represent the appointing authority on civil service issues, public records request, records request, asset and forfeiture issues, destructive order issues, etc. (Tabled from the December 12, 2017 meeting)

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Noel

To allow the City of Zachary to enter into a special contract with Henry Olinde to represent the appointing authority on civil service issues, public records request, records request, asset and forfeiture issues, destructive order issues, etc.

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

- a. Notice of Condemnation Hearing; 9366 Main Street, Zachary, La; Lot 58, Little Farms Subdivision, First Filing (John Hopewell) (Tabled until the January 23, 2018 meeting)

**P. REPORTS FROM DEPARTMENT HEADS**

Fire Chief Danny Kimble was present to speak and said that the Zachary Fire Department was participating in a program called "Operation Save Lives." He explained that the firefighters would install smoke detectors in homes that need them inside the City limits of Zachary.

Councilman Noel explained that he would not be available for the February 13, 2018 meeting.

Mayor Amrhein announced that the City of Zachary would receive the money needed to build a new water tower.

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

**R. ADJOURNMENT**

The meeting adjourned at 8:36 p.m.

**CERTIFICATION**

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

\_\_\_\_\_  
**David Amrhein, Mayor**

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 Tuesday, January 09, 2018, a proper quorum being there and then present.

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



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