

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, June 11, 2019, 6:30 P.M.**

A. CALL TO ORDER

Councilman Noel called the meeting to order at 6:30 p.m., on Tuesday June 11, 2019 at the Zachary City Hall located at 4700 Main Street, Zachary, LA

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation by Councilman Montgomery
Pledge of Allegiance by Councilman Nezianya

C. OPENING PROCEDURES

1. ROLL CALL

David Amrhein
COUNCIL MEMBERS
Francis Nezianya – District 1
Brandon Noel – District 2
Laura O’Brien – District 3
Lael Montgomery – District 5
ABSENT
Mayor Amrhein
Hunter Landry – District 4

2. READING OF CITY POLICY RELATIVE TO OPEN MEETINGS

Before proceeding with the meeting, Councilman Noel 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 Councilwoman O’Brien
The motion was seconded by Councilman Nezianya
To amend the agenda to add the addendum.
YEAS: Nezianya, Noel, O’Brien, Montgomery
NAYS: None
ABSENT: Landry
ABSTAINED: None

D. READING OF THE MINUTES

- 1. Approval of Minutes of the May 28, 2019 regular meeting.
 The motion was made by Councilman Nezianya
 The motion was seconded by Councilman Montgomery
 To approve the Minutes of the May 28, 2019 regular meeting and approve them as written.
 YEAS: Nezianya, Noel, O’Brien, Montgomery
 NAYS: None
 ABSENT: Landry
 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 _____ of the Planning Commission and the Minutes of the Regular meeting of _____ of the Zoning Commission.**

2. Zoning Matters REQUIRING a Public Hearing

a. Conditional Use Alcohol – Cajun Catch- 4317 High Street, Zachary
Councilman Noel declared a PUBLIC HEARING to be in session at 6:33 p.m. Paul Mier
14535 Greenwell Springs Port Hudson Road was present to speak in favor of the
conditional use. There being no one else to speak in favor or against the conditional use
Councilman Noel declared the PUBLIC HEARING to be closed at 6:35 p.m.

The motion was made by Councilwoman O’Brien

The motion was seconded by Councilman Montgomery

To approve a Conditional Use Alcohol – Cajun Catch- 4317 High Street, Zachary.

- YEAS: Nezianya, Noel, O’Brien, Montgomery
- NAYS: None
- ABSENT: Landry
- ABSTAINED: None

3. Zoning Matters NOT Requiring Public Hearing

4. Planning Matters REQUIRING a Public Hearing

5. Planning Matters NOT requiring a Public Meeting

6. Other Matters

J. APPROVE PAYMENT OF BILLS

1. Receive accounts payable for May 2019 and the natural gas bill when it is received.

The motion was made by Councilman Nezianya

The motion was seconded by Councilwoman O’Brien

To Receive accounts payable for May 2019 and the natural gas bill when it is received.

- YEAS: Nezianya, Noel, O’Brien, Montgomery
- NAYS: None
- ABSENT: Landry
- ABSTAINED: None

K. BUDGET AND FINANCIAL MATTERS

L. OLD BUSINESS PENDING FOR FINAL ACTION

1. Approval of LMA Gas Purchasing and Distribution Authority delegates (Mayor Amrhein) (Remains Tabled)

M. OLD BUSINESS PENDING

N. NEW BUSINESS

- 1. **Adoption of Ordinance 2019-08** ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND § 86 – 6 OF THE CODE OF ORDINANCES FOR THE CITY OF ZACHARY RELATED TO REQUIRED UTILITY SECURITY DEPOSITS FOR THE ESTABLISHMENT OF WATER AND NATURAL GAS SERVICES AND FOR ALL RELATED MATTERS IN FURTHERANCE.

Councilman Noel declared a PUBLIC HEARING to be in session at 7:01 p.m. John Hopewell was present to speak on the item. Monica Jackson, Billing /Cashier Supervisor was present to answer questions regarding different procedures on billing customer deposits. LT Dupre’19920 Old Scenic Hwy, Zachary was present to speak in favor of the adoption. Dennis Kirby, 5629 Knight Drive, Zachary was also present to speak in favor of the adoption. There being no one else to speak in favor or against the adoption Councilman Noel declared the PUBLIC HEARING to be closed at 7:17 p.m.

The motion was made by Councilman Noel
 The motion was seconded by Councilwoman O’Brien

To raise the utility security deposits to be \$400.00.

- YEAS: Noel, O’Brien
- NAYS: Nezianya, Montgomery
- ABSENT: Landry
- ABSTAINED: None

The motion fails. A second motion was proposed.

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

To approve the **Adoption of Ordinance 2019-08**

- YEAS: Nezianya, Montgomery
- NAYS: Noel, O’Brien
- ABSENT: Landry
- ABSTAINED: None

The motion fails a second time.

- 2. **Introduction of Ordinance 2019-09** ORDINANCE PERTAINING TO THE ENLARGEMENT OF THE BOUNDARIES OF THE CITY OF ZACHARY BY THE ANNEXATION OF IMMOVABLE PROPERTIES BEING IN WARD 2-3, AND DESCRIBED AS LOT: 6 PT+ SUBDIV.: HARRELL, E. B. ESTATE BEING 104.00 ACRES +/- BEING DESIGNATED AS ALL OF LOT 7 AND THE EAST 26 ACRES OF LOT 6 OF THE MRS. E. B. HARRELL ESTATE, SAID 26 ACRE TRACT BEING DESIGNATED AS LOT 6-A, IN § 71, T4S, R1W, LESS & EXCEPT 0.52 ACRES AND WITHIN EAST BATON ROUGE PARISH LOUISIANA INTO THE MUNICIPAL LIMITS OF THE CITY OF ZACHARY.

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

To approve the **Introduction of Ordinance 2019-09** ORDINANCE PERTAINING TO THE ENLARGEMENT OF THE BOUNDARIES OF THE CITY OF ZACHARY BY THE ANNEXATION OF IMMOVABLE PROPERTIES BEING IN WARD 2-3, AND DESCRIBED AS LOT: 6 PT+ SUBDIV.: HARRELL, E. B. ESTATE BEING 104.00 ACRES +/- BEING DESIGNATED AS ALL OF LOT 7 AND THE EAST 26 ACRES OF LOT 6 OF THE MRS. E. B. HARRELL ESTATE, SAID 26 ACRE TRACT BEING DESIGNATED AS LOT 6-A, IN § 71, T4S, R1W, LESS & EXCEPT 0.52 ACRES AND WITHIN EAST BATON ROUGE PARISH LOUISIANA INTO THE MUNICIPAL LIMITS OF THE CITY OF ZACHARY.

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

- 3. Approval for a Resolution for The Baton Rouge Advocate as the selection of the Official Journal.

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Noel

To approve a Resolution for The Baton Rouge Advocate as the selection of the Official Journal.

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

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

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

P. REPORTS FROM DEPARTMENT HEADS

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Noel

To receive the inspections report for the month of May 2019.

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

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

ALTER AGENDA

Executive Session of the Council pursuant to LSA- R.S. 42:17 (A)(2) at request of the Mayor with regard to the discussion of two (2) civil litigation matters – *Zachary Housing Partners vs. CoZ, et al* - 19th JDC EBR #613, 155- 25, and *In the matter of the Appeal of the Appointing Authority In Re Sergeant Alan Kleinpeter vs. Zachary Police Department - CoZ, et al* - 19th JDC EBR.

The motion was made by Councilman Noel

The motion was seconded by Councilman Nezianya

To approve entering into an executive session at 7:47 p.m. Three quarters of the vote was met to enter into this executive session.

YEAS: Nezianya, Noel, O’Brien, Montgomery

NAYS: None

ABSENT: Landry

ABSTAINED: None

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Noel

To reconvene the regular session of the council meeting at 8:31 p.m.

YEAS: Nezianya, Noel, O’Brien, Montgomery

NAYS: None

ABSENT: Landry

ABSTAINED: None

The motion was made by Councilman Nezianya

The motion was seconded by Councilwoman O’Brien

To approve Mayor Amrhein to negotiate with Zachary Housing Partners according to the discussion that was held in the executive session.

YEAS: Nezianya, Noel, O’Brien, Montgomery

NAYS: None

ABSENT: Landry

ABSTAINED: None

R. ADJOURNMENT

The meeting was adjourned at 8:32 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, June 11, 2019 a proper quorum being there and then present.

Dana LeJeune, Clerk of the City Council