

**For the Meeting of Mayor and Council
City of Zachary, LA
Council Chambers, 4700 Main Street
Tuesday, November 12, 2019, 6:30 P.M.**

A. CALL TO ORDER

Mayor Amrhein called the meeting to order at 6:30 p.m., on Tuesday November 12, 2019 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 Noel

C. OPENING PROCEDURES

1. ROLL CALL

MAYOR

David Amrhein

COUNCIL MEMBERS

Francis Nezianya – District 1
Brandon Noel – District 2
Laura O’Brien – District 3
Hunter Landry – District 4
Lael Montgomery – District 5

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 Landry

The motion was seconded by Councilman Noel

To approve to add the addendum to the agenda.

YEAS: Nezianya, Noel, O’Brien, Landry, Montgomery

NAYS: None

ABSENT: None

ABSTAINED: None

D. READING OF THE MINUTES

1. Approval of Minutes of the October 22, 2019 regular meeting, October 22, 2019 Group 2 UDC Workshop, October 29, 2019 Special Condemnation Meeting.

The motion was made by Councilman Landry

The motion was seconded by Councilwoman O'Brien

To approve Minutes of the October 22, 2019 regular meeting, October 22, 2019 Group 2 UDC Workshop, October 29, 2019 Special Condemnation Meeting.

YEAS: Nezianya, Noel, 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

- a. Pay Estimate #3 - 2019 Asphalt Road Rehabilitation Program

The motion was made by Councilman Nezianya

The motion was seconded by Councilman Montgomery

To approve Pay Estimate #3 - 2019 Asphalt Road Rehabilitation Program in the amount of \$109,068.08.

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

NAYS: None

ABSENT: None

ABSTAINED: None

- b. Pay Estimate #4 - 2019 Asphalt Road Rehabilitation Program

The motion was made by Councilman Noel

The motion was seconded by Councilwoman O'Brien

To approve Pay Estimate #4 - 2019 Asphalt Road Rehabilitation Program in the amount of \$418,659.67.

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

NAYS: None

ABSENT: None

ABSTAINED: None

- c. Approve and Accept recommendation of award for Phase II Road Rehabilitation Project contingent upon Facility Planning and Control concurrence.

The motion was made by Councilman Landry

The motion was seconded by Councilman Nezianya

To approve a recommendation of award for Phase II Road Rehabilitation Project.

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

2. Sewer
3. Subdivision Inspections
4. Water and Gas Projects
5. Other Projects

G. PRESENTATION OF DELEGATIONS

1. Requests to Speak

- a. Stephanie Fisher – request to speak to council members regarding nominee of Council District 2

Stephanie Fisher, 5001 Creek Valley, Zachary, La was present to speak to the Mayor and Council regarding the temporary appointment of the District 2 council position. Mrs. Fisher introduced herself and asked the council for their support in her appointment.

2. Hardship Waivers

3. Other Variances

- a. Louis Hoube Riche – variance for additional building on property as a pool house.

The motion was made by Councilman Montgomery

The motion was seconded by Councilman Nezianya

To approve Louis Hoube Riche – variance for additional building on property as a pool house/mother-in-law suite.

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

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. **Planning Matters REQUIRING a Public Hearing**
3. **Planning Matters NOT requiring a Public Meeting**
4. **Zoning Matters REQUIRING a Public Hearing**

- a. Rezone – 6524 Rollins Road (Tabled at the October 22, 2019 meeting)
The motion was made by Councilwoman O’Brien
The motion was seconded by Councilman Noel

To table a Rezone – 6524 Rollins Road until the November 26, 2019.
YEAS: Nezianya, Noel, O’Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

5. Zoning Matters NOT Requiring Public Hearing

6. Other Matters

J. APPROVE PAYMENT OF BILLS

1. Approval of accounts payable for October 2019 and the natural gas bill when it is received.

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

To receive accounts payable for October 2019 and the natural gas bill when it is received.

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

K. BUDGET AND FINANCIAL MATTERS

L. OLD BUSINESS PENDING FOR FINAL ACTION

M. OLD BUSINESS PENDING

N. NEW BUSINESS

1. Discussion of pay scale for Records Clerk, Police Chief Secretary, Police Communication/Dispatch and Officer.

No action was necessary or taken on this item.

2. **Adoption of Ordinance 2019-17** ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND AND TO UPDATE CERTAIN BILLING RATES AND REMITTANCES OF FEES CHARGED CONSUMERS OF THE CITY'S WATER SYSTEM IN CONJUNCTION WITH ADHEARANCE TO ACT 605 OF THE 2016 REGULAR SESSION OF THE LOUISIANA LEGISLATURE CONCERNING SAFE DRINKING WATER FEES PAID TO THE LOUISIANA DEPARTMENT OF HEALTH TOGETHER WITH GROUNDWATER USAGE FEES AND WITH SUCH INCREASES IN ACCORDANCE WITH § 2-09 A (7) OF THE CITY'S HOME RULE CHARTER AND FOR ALL RELATED MATTERS IN FURTHERANCE.

Mayor Amrhein opened the PUBLIC HEARING at 7:14 p.m. There being no one to speak in favor or against the adoption Mayor Amrhein closed the PUBLIC HEARING at 7:17 p.m.

The motion was made by Councilwoman O'Brien

The motion was seconded by Councilman Noel

To approve the **Adoption of Ordinance 2019-17** ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND AND TO UPDATE CERTAIN BILLING RATES AND REMITTANCES OF FEES CHARGED CONSUMERS OF THE CITY'S WATER SYSTEM IN CONJUNCTION WITH ADHEARANCE TO ACT 605 OF THE 2016 REGULAR SESSION OF THE LOUISIANA LEGISLATURE CONCERNING SAFE DRINKING WATER FEES PAID TO THE LOUISIANA DEPARTMENT OF HEALTH TOGETHER WITH GROUNDWATER USAGE FEES AND WITH SUCH INCREASES IN ACCORDANCE WITH § 2-09 A (7) OF THE CITY'S HOME RULE CHARTER AND FOR ALL RELATED MATTERS IN FURTHERANCE.

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

NAYS: None

ABSENT: None

ABSTAINED: None

3. **Adoption of Ordinance 2019-18** ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND §10-14 OF THE CITY'S CODE OF ORDINANCES DEALING WITH THE ESTABLISHMENT OF THE CITY OF ZACHARY AS A BIRD SANCTUARY AND FOR ALL RELATED MATTERS IN FURTHERANCE.

Mayor Amrhein opened the PUBLIC HEARING at 7:18 p.m. There being no one to speak in favor or against the adoption Mayor Amrhein closed the PUBLIC HEARING at 7:19 p.m.

The motion was made by Councilman Noel

The motion was seconded by Councilman Montgomery

To approve the **Adoption of Ordinance 2019-18** ORDINANCE AUTHORIZING THE CITY OF ZACHARY TO AMEND §10-14 OF THE CITY'S CODE OF ORDINANCES DEALING WITH THE ESTABLISHMENT OF THE CITY OF ZACHARY AS A BIRD SANCTUARY AND FOR ALL RELATED MATTERS IN FURTHERANCE.

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

4. **Adoption of Ordinance 2019-19** ORDINANCE PERTAINING TO THE DECLARATION OF INTENT BY THE CITY OF ZACHARY TO HAVE THE CERTAIN MOVABLE PROPERTIES DECLARED TO BE SURPLUS AND ALLOWING FOR THE DISPOSAL OR ABANDONMENT IN PLACE.

Mayor Amrhein opened the PUBLIC HEARING at 7:18 p.m. There being no one to speak in favor or against the adoption Mayor Amrhein closed the PUBLIC HEARING at 7:19 p.m.

The motion was made by Councilman Landry

The motion was seconded by Councilwoman O'Brien

To approve the adoption of Ordinance 2019-19 ORDINANCE PERTAINING TO THE DECLARATION OF INTENT BY THE CITY OF ZACHARY TO HAVE THE CERTAIN MOVABLE PROPERTIES DECLARED TO BE SURPLUS AND ALLOWING FOR THE DISPOSAL OR ABANDONMENT IN PLACE.

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

5. **Introduction of Ordinance 2019-20** ORDINANCE PERTAINING TO THE DECLARATION OF INTENT BY THE CITY OF ZACHARY FOR THE PLACEMENT OF DONATION COLLECTION BINS AND ALLOWING FOR THE REGULATION OF SAME AND FOR ALL OTHER MATTERS IN FURTHERANCE.

The motion was made by Councilman Landry

The motion was seconded by Councilwoman O'Brien

To approve the **Introduction of Ordinance 2019-20** ORDINANCE PERTAINING TO THE DECLARATION OF INTENT BY THE CITY OF ZACHARY FOR THE PLACEMENT OF DONATION COLLECTION BINS AND ALLOWING FOR THE REGULATION OF SAME AND FOR ALL OTHER MATTERS IN FURTHERANCE.

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

6. **Resolution 2019-06** PERTAINING TO GRANTING OF THE BUILDING OWNED BY THE CITY OF ZACHARY OF THE USE AND OPERATION OF THE ZACHARY FOOD PANTRY AND FOR OTHER MATTERS IN FURTHERANCE THEREOF.

The motion was made by Councilman Nezianya

The motion was seconded by Councilwoman O'Brien

To approve **Resolution 2019-06** PERTAINING TO GRANTING OF THE BUILDING OWNED BY THE CITY OF ZACHARY OF THE USE AND

OPERATION OF THE ZACHARY FOOD PANTRY AND FOR OTHER MATTERS
IN FURTHERANCE THEREOF.

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

7. **Resolution 2019-07** PERTAINING TO THE DECLARATION BY THE CITY OF ZACHARY TO HAVE THE CERTAIN MOVABLE PROPERTIES PREVIOUSLY DECLARED TO BE SURPLUS AND ALLOWING FOR THE SAME TO BE ABANDONED IN PLACE.

The motion was made by Councilman Montgomery

The motion was seconded by Councilman Landry

To approve **Resolution 2019-07** PERTAINING TO THE DECLARATION BY THE CITY OF ZACHARY TO HAVE THE CERTAIN MOVABLE PROPERTIES PREVIOUSLY DECLARED TO BE SURPLUS AND ALLOWING FOR THE SAME TO BE ABANDONED IN PLACE.

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

8. Discussion of Live Streaming Council Meetings

Councilman Landry spoke to Mayor Amrhein and the council members regarding the update of equipment in the council room for the live stream of the meetings. Councilman Landry explained that the process has not been finalized and he would keep everyone informed.

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

1. Receive permit report for October 2019.

The motion was made by Councilman Landry

The motion was seconded by Councilman O'Brien

To receive permit report for October 2019.

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

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

Mayor Amrhein spoke to the council members regarding 19 acres on Montegudo Blvd. Mayor Amrhein explained to the council members what the proposed use would be if the City purchased it.

ALTER AGENDA

The motion was made by Councilman O'Brien
The motion was seconded by Councilwoman Noel
To appoint Councilman Nezianya as Mayor Pro Tempore.
YEAS: Nezianya, Noel, O'Brien, Landry, Montgomery
NAYS: None
ABSENT: None
ABSTAINED: None

At this time Councilwoman O'Brien spoke regarding the Council District 2 position. After discussion the council members agreed to advertise the position and to accept request until December 2, 2019. The special meeting was set for December 3, 2019 at 5:30 p.m.

Return to regular order

R. ADJOURNMENT

The meeting was adjourned at 8:22 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 and Council of the City of Zachary, Louisiana, held on Tuesday, November 12, 2019 a proper quorum being there and then present.

Dana LeJeune, Clerk of the City Council