

**City of Harahan
6437 Jefferson Highway
Mayor and Harahan City Council
Virtual Meeting Minutes**

Date: January 21, 2021

Time: 7:00 P.M.

Mayor Baudier opened the meeting at 7:00 pm.

The Council of the City of Harahan was unable to operate due to quorum requirement in compliance with La. R.S. 42:19 and will be meeting via videoconference.

The Pledge of Allegiance was led by the Clerk.

ROLL CALL

Present: Councilman Asbill, Councilman Budde, Councilman Chatelain, Councilman Johnston, Councilman Wheeler, Mayor Baudier, Police Chief Walker, Fire Chief St. Cyr, Finance Director Todd Tournillon, City Attorney Scott Stansbury and City Clerk Nicole Lee

SPECIAL PRESENTATIONS

1. Chief Walker – Current State of the Harahan Police Department.

Mayor Baudier called for a point of personal privilege to add Tim Falcon with Nola Gold Rugby to Special Presentations.

2. Tim Falcon

APPROVAL OF MINUTES

Reading of the Minutes of the Special Meeting on December 9, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Budde to dispense with reading of the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Approval of the Minutes of the Special Meeting on December 9, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Budde, seconded by Councilman Wheeler to approve the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/MINUTES APPROVED

Reading of the Minutes of the Council Meeting on December 17, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to dispense with reading of the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Approval of the Minutes of the Council Meeting on December 17, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Johnston, seconded by Councilman Wheeler to approve the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/MINUTES APPROVED

Reading of the Minutes of the Special Meeting/Budget Hearing on December 22, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Johnston, seconded by Councilman Asbill to dispense with reading of the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Approval of the Minutes of the Special Meeting/Budget Hearing on December 22, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Wheeler to approve the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/MINUTES APPROVED

Reading of the Minutes of the Special Meeting on December 28, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Budde, seconded by Councilman Johnston to dispense with reading of the minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Approval of the Minutes of the Special Meeting on December 28, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Wheeler, seconded by Councilman Chatelain to approve the

minutes.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/MINUTES APPROVED

COMMUNICATIONS

No Communications.

RESOLUTIONS

No Resolutions.

ORDINANCES FOR APPROVAL

The following ordinance was proposed by Councilman Asbill and seconded by Councilman Wheeler:

PROPOSED ORDINANCE NO. 2020 – 24 (Deferred 12/17/20)

An ordinance implementing a hiring freeze for Harahan Police Department of the City of Harahan, in accordance with LSA-R.S. 33:423.2.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Councilman Asbill withdrew the ordinance.

ORDINANCE WITHDRAWN

The following ordinance was proposed by Councilman Chatelain and seconded by Councilman Asbill:

PROPOSED ORDINANCE NO. 2020 – 25 (Deferred 12/17/20)

An Ordinance approving the Preliminary Resubdivision Plat of Lot A-2B-1, Soniat or Tchoupitoulas Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana into Lot A-2B-1A, Soniat or Tchoupitoulas Plantation Subdivision, and Lots 9 through 14, Colonial Place, Phase 1, all pursuant to a plan made by Ronald Clement, P.L.S., dated September 24, 2020.

Mayor Baudier opened the public hearing.

1. Justin Schmidt

Mayor Baudier closed the public hearing.

Councilman Asbill called for point of order to discuss previously Proposed Ordinance No. 2020-26 (An Ordinance approving the Preliminary Resubdivision Plat of Lot A-2B-1A, Soniat or Tchoupitoulas Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana and the creation of private streets, drainage, sewer, utility and other servitudes into Lots 1-34, Colonial Place, Phase 2, Ducote Lane and McKearan Avenue (private streets), Colonial Place, Phase 2 and Lot A-2B-1B Soniat or Tchoupitoulas Plantation, all pursuant to a plan made by Ronald Clement, P.L.S., dated October 1, 2020.)

Motion by Councilman Asbill, seconded by Councilman Johnston to defer ordinance.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/ORDINANCE DEFERRED

The following ordinance was proposed by Councilman Asbill and seconded by Councilman Wheeler:

PROPOSED ORDINANCE NO. 2020 – 28

An Ordinance amending the Harahan Code of Ordinances by the addition of Article II- Fire Watch & Standby Details, Sections 34-10 through 34-16 to Chapter 34- Fire Prevention and Protection to set policies for Fire Watch and associated pay rates and fees for fire watch service.

Mayor Baudier opened the public hearing.

1. Judy Johnson

2. Chief St. Cyr

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Budde

2. Asbill

3. Chatelain

Motion by Councilman Asbill, seconded by Councilman Wheeler to amend Section 34-13, Line 2, to read as follows:

Original language: "Required to pay fire watch personnel a rate of \$37.00 per hour and shall include a"

Amendment: "Required to pay a fire watch personnel rate of \$37.00 per hour and shall include a."

Mayor Baudier opened the public hearing on the amendment.

No one spoke.

Mayor Baudier closed the public hearing.

Mayor Baudier called for the vote on the amendment, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Motion by Councilman Asbill, seconded by Councilman Budde to amend Section 34-11 - Definitions, Fire Code Official, Line 1, to read as follows:

Original language: "Fire Code Official is also known as the Chief of Fire Prevention, Code"

Amendment: "Fire Code Official is also known as the Chief of Fire Prevention, Fire Chief, Code"

Mayor Baudier opened the public hearing on the amendment.

No one spoke.

Mayor Baudier closed the public hearing.

Mayor Baudier called for the vote on the amendment, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Motion by Councilman Asbill, seconded by Councilman Johnston to amend Section 3, Line 2, to read as follows:

Original language: "Of Article II-Fire Watch & Standby Details, Sections 34-10 through 34- ____ to Chapter 34-"

Amendment: "Of Article II-Fire Watch & Standby Details, Sections 34-10 through 34-16 to Chapter 34-"

Mayor Baudier opened the public hearing on the amendment.

No one spoke.

Mayor Baudier closed the public hearing.

Mayor Baudier called for the vote on the amendment, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Motion by Councilman Asbill, seconded by Councilman Budde to re-open the public hearing for the amendments only.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Mayor Baudier opened the public hearing.

No one spoke on the amendments.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Wheeler to proceed with the vote on the ordinance as amended.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/ORDINANCE ADOPTED AS AMENDED

The following ordinance was proposed by Councilman Asbill and seconded by Councilman Chatelain:

PROPOSED ORDINANCE NO. 2020 – 29

An Ordinance amending the Harahan Code of Ordinances by the addition of Article IX-False Alarms, Sections 58-90 through 58-99 to Chapter 58- Nuisances to declare repeated false fire and/or emergency alarms nuisances and to set penalties for repeated false alarms.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Asbill

Chief St. Cyr spoke.

Motion by Councilman Asbill, seconded by Councilman Johnston to amend the ordinance by striking out “Police Chief” in the 4th paragraph.

Mayor Baudier opened the public hearing on the amendment.

No one spoke.

Mayor Baudier closed the public hearing.

Mayor Baudier called for the vote on the amendment, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

Motion by Councilman Budde, seconded by Councilman Asbill to proceed with the vote on the ordinance as amended.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/ORDINANCE ADOPTED AS AMENDED

ORDINANCES FOR INTRODUCTION (FIRST READING)

The following ordinance was proposed by Councilman Asbill:

PROPOSED ORDINANCE NO. 2021 – 1

An Ordinance amending Ordinance No. 1909, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2021, of the City of Harahan, Louisiana.

The following ordinance was proposed by Councilman Asbill:

PROPOSED ORDINANCE NO. 2021 – 2

An Ordinance amending Ordinance No. 1909, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2021, for the Capital Project Fund, of the City of Harahan, Louisiana. (Fire Truck Capital Expense)

OLD BUSINESS

1. Appointment of City Magistrate.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to defer.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

NEW BUSINESS

1. Todd Tournillon, Finance Director – monthly financials with budget to actual comparisons.

Todd Tournillon gave budget update.

2. Nomination and appointment of Regulatory Court Hearing Officer.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Chatelain to appoint Christopher Meeks as the Regulatory Court Hearing Officer.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston

NAYS: None

ABSENT: None

ABSTENTION: Wheeler

MOTION PASSES

3. Nomination and appointment of Planning and Zoning Commission.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to defer.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

4. Set January Special Meeting for final consideration of Proposed Ordinance No. 2021 – 2 (Fire Truck Capital Expense).

Mayor Baudier opened the public hearing.

1. Chief St. Cyr

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Asbill

2. Johnston

3. Budde

4. Chatelain

5. Wheeler

Motion by Councilman Asbill, seconded by Councilman Chatelain to schedule a special meeting on Thursday, January 28, 2021 at 6:00 p.m. and waive notice of meeting for final consideration on Proposed Ordinance No. 2021-2 (Fire Truck Capital Expense).

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

5. Reschedule February 18, 2021 Council Meeting to Wednesday, February 24, 2021 at 7:00 p.m.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Chatelain
2. Wheeler
3. Budde

Motion by Councilman Wheeler, seconded by Councilman Chatelain to reschedule February 18, 2021 council meeting to February 24, 2021 at 7:00 p.m.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

ADDRESS THE COUNCIL

1. Mae Jean Cazenave (Emailed comment)
2. Christopher Meeks

SECRETARY'S REPORT

Secretary's report for November, 2020

Total revenue \$755,997.00

Secretary's report for December, 2020

Total revenue \$1,535,672.00

REPORTS

Police Chief Walker

Fire Chief St. Cyr

Councilman Asbill

Councilman Budde – no report

Councilman Chatelain

Councilman Johnston – no report

Councilman Wheeler

Mayor Baudier

PAY BILLS

Bill's paid in November, 2020

Total expenditures \$345,772.51

Bill's paid in December, 2020

Total expenditures \$702,928.11

EXECUTIVE SESSION

No Executive Session.

Motion by Councilman Chatelain, seconded by Councilman Wheeler to add Executive Session to the January 28, 2021 special meeting agenda to discuss all pending litigation.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

ADJOURN

Motion by Councilman Johnston and seconded by Councilman Wheeler to adjourn the meeting at 8:42 p.m.

Mayor Baudier called for the vote, the vote was as follows:

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES/MEETING ADJOURNED

A. The following matter involving pending litigation may be considered

(Court, Case, Number, Parties):

1. **Wood Materials LLC, Wood Resources LLC v. City of Harahan, 24th JDC, Case 761-783, Div. "K"**
2. **Gulf Coast Underground v. City of Harahan, 24th JDC, Docket No. 801282, Div. "J"**
3. **Michael Wright v. City of Harahan, et al, US District Court, Civil Action No. 19-13529, Sect. F(5)**
4. **Mary Erler v. City of Harahan and Veolia Corp and ABC Ins. Co., 24th JDC, Case 757-888, Div. "F"**
5. **Ronald Lightell v. Harahan Police Dept. and City of Harahan, Civil Action No. 20-cv-672**
6. **Brandon J. Venegas v. Harahan Police Dept. and City of Harahan, 24th JDC, Case 802-181, Div. "K"**

B. The following matter involving prospective litigation for which formal written demand has been made may be considered.

C. The following matters involving discussion of the character, professional competence, or physical or mental health of:

Name:

Submitted by:

Nicole Lee

Nicole Lee, City Clerk