

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

**Date: June 29, 2021**

**Time: 7:00 P.M.**

**Mayor Baudier opened the meeting at 7:00 pm.**

**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, Finance Director Todd Tournillon, City Attorney Scott Stansbury and City Clerk Nicole Lee.**

**Absent: Fire Chief Todd St. Cyr**

**Motion by Councilman Johnston, seconded by Councilman Asbill to amend the agenda to move Special Presentations ahead of Mayor's Announcements.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**No Council Discussion.**

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES**

**SPECIAL PRESENTATIONS**

- 1. United States Coast Guard Recognition**
- 2. Senator Kirk Talbot – Legislative Session Recap**
- 3. State Representative John Illg – Legislative Session Recap**
- 4. Ms. Barbara Butera – Acknowledging Ms. Mae Brock and her 93 years as a Harahan resident.**
- 5. Chief Walker - Current State of the Harahan Police Department**

**APPROVAL OF MINUTES**

**Approval of the Minutes of the Council Meeting on April 15, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Asbill, 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**

**Reading of the Minutes of the Council Meeting on May 20, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Johnston, seconded by Councilman Wheeler to dispense with the 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 May 20, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Chatelain, seconded by Councilman Asbill 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 May 24, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Chatelain, seconded by Councilman Budde to dispense with the 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 May 24, 2021.**

**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**

**COMMUNICATIONS**

**Reading of the Minutes of the Planning and Zoning Commission Meeting on May 12, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Chatelain, seconded by Councilman Asbill to dispense with the 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 Planning and Zoning Commission Meeting on May 12, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Asbill, seconded by Councilman Budde 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 Planning and Zoning Commission Meeting on June 2, 2021.**

**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 the 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 Planning and Zoning Commission Meeting on June 2, 2021.**

**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 Planning and Zoning Commission Meeting on June 16, 2021.**

**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 the 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 Planning and Zoning Commission Meeting on June 16, 2021.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**Motion by Councilman Budde, 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**

#### **RESOLUTIONS**

**No Resolutions.**

#### **ORDINANCES FOR APPROVAL**

**The following ordinance was proposed by Councilman Asbill and seconded by**

**Councilman Chatelain:**

**PROPOSED ORDINANCE NO. 2021 – 8 (Deferred 5/20/21)**

**An Ordinance authorizing the approval, adoption, and execution of that certain Amended and Restated Development Agreement for the Residential and Commercial Redevelopment of the Former Colonial Golf & Country Club by and between JW Colonial Group, LLC and the City of Harahan. (A full copy of the Proposed Amended Development Agreement is available for public inspection at Harahan City Hall and on the city website [www.harahanla.gov](http://www.harahanla.gov))**

**Amendment No. 1:**

**motion by Councilman Asbill, seconded by Councilman Chatelain to amend the ordinance to add Section No. 57.**

**“Indemnity. Owner shall protect, indemnify and save harmless the City and its Council Members, officers, employees, attorneys and agents against them from any and all liabilities, suits, actions, claims, demands, losses, expenses and costs of every kind and nature (including costs of defense and attorney fees of counsel approved by Owner) incurred by, or asserted or imposed against, City and its Council Members, officers, employees, attorneys and agents, or any of them, by reason of any accident, injury (including death) or damage to any person or property which occurs or is alleged to have occurred in connection with the development of the property described in this Agreement. Pursuant to La. R.S. 9:2780.1, Owner shall obtain insurance to cover Owner’s liabilities hereunder and the liabilities of City. Owner acknowledges the insurance it procures pertains to the Owner’s promise to indemnify, defend, or hold harmless City (or an agent or employee of City) and the instant agreement requires Owner to obtain insurance to insure its obligation to indemnify, defend, or hold harmless. Owner further acknowledges it will recover the cost of such insurance as consideration it receives through benefits derived from this Agreement and the instant provision constitutes evidence that Owner did, in fact, recover the cost of the insurance required in this Agreement. Owner’s obligation to maintain insurance as required by this Section 57 may be transferred, assigned, and assumed by the then responsible property owners’ association, commercial owners’ association, and/or any other association of owners or operators of parcels within the Property as applicable.”**

**Amendment No. 2:**

**Motion by Councilman Chatelain, seconded by Councilman Budde to amend Line 95 under “Commercial Parcels” by removing “Residential detached near lot line homes such as garden homes and patio homes, with minimum lot area and setback regulations, shall be permitted as specified here. Minimum lots and dimensions shall be a width of not less than 35 ft. and depth of not less than 80 ft. These lots shall have a minimum side yard setback of 3 ft. on each side with a 10 ft. rear and 10 ft. front yard setback.**

**Mayor Baudier opened the public hearing.**

**PUBLIC HEARING:**

- 1. Ed Suffern**
- 2. Maurizio Francescon**

**Mayor Baudier closed the public hearing.**

**COUNCIL DISCUSSION:**

- 1. Budde**
- 2. Asbill**
- 3. Johnston**

**Motion by Councilman Asbill, seconded by Councilman Chatelain to proceed with the vote on the amendments.**

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES/ORDINANCE AMENDED**

**Motion by Councilman Asbill, seconded by Councilman Chatelain to adopt 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 Wheeler and seconded by Councilman Chatelain:

**PROPOSED ORDINANCE NO. 2021 – 11**

An Ordinance approving the Final Resubdivision Plat of Lot A-2B-1, Soniat or Tchoupitoulas Plantation Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana into Lot A-2B-1A, Soniat or Tchoupitoulas Plantation Subdivision, and Lots 9 through 13, Colonial Place, Phase 1, all pursuant to a plan made by Ronald Clement, P.L.S., dated September 24, 2020, last revised as a final plat on May 5, 2021.

Mayor Baudier opened the public hearing.

**PUBLIC HEARING:**

1. Ed Suffern

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Chatelain to amend the ordinance to add new Section 9 to read as follows:

“SECTION 9. This ordinance is subject to a valid and executed construction agreement and escrow agreement in accordance with Harahan Code of Ordinances, Section 86-56.”

Mayor Baudier opened the public hearing.

**PUBLIC HEARING:**

1. Ed Suffern

Mayor Baudier closed the public hearing.

**COUNCIL DISCUSSION:**

1. Asbill

Motion by Councilman Asbill, seconded by Councilman Chatelain to proceed with the vote on the amendment.

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES/ORDINANCE AMENDED**

Motion by Councilman Asbill, seconded by Councilman Johnston to proceed with the vote of 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 Budde and seconded by Councilman Chatelain:

**PROPOSED ORDINANCE NO. 2021 – 12**

An Ordinance authorizing the approval, adoption, and execution of that certain Amended and Restated Development Agreement for the Residential and Commercial Redevelopment of the Former Colonial Golf & Country Club by and between JW Colonial Group, LLC and the City of Harahan.

Councilman Budde withdrew his ordinance.

**ORDINANCE WITHDRAWN**

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

**PROPOSED ORDINANCE NO. 2021 – 13**

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. (Police and Fire)

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

**Motion by Councilman Asbill, seconded by Councilman Johnston to amend the ordinance as follows:**

**Delete Line 21 – “Capital Project Expenses (AED Updates)**

**Delete Line 22 – “Increased by \$2,000”**

**Increase Line 19 from “\$8,000” to “\$18,000”**

**Increase Line 22 from “\$2,000” to “16,000”**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**COUNCIL DISCUSSION:**

**1. Asbill**

**2. Budde**

**Motion by Councilman Asbill, seconded by Councilman Johnston to proceed with the vote of 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 AMENDED**

**Motion by Councilman Asbill, seconded by Councilman Wheeler to proceed with the vote of 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 Chatelain and seconded by Councilman Budde:**

**PROPOSED ORDINANCE NO. 2021 – 14**

**An Ordinance amending Ordinance No. 1885, the annual Budget of Revenues and Expenditures for the Fiscal Year ending December 31, 2020, for the General Fund, of the City of Harahan, Louisiana.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**No Council Discussion.**

**Motion by Councilman Chatelain, seconded by Councilman Budde to proceed with the vote of the ordinance.**

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

**YEAS: Johnston**

**NAYS: Asbill, Budde, Chatelain, Wheeler**

**ABSENT: None**

**MOTION FAILS/ORDINANCE FAILS**

#### **ORDINANCES FOR INTRODUCTION (FIRST READING)**

**The following ordinance was proposed by Councilman Johnston:**

**PROPOSED ORDINANCE NO. 2021 – 15**

**An Ordinance to designate no parking zone and add “no parking” signage to south side of Marshall Drive.**

#### **OLD BUSINESS**

**No Old Business.**

#### **NEW BUSINESS**

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

**Todd Tournillon spoke.**

**COUNCIL DISCUSSION:**

**1. Asbill**

**2. Wheeler**

**2. Official Journal 2021 – 2022.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**No Council Discussion.**

**Motion by Councilman Asbill, seconded by Councilman Chatelain to accept The New Orleans Advocate bid for the Official Journal 2021 – 2022.**

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES**

**3. High Content ABO application for Little J's Donuts, located at 1301 Hickory Ave., Suite A, for Joshua F. Dean.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**No Council Discussion.**

**Motion by Councilman Johnston, seconded by Councilman Wheeler to approve ABO application.**

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES**

**4. Approval to renew Mr. Gerard Brady's term as the Administrative Representative of the Harahan Municipal Fire and Police Civil Service Board.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**No Council Discussion.**

**Motion by Councilman Johnston, seconded by Councilman Wheeler to approve the renewal of Mr. Gerard Brady's term as the Administrative Representative of the Civil Service Board.**

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

**YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler**

**NAYS: None**

**ABSENT: None**

**MOTION PASSES**

**5. Planning and Zoning Commission nomination and appointment.**

**Mayor Baudier opened the public hearing.**

**No one spoke.**

**Mayor Baudier closed the public hearing.**

**COUNCIL DISCUSSION:**

**1. Asbill**

**2. Chatelain**

**Motion by Councilman Chatelain, seconded by Councilman Asbill 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**

**ADDRESS THE COUNCIL**

**1. Dale Gautreaux**

**SECRETARY'S REPORT**

**Secretary's report for May, 2021**

**Total revenue \$467,104.00**

**REPORTS**

**Police Chief Walker**

**Fire Chief St. Cyr – Absent**

**Councilman Asbill**

**Councilman Budde**

**Councilman Chatelain – No report**

**Councilman Johnston**

**Councilman Wheeler**

**Mayor Baudier**

**PAY BILLS**

**Bills paid in May, 2021**

**Total expenditures \$763,008.58**

**EXECUTIVE SESSION**

**No Executive Session.**

**ADJOURN**

**Motion by Councilman Asbill and seconded by Councilman Johnston to adjourn the meeting at 8:45 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, 24<sup>th</sup> JDC, Case 761-783, Div. "K"**
- 2. Gulf Coast Underground v. City of Harahan, 24<sup>th</sup> 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., 24<sup>th</sup> 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, 24<sup>th</sup> JDC, Case 802-181, Div. "K"**
- 7. David G. Trepagnier v. The Harahan City Council, 24<sup>th</sup> JDC, Docket No. 814-065, Div. "L"**

**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**