

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

Date: September 17, 2020

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, Fire Chief St. Cyr, Finance Director Todd Tournillon, City Attorney Scott Stansbury and City Clerk Nicole Lee

Motion by Councilman Asbill, seconded by Councilman Budde to add Special Presentations No. 2 to the agenda – Awards for the Harahan Disaster Response Team.

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

Motion by Councilman Asbill, seconded by Councilman Wheeler to add Special Presentations No. 5 to agenda – Danny McKearan.

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

Motion by Councilman Wheeler, seconded by Councilman Asbill to add Proposed Ordinance No. 2020-23 to agenda - An Ordinance to amend Ordinance No. 1875, to sell property owned by the City of Harahan, providing for the procedure to be utilized pursuant to the provisions of L.R.S. 33:4712, et. seq. which provides for the sale, exchange or lease of property by a municipality.

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

Motion by Councilman Johnston, seconded by Councilman Chatelain to add New Business No. 3 to agenda - Trunk or Treat No Limits.

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

SPECIAL PRESENTATIONS

Mayor Baudier called for a personal privilege to recognize Mr. Al Morella in the Council Chambers.

1. Christopher Cox, Candidate for Judge, 24th JDC, Division "B"

Mayor Baudier invited all candidates at the meeting to speak at the podium.

Candidate Pat Rooney and Candidate Jason Ural spoke.

2. Harahan Disaster Response Team Awards

3. Allen Brocato, Harahan Lion's Club

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

5. Danny McKearan

APPROVAL OF MINUTES

Reading of the Minutes of the Council Meeting on August 20, 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 Council Meeting on August 20, 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 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 September 2, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Johnston, 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/Budget Hearing on September 2, 2020.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Wheeler, 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

COMMUNICATIONS

No Communications.

RESOLUTIONS

No Resolutions.

ORDINANCES FOR APPROVAL

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

PROPOSED ORDINANCE NO. 2020 – 15

An Ordinance declaring surplus certain vehicle parts owned by the City of Harahan.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Chief Walker

Mayor Baudier closed the public hearing.

No Council Discussion.

Motion by Councilman Chatelain, seconded by Councilman Johnston to proceed with the vote.

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

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

PROPOSED ORDINANCE NO. 2020 – 16

An Ordinance amending the Harahan Code of Ordinances by the addition of Article IV- Electronic Enforcement to Chapter 50- Motor Vehicles.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Chatelain

2. Asbill

3. Budde

Motion by Councilman Chatelain, seconded by Councilman Asbill to defer the 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 Johnston and seconded by Councilman Asbill:

PROPOSED ORDINANCE NO. 2020 – 17

An Ordinance amending the Harahan Code of Ordinances by the addition of Article V- Golf Carts to Chapter 50- Motor Vehicles And Traffic.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. John Riehm

2. Judy Johnson (emailed comment)

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Chatelain

2. Asbill

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

Line 20 – Change the second “tail lamps” to “brake lights”

Line 23 – Change “me” to “be”

Line 28 – Change “Thirty (30)” to “twenty-five (25)”

Line 30 – After “applicable” add “, and only is otherwise allowed.”

Line 75 – Change “is” to “in”

Line 76 – Change “regulations” to “regulating”

Line 79 – Change “road” to “roads”

Line 80 – Change “an” to “and”

Line 82 – Add a comma after the second “liability”

Line 83 – Change “road” to “roads” and take out “under this legislation granted by the state legislature.”

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to adopt 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 Chatelain, seconded by Councilman Budde to defer the ordinance.

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

YEAS: Budde, Chatelain, Wheeler

NAYS: Asbill, Johnston

ABSENT: None

MOTION PASSES/ORDINANCE DEFERRED

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

PROPOSED ORDINANCE NO. 2020 – 18

An Ordinance amending the City of Harahan Code of Ordinances by the addition of Sections 86-64.1 & 86-64.2 to Chapter 86-Subdivisions; to adopt and set impact fees for developments within the City of Harahan; to provide for improvement of public capital facilities required to serve the development.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Judy Johnson (emailed comment)

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Chatelain

2. Mayor Baudier

3. Budde

4. Asbill

Motion by Councilman Wheeler, seconded by Councilman Johnston to defer the ordinance.

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

YEAS: Asbill, Budde, Johnston, Wheeler

NAYS: Chatelain

ABSENT: None

MOTION PASSES/ORDINANCE DEFERRED

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

PROPOSED ORDINANCE NO. 2020 – 19

An Ordinance amending the City of Harahan Code of Ordinances Sec. 70-1 relative to

police officer detail pay rates.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Mae Jean Cazenave
2. Chief Walker

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Johnston
2. Chatelain
3. Budde
4. Asbill

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

Line 17 – Add “(C)” after “1”

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to adopt 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 Budde, seconded by Councilman Chatelain to amend the ordinance as follows:

Line 21 – Change “\$160.00” to “\$120.00”

Line 24 – Change “\$40.00” to “\$30.00”

Line 27 – Change “(\$60.00/hour)” to “(\$45.00/hour)”

Line 28 – Change “\$50.00” to “\$40.00”

Line 35 – Change “(\$75.00)” to “(\$60.00)”

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Budde, seconded by Councilman Chatelain to adopt the amendments.

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

YEAS: Budde, Johnston

NAYS: Asbill, Chatelain, Wheeler

ABSENT: None

MOTION FAILS

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

Line 51 – After “effective” add “January 2, 2021.” and take out “immediately upon signature of the Mayor or upon expiration of the time period without the signature of the Mayor.”

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Johnston to adopt 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/AMENDMENT ADOPTED

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, Chatelain, Johnston, Wheeler

NAYS: Budde

ABSENT: None

MOTION PASSES/ORDINANCE ADOPTED WITH AMENDMENTS

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

PROPOSED ORDINANCE NO. 2020 – 20

An Ordinance amending the Harahan Code of Ordinances by the addition of Section 74-27 “Political and Non-Commercial Message Signs” to Chapter 74—Signs.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Judy Johnson (emailed comment)

Mayor Baudier closed the public hearing.

No Council Discussion.

Motion by Councilman Asbill, seconded by Councilman Wheeler to proceed with the vote.

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

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

PROPOSED ORDINANCE NO. 2020 – 20

An Ordinance amending the Harahan Code of Ordinances by the addition of Section 74-27 “Political and Non-Commercial Message Signs” to Chapter 74—Signs.

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Judy Johnson (emailed comment)

Mayor Baudier closed the public hearing.

No Council Discussion.

Motion by Councilman Asbill, seconded by Councilman Wheeler to proceed with the vote.

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

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

PROPOSED ORDINANCE NO. 2020 – 21

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

Mayor Baudier opened the public hearing.

PUBLIC HEARING:

1. Judy Johnson (emailed comment)

Mayor Baudier closed the public hearing.

Motion by Councilman Asbill, seconded by Councilman Budde for a 5 minute recess beginning at 8:38 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

The meeting resumed at 8:46 p.m.

Finance Director Todd Tournillon addressed Ms. Johnson’s public comment.

COUNCIL DISCUSSION:

1. Wheeler

2. Asbill

3. Budde

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

Line 226 – Line Item No. 4-112-42550 Police Vehicles - Increase column “J” from zero to “\$85,853.00”

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

Motion by Councilman Wheeler, seconded by Councilman Asbill to adopt 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 Chatelain 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, Wheeler

NAYS: Johnston

ABSENT: None

MOTION PASSES/ORDINANCE ADOPTED WITH AMENDMENT

ORDINANCES FOR INTRODUCTION (FIRST READING)

The following ordinance was proposed by Councilman Asbill:

Proposed Ordinance No. 2020 – 22

An Ordinance amending the City of Harahan Code of Ordinances Sec. 78-42 relative to solid waste collection and appropriate times to place and remove containers from the curb, and declaring trash containers left at the curb for prolonged periods of time to be a nuisance.

The following ordinance was proposed by Councilman Wheeler:

PROPOSED ORDINANCE NO. 2020 – 23

An Ordinance to amend Ordinance No. 1875, to sell property owned by the City of Harahan, providing for the procedure to be utilized pursuant to the provisions of L.R.S. 33:4712, et. seq. which provides for the sale, exchange or lease of property by a municipality.

OLD BUSINESS

No Old Business.

NEW BUSINESS

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

Todd Tournillon gave budget update.

2. Mrs. Judy Roman, on behalf of St. Rita of Cascia Parish, asks for assistance in planning the annual Feast of Christ the King Procession on Sunday, November 22, 2020 after 11:30 a.m. Mass.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

COUNCIL DISCUSSION:

1. Asbill

Motion by Councilman Asbill, seconded by Councilman Budde to grant assistance.

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

YEAS: Asbill, Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

MOTION PASSES

3. Trunk or Treat No Limits tentatively on October 24, 2020 from 5:30 p.m. until 7:30 p.m. at Harahan Playground.

Mayor Baudier opened the public hearing.

No one spoke.

Mayor Baudier closed the public hearing.

No Council Discussion.

Motion by Councilman Wheeler, seconded by Councilman Johnston to grant permission.

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

YEAS: Budde, Chatelain, Johnston, Wheeler

NAYS: None

ABSENT: None

ABSTENTION: Asbill

MOTION PASSES/PERMISSION GRANTED

ADDRESS THE COUNCIL

- 1. John Riehm**
- 2. Al Morella**
- 3. Judy Johnson (emailed comment)**

SECRETARY'S REPORT

Secretary's report for August, 2020

Total revenue \$852,075.00

REPORTS

Police Chief Walker

Fire Chief St. Cyr – no report

Councilman Asbill

Councilman Budde

Councilman Chatelain – no report

Councilman Johnston – no report

Councilman Wheeler – no report

Mayor Baudier

PAY BILLS

Bill's paid in August, 2020

Total expenditures \$412,178.01

EXECUTIVE SESSION

No Executive Session.

ADJOURN

Motion by Councilman Johnston and seconded by Councilman Asbill to adjourn the meeting at 9:33 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)**

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