City of Harahan  
6437 Jefferson Highway  
Mayor and Harahan City Council  
Regular Meeting Agenda

Date: August 16, 2018  
Time: 7:30 P.M.

The Public Meeting is called to order by the Mayor, followed by the Pledge of Allegiance.

ROLL CALL

SPECIAL PRESENTATIONS
1. Darlene Schwartz, Community Liaison
2. Current State of the Harahan Police Department, Chief Walker

ADDRESS THE COUNCIL

APPROVAL OF MINUTES

COMMUNICATIONS
The Board of Adjustments and Appeals did not meet in July, 2018.

The Planning and Zoning Board did not meet in August, 2018.

RESOLUTIONS
PROPOSED RESOLUTION NO. 2018 – 9 (Deferred July 19, 2018)
Community Development Block Grant Disaster Recovery (CDBG-DR) Infrastructure Program funding.

ORDINANCES FOR APPROVAL
PROPOSED ORDINANCE NO. 2018 – 8 (Deferred July 19, 2018)
An Ordinance to place a “do not enter when flooded” sign on West Imperial Dr.

PROPOSED ORDINANCE NO. 2018 – 9

PROPOSED ORDINANCE NO. 2018 – 10
An Ordinance to amend and re-ordain Ordinance No. 1457, specifically, Section 1, whereas the City wishes to protect the City and its Contractual Magistrate and Judge so that fair compensation is incurred and paid as due.

PROPOSED ORDINANCE NO. 2018 – 11
This proposed ordinance is serving as providing the Council with written notification as mandated by LSA - R.S. 39:1310, “that when there has been a change of operation upon which the original adopted budget was developed, the governing authority shall adopt a budget amendment in an open meeting to reflect such change.”

PROPOSED ORDINANCE NO. 2018 – 12
An Ordinance to establish provisions with respect to the distribution of solicited and unsolicited print matter; and otherwise providing with respect thereto.
PROPOSED ORDINANCE NO. 2018 – 13
An Ordinance relating to asphalt repairs around the City of Harahan to be performed during the Fiscal Year ending December 31, 2018.

ORDINANCE FOR INTRODUCTION (FIRST READING)

PROPOSED ORDINANCE NO. 2018 – 14
An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Health Insurance)

PROPOSED ORDINANCE NO. 2018 – 15
An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Forensic Audit)

PROPOSED ORDINANCE NO. 2018 – 16
An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Purchase Order 086720)

PROPOSED ORDINANCE NO. 2018 – 17
An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (AC)

OLD BUSINESS
None

NEW BUSINESS
1. Monthly Financials with Budget to Actual Comparisons

2. Low Content ABO application for The Fox House, LLC, located at 6231 Jefferson Hwy., for Karen Dittmann Francis.

3. St. Rita Pecan Festival Committee is requesting permission to:
   ✦ Sell beer and wine at the annual St. Rita Pecan Festival Bingo on Friday, October 5, 2018 from 5:00 p.m. until 11:00 p.m.
   ✦ Sell beer and wine at the annual St. Rita Pecan Festival on Friday, November 9, 2018 from 6:00 p.m. until 12:00 a.m., Saturday, November 10, 2018 from 12:00 p.m. until 11:00 p.m. and Sunday, November 11, 2018 from 12:00 p.m. until 9:00 p.m.
   ✦ Block Bourg St. from Imperial Woods Dr. to Ravan Ave. during the hours of operation for the St. Rita Pecan Festival (November 9-11, 2017)

4. Special Meeting to be called For Wednesday, August 22, 2018 at 7:30 pm. for Proposed Ordinance No's 2018-14, 2018-15, 2018-16 and 2018-17.

ADDRESS THE COUNCIL

SECRETARY’S REPORT
Secretary's report for July, 2018
Total revenue $488,743.01

REPORTS

PAY BILLS
Bill's paid in July, 2018
Total expenditures $435,577.68
EXECUTIVE SESSION
None

ADJOURN

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”
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:
The following Resolution was offered unanimously by the Council of the City of Harahan:

PROPOSED RESOLUTION NO. 2018 – 9

WHEREAS, Jefferson Parish has submitted an application for funding under the Community Development Block Grant Disaster Recovery (CDBG-DR) Infrastructure Program; and

WHEREAS, the Department of Housing & Urban Development regulations require that the City of Harahan certify that these activities for which CDBG funds are being requested are designed to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the community; which are of recent origin or which recently became urgent, and that the City of Harahan able to commit local funding in the amount of $12,764.40 for the activity on its own, and that no other funds are available; and,

NOW, THEREFORE, BE IT RESOLVED by the Harahan City Council, acting as governing authority of said City that:

SECTION 1. The City of Harahan hereby certifies that the activities for which CDBG funds are being requested for the Harahan Effluent Pumps project are designed to alleviate existing conditions which pose a serious and immediate threat to the health or welfare of the community; are of recent origin or which recently became urgent and that the City of Harahan is able to commit local funding in the amount of $12,764.40 for the activity on its own, and there are no other funds available.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

And this Resolution was declared adopted on this ___ day of ________.

Nicole Lee
Municipal Clerk
The following Ordinance was proposed by Councilman Johnston and seconded by Councilman Wheeler:

PROPOSED ORDINANCE NO. 2018 - 8

An Ordinance to place a “do not enter when flooded” sign on West Imperial Dr.
The following Ordinance was proposed by Councilman Baudler and seconded by Councilman:  

PROPOSED ORDINANCE NO. 2018-9  


WHEREAS, Daniel Mcmyne, the owner of, Lots 1 – 8, Square B, Jefferson Park Manor Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, having petitioned this governing body to re-subdivide these lots into Lots 1-A, 5-A and 7-A, as shown on the plan of Gilbert, Kelly & Couturie', Inc., dated May 4, 2018; and  

WHEREAS, Daniel Mcmyne, the owner of, Lots 1 – 8, Square B, Jefferson Park Manor Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, having petitioned this governing body to re-zone Lots 1-A and 5-A to C-1, and Lot 7-A remains in current zoning of R-1; and  

WHEREAS, the Planning & Zoning Commission of the City of Harahan did recommend said plan of re-subdivision and re-zoning as indicated thereon.  

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:  

SECTION 1. The plan of re-subdivision of Lots 1 – 8, Square B, Jefferson Park Manor Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, made by Gilbert, Kelly & Couturie', Inc., dated May 4, 2018, re-subdividing Lots 1 – 8, into Lots 1-A, 5-A and 7-A, Square B, Jefferson Park Manor Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana and the same is hereby approved.  

SECTION 2. The plan of re-zoning of the re-subdivided Lots 1A and 5-A to C-1, with Lot 7-A remaining in its current zoning of R-1, Square B, Jefferson Park Manor Subdivision, City of Harahan, Parish of Jefferson, State of Louisiana, made by and the same is hereby approved.  

SECTION 3. The Mayor of the City of Harahan is authorized and empowered to affix her signature to the said plan of re-subdivision and to execute any all documents necessary to fully implement this Ordinance.  

SECTION 4. If any provision of this ordinance is held to be invalid or otherwise enforceable by the final judgement of a court of competent jurisdiction; such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be servable.  

SECTION 5. All ordinances or parts of ordinances of the City of Harahan on conflict with this ordinance are hereby repealed.  

The Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:  

YEAS:  
NAYS:  
ABSENT:  
ABSTENTION:
This Ordinance was declared adopted on this ____ day of __________, to become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

Tina Miceli
Mayor

Nicole Lee
City Clerk
Note:
Improvements may not be to scale for clarity. The dimensions shown prevail over scale.

THE SERVITUDES AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN DESCRIPTION FURNISHED TO US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES AND RESTRICTIONS ARE SHOWN HEREIN. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPLIANCE WITH THE DATA FOR THIS SURVEY.

Date: May 4, 2018
This plat represents an actual ground survey made by me or under my direct supervision and control and meets the requirements for the Standards of Practice for Boundary Surveys as found in Louisiana Administrative Code TITLE 46:LI, Chapter 25 for a Class "c" survey. Made at the request of Dane Doucet.
The following Ordinance was proposed by Councilman Benton and seconded by Councilman __________:

PROPOSED ORDINANCE NO. 2018 - 10

An Ordinance to amend and re-ordain Ordinance No. 1457, specifically, Section 1, whereas the City wishes to protect the City and its Contractual Magistrate and Judge so that fair compensation is incurred and paid as due.

Whereas, the intent of the City is to compensate the aforementioned positions for the number of actual court dates worked.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Harahan that:

SECTION 1. It is hereby ordained by the Council of the City of Harahan that Section 1 of Ordinance No. 1457 be, and the same is hereby amended and re-ordained to read as follows:

A. City Magistrate - Two Hundred Dollars ($200) per court day worked.

B. Prosecutor - Two Hundred Dollars ($200) per court day worked.

SECTION 2. If any provision of this ordinance is held to be invalid, or otherwise unenforceable by the final judgment of a court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and, to this end, the provisions of this ordinance are hereby declared to be servable.

SECTION 3. All ordinances, or parts of ordinances of the City of Harahan in conflict with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this ordinance, are hereby repealed.

This Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this ____ day of __________, to become effective immediately upon the signature of the Mayor, or upon the expiration of the time period without the signature of the Mayor.

__________________________  ____________________________
Tina Miceli, Mayor              Nicole Lee, City Clerk
The following ordinance was proposed by Councilman Mosca and seconded by Councilman Richardson.

ORDINANCE NO. 1457

An ordinance amending Ordinance #1126 to fix the amount of compensation for the City Magistrate and the City Judge of the City of Harahan as required by L.R.S. 33:404.1.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HARAHAN, STATE OF LOUISIANA, ACTING AS THE GOVERNING AUTHORITY OF SAID CITY:

SECTION 1. The City of Harahan shall pay compensation to the following:

A. City Magistrate—FOUR HUNDRED ($400.00) DOLLARS PER MONTH.

B. Prosecutor—FOUR HUNDRED ($400.00) DOLLARS PER MONTH.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Blanchard, Butler, Mosca, Richardson, Wilken
NAYS: None
ABSENT: None

This ordinance was declared adopted on the 19th day of August, 2004 to become effective immediately upon the signature of the Mayor.

[Signature]
Paul D. Johnston
Mayor

[Signature]
Margaret G. Broussard
City Clerk
The following Ordinance was proposed by Councilman Benton and seconded by
Councilman ____________:

PROPOSED ORDINANCE NO. 2018 - 11

This proposed ordinance is serving as providing the Council with written notification
as mandated by LSA - R.S. 39:1310, “that when there has been a change of operation upon
which the original adopted budget was developed, the governing authority shall adopt a
budget amendment in an open meeting to reflect such change.”

WHEREAS, the City has such a change in operations as it relates to the internet
service provided by Cox in order for the City to maintain off-site backup as required for
disaster/contingency planning.

WHEREAS, this amendment will fund for the projected complete year of Telephone &
Communications for the Administrative, Court and Regulatory Departments, this is an
Ordinance amending Ordinance No. 1841, the annual Budget of Revenues and Expenditures
for the Fiscal Year ending December 31, 2018 for the City of Harahan, Louisiana.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Council of the City of
Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. It is hereby ordered that the following line items be and serve as the
amendments for the above mentioned 2018 budget ordinance. The General Fund Budget is
amended as follows, Line Items:

A) 010-4-111-41600 Telephone & Telecommunications Increased by $1,735
B) 010-4-118-41600 Telephone & Telecommunications Increased by 108
C) 010-4-119-41600 Telephone & Telecommunications Increased by 325

SECTION 2. The adoption of this budget amendment shall form the framework for
monitoring revenue and controlling expenditures as required by L.R.S. 39.1310.

SECTION 3. If any provision of this ordinance is held to be invalid, or otherwise
unenforceable by the final judgment of a court of competent jurisdiction, such invalidity
shall not affect the validity of any of the remaining provisions of this ordinance that may be
given effect without the invalid provision; and, to this end, the provisions of this ordinance
are hereby declared to be servable.

SECTION 4. All ordinances, or parts of ordinances of the City of Harahan in conflict
with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this
ordinance, are hereby repealed.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this ___ day of __________, to become
effective immediately upon the signature of the Mayor, or upon the expiration of the time
period without the signature of the Mayor.

_________________________       ______________________
Tina Miceli, Mayor               Nicole Lee, City Clerk
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<td>9000</td>
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**Budget**

City of Hatkan
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman __________:

PROPOSED ORDINANCE NO. 2018 - 12

An Ordinance to establish provisions with respect to the distribution of solicited and unsolicited print matter; and otherwise providing with respect thereto.

WHEREAS, residents regularly express a desire to be able to halt the distribution of unwanted printed matter with respect to their private properties; and

WHEREAS, residents regularly contact distributors, publishers, and the City with respect to the distribution of printed matter disturbing the peaceful possession of properties; and

WHEREAS, the distribution of unwanted printed matter creates an unwelcome burden of maintenance for the residents; and

WHEREAS, repeated requests by residents for distributors and publishers not to deliver unsolicited printed matter to their properties are not always addressed; and

WHEREAS, unsolicited printed matter has contributed to damaging property, including but not limited to causing or contributing to sewerage and/or drainage backups; and

WHEREAS, this Council is committed to protecting the people of the City of Harahan from activities that are detrimental to the public health, safety, or welfare of the people of the city.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the Council of the City of Harahan that:

SECTION 1. This ordinance is to provide for the protection and promotion of the public health, safety, and welfare by regulating the distribution of unsolicited printed matter, which may negatively impact the quality of life, safety, and health of neighborhoods, disturbs the peaceful possession of property, facilitates the accumulation of sewerage, garbage, refuse, and debris, and contributes to damaging property, including but not limited to sewerage and/or drainage backups.

SECTION 2. If any provision of this ordinance is held to be invalid or otherwise enforceable by the final judgement of a court of competent jurisdiction; such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and to this end the provisions of this ordinance are hereby declared to be servable.

SECTION 3. All ordinances or parts of ordinances of the City of Harahan on conflict with this ordinance are hereby repealed.

The Ordinance having been considered by section and as a whole, a vote was taken and the vote was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:
This Ordinance was declared adopted on this ___ day of __________, to become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

Tina Miceli
Mayor

Nicole Lee
City Clerk
The following Ordinance was proposed by Councilman Benton and seconded by Councilman ________________:

PROPOSED ORDINANCE NO. 2018-13

An Ordinance relating to asphalt repairs around the City of Harahan to be performed during the Fiscal Year ending December 31, 2018.

NOW, THEREFORE, BE IT ORDEIGNED by the Mayor and the Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. It is hereby ordered that the following item be and serve as the ordinance for asphalt/drainage repairs. In some areas the Tyler Avenue surface is higher than the residential lots and needs to be lower along with other miscellaneous drainage improvements due to root intrusion of the existing drainage piping. Specific repairs will include, but are not limited to, the asphalt on the three (3) blocks of Tyler Avenue, which represents approximately 1,600 feet of street within the City of Harahan and approximately 60 feet of drainage pipe.

Line Items:
341-4-115-40920 Highways and Street Maintenance Capital
Increased by $215,000

SECTION 2. The adoption of this budget amendment shall form the framework for monitoring revenue and controlling expenditures as required by L.R.S. 39.1310.

SECTION 3. If any provision of this ordinance is held to be invalid, or otherwise unenforceable by the final judgment of a court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining provisions of this ordinance that may be given effect without the invalid provision; and, to this end, the provisions of this ordinance are hereby declared to be servable.

SECTION 4. All ordinances, or parts of ordinances of the City of Harahan in conflict with this ordinance, and all Sections in the Harahan Municipal Code in conflict with this ordinance, are hereby repealed.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:
NAYS:
ABSENT:
ABSTENTION:

This Ordinance was declared adopted on this _____ day of ____________, 2018, to become effective immediately upon the signature of the Mayor, or upon the expiration of the time period without the signature of the Mayor.

______________________
Tina Miceli, Mayor

______________________
Nicole Lee, City Clerk
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<th>Fiscal Year</th>
<th>Operating Revenue</th>
<th>Operating Expenses</th>
<th>Operating Profit/Loss</th>
<th>Capital Project Fund</th>
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<td>2020</td>
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**Operating Expenses**

- Revenue: $1,000,000
- Expenditure: $900,000
- Profit/Loss: $100,000

**Capital Project Fund**

- Revenue: $500,000
- Expenditure: $400,000
- Profit/Loss: $100,000
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman _______________:

PROPOSED ORDINANCE NO. 2018-14

An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Health Insurance)
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman ______________:

**PROPOSED ORDINANCE NO. 2018 - 15**

An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Forensic Audit)
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman ________________:

PROPOSED ORDINANCE NO. 2018 - 16

An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (Purchase Order 086720)
The following Ordinance was proposed by Councilman Baudier and seconded by Councilman ________________:

PROPOSED ORDINANCE NO. 2018 – 17

An Ordinance to amend Ordinance No. 1841, the annual Budget of Revenue and Expenditures for Fiscal Year ending December 31, 2018, for the Police Department of the City of Harahan, Louisiana. (AC)