

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

**Date: April 21, 2016**

**Time: 7:30 P.M.**

**Meeting called to order by the Mayor followed by the Pledge of Allegiance.**

**ROLL CALL**

**SPECIAL PRESENTATIONS**

- 1. Mr. Hugh Martin, Foley & Judell**
- 2. Chief Walker presentation to Councilman Paul Johnston**

**ADDRESS THE COUNCIL**

**APPROVAL OF MINUTES**

**Reading of the Minutes of the Special Meeting on March 10, 2016  
Approval of the Minutes of the Special Meeting on March 10, 2016**

**Reading of the Minutes of the Council Meeting on March 17, 2016  
Approval of the Minutes of the Council Meeting on March 17, 2016**

**Reading of the Minutes of the Council Meeting on March 31, 2016  
Approval of the Minutes of the Council Meeting on March 31, 2016**

**COMMUNICATIONS**

**Board of Adjustments and Appeals did not meet in March.**

**Reading of the Minutes of the Planning and Zoning Board on April 6, 2016  
Approval of the Minutes of the Planning and Zoning Board on April 6, 2016**

**RESOLUTIONS**

**A Resolution authorizing Mayor Tina Miceli to enter into a Professional Services Agreement for and on behalf of the City of Harahan, Louisiana with the Louisiana Municipal Advisory and Technical Services Bureau (LaMATS) to assist in the collection of fees and delinquent property taxes, including, but not limited to, tax sales.**

**ORDINANCES FOR APPROVAL (PUBLIC HEARING)**

**PORPOSED ORDINANCE NO: 2016-1**

**An Ordinance adopting the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2016 for the City of Harahan, Louisiana. (DEFERRED)**

**PORPOSED ORDINANCE NO: 2016-2**

**An Ordinance to amend and re-ordain Section 6-73(b) of Chapter 6 of the Harahan Municipal Code, Ordinance 1669, relative to Location Restrictions of alcoholic beverage outlets, to restrict same to locations 100 feet or more distance of a building occupied exclusively as a church or synagogue or public library or public playground or school, except for business education conducted as a business college or school; and to otherwise provide with respect thereto.**

**PROPOSED ORDINANCE NO: 2016-3**

**An Ordinance to amend and re-ordain Ordinance 1333, Section XV, relative to the zoning classification "NU Non-Urban Batture District", Harahan Municipal Code, 1990, Appendix A, by amending Subsection B thereof relative to "Permitted Uses"; by adding thereto a new subsection governing the hours of operation of commercial enterprises therein; and to otherwise provide with respect thereto.**

**ORDINANCE FOR INTRODUCTION (FIRST READING)**

**PROPOSED ORDINANCE NO: 2016-4**

An Ordinance levying a tax of 13.93 mills on each dollar of assessed valuation on all taxable properties in the City of Harahan for the year 2016 and authorizing the Tax Collector to collect said taxes on all taxable property within the incorporated limits of the City of Harahan and to otherwise provide with respect thereto.

**OLD BUSINESS**

None

**NEW BUSINESS**

1. Carretas Grill, 1821 Hickory Ave., is requesting permission to hold their annual Cinco de Mayo celebration on Thursday, May 5, 2016 from 5:00 p.m. until 10:00 p.m. They are also requesting to block off Hickory Ave. from Dufrene St. to Dock St. during the celebration.
2. St. Rita Dad's Club is requesting permission to sell beer at the 3<sup>rd</sup> annual St. Rita Dad's Club Crawfish Cook-off on Saturday, May 14, 2016 from 9:00 a.m. until 11:00 p.m. Also requesting to block Bourg St. from Imperial Woods Dr. to Ravan Ave. during the hours of operation.
3. St. Rita Dad's Club is requesting permission to sell beer and wine at Green and White Linen Night on Saturday, April 23, 2016 from 5:00 p.m. until 12:00 a.m.
4. High Content ABO application for Happy Italian Pizzeria, 7105 Jefferson Hwy., for Leonard D. Minutillo, Jr. and Sandra T. Minutillo.
5. Nominations for Planning and Zoning and Appeals Board
6. Change date for the month of May regular City Council Meeting.
7. City Hall Security
8. Kevin Johnson

**ADDRESS THE COUNCIL**

**SECRETARY'S REPORT**

Secretary's report for March, 2016

Total revenue \$586,129.65

**REPORTS**

**PAY BILLS**

Bill's paid in March, 2016

Total expenditures \$593,444.54

**EXECUTIVE SESSION**

None

**ADJOURN**

**A. The following matter involving pending litigation may be considered**

**(Court, Case, Number, Parties):**

- 1. Phillip Canella vs. Arch Ins. Co., City of Harahan, Todd A. St. Cyr, and Allstate Ins. Co.; 24<sup>th</sup> JDC, Case 744-961, Div. "I".**
- 2. Suzanne K. Scalise vs. City of Harahan LA, Anne Gordon, Louise Slayden, Ronald Gordon, Gail Gordon; 24<sup>th</sup> JDC, Case 744-986, Div. "O".**
- 3. City of Harahan, et al, v. BP Exploration & Production, Inc., et al. U.S.D.C., Eastern District of Louisiana, No. 2:13-cv-01397**

**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 by Councilman \_\_\_\_\_:

RESOLUTION NO. 2016 - \_\_\_\_\_

**A resolution authorizing Mayor Tina Miceli to enter into a Professional Services Agreement for and on behalf of the City of Harahan, Louisiana with the Louisiana Municipal Advisory and Technical Services Bureau (LaMATS) to assist in the collection of fees and delinquent property taxes, including, but not limited to, tax sales.**

**WHEREAS**, Louisiana's municipalities have an obligation under the Louisiana State Constitution to collect those debts owed to them;

**WHEREAS**, municipalities across the State of Louisiana are faced with delinquent property taxes and are obligated to collect such delinquent taxes while keeping within budgetary constraints; and

**WHEREAS**, *Louisiana Constitution Article VII, Section 14 (C)* provides that political subdivisions may engage in cooperative endeavor agreements with public and private entities as long as a public purpose is served; and

**WHEREAS**, the collection of delinquent property taxes and to sell such properties in accordance with applicable law in order for the municipality to meet its constitutional obligation as well as to prevent blighted property and to maintain the health, safety and welfare of the citizens of City of Harahan; and

**WHEREAS**, the City of Harahan has the ability to enter into a cooperative endeavor agreement with any public or private entity to assist in the collection of delinquent property taxes and to assist in tax sales; and

**WHEREAS**, LAMATS is a private entity that offers services to public bodies including the collection of delinquent property taxes and tax sales

**WHEREAS**, the City of Harahan entering into a cooperative endeavor agreement with LaMATS would be an efficient and cost effective way for the City of Harahan to collect delinquent property taxes and assist in tax sales and desires to engage LaMATS for the performance of those services.

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

**Mayor Tina Miceli is hereby authorized to enter into a Professional Services Agreement for and on behalf of the City of Harahan, Louisiana with the Louisiana Municipal Advisory and Technical Services Bureau (LaMATS) to assist in the collection of fees and delinquent taxes, including but not limited to tax sales.**

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

Yeas:

Nays:

Abstain:

Abstention:

Adopted: (DATE)

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**CLERK NICOLE LEE**

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**MAYOR TINA MICELI**

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**ORDINANCE  
CITY OF HARAHAH**

**PROPOSED ORDINANCE NO: 2016-4**

The following Ordinance was proposed by Councilman \_\_\_\_\_:

An Ordinance levying a tax of 13.93 mills on each dollar of assessed valuation on all taxable properties in the City of Harahan for the year 2016 and authorizing the Tax Collector to collect said taxes on all taxable property within the incorporated limits of the City of Harahan and to otherwise provide with respect thereto.

**SECTION 1. BE IT ORDAINED** by the Council of the City of Harahan, Parish of Jefferson, State of Louisiana, in a public meeting held on May 19, 2016, which meeting was conducted in accordance with the Open Meetings Law and the additional requirements of Article VII, Section 23(C) of the Louisiana Constitution and LA R.S. 47:1705(B), that there is hereby levied a tax of 13.93 mills on each dollar of assessed valuation on all taxable property in the City of Harahan for the year 2016.

**SECTION 2. BE IT FURTHER ORDAINED** by the Council of the City of Harahan, acting as the governing authority of said City, and the Sewerage District #1 of the City of Harahan, State of Louisiana that the following ad valorem tax be hereby levied on all taxable property in the City of Harahan, State of Louisiana:

	<u>MILLAGE</u>
<b>CONSTITUTIONAL GENERAL ALIMONY</b>	4.100
<b>1977 GENERAL ALIMONY</b>	1.610
<b>1982 GENERAL ALIMONY</b>	2.340
<b>SEWERAGE MAINTENANCE TAX</b>	.880
<b>FIRE PROTECTION CONSTRUCTION AND MAINTENANCE</b>	5.000
<b>TOTAL TAX</b>	<b>13.930</b>

**SECTION 3. BE IT FURTHER ORDAINED** by the Council of the City of Harahan that the Tax Collector of the City of Harahan is hereby authorized to extend said tax on the assessment rolls of the City of Harahan for the year 2016 and she is further authorized to collect said tax on all property within the incorporated limits of the City of Harahan.

**SECTION 4. BE IT FURTHER ORDAINED** by the Council of the City of Harahan that when any taxpayer fails to pay the tax, or any portion thereof, on or before the day when it is required to be paid, interest at the rate of (1%) per month shall be added to the amount of the tax due and such interest shall be computed from January 1, 2017 until the tax is paid. The interest provided for herein shall be an obligation to be collected and accounted for in the same manner as if it were part of the tax due and can be enforced in a separate action or in the same action for collection of the tax.

**SECTION 5.** 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 6.** All ordinances or parts of ordinances of the City of Harahan on conflict with this ordinance are hereby repealed.

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

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**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**