



**HAMMOND CITY COUNCIL
PUBLIC HEARING
MINUTES
312 EAST CHARLES STREET
HAMMOND, LOUISIANA
August 22, 2017
5:30pm**

- I. CALL TO ORDER:** Council President Lemar Marshall
The Public Hearing was called to order by Council President Lemar Marshall @ 5:30pm
- II. ROLL CALL:** Johnny Blount (P), Jason Hood (P), Janice Carter Beard (P), Lemar Marshall (P), Mike Williams (P)

III. PUBLIC HEARING:

1. An ordinance declaring (4) Bullet Proof Vest surplus property and providing for a donation to benefit the safety of Roseland Police Department. Jana Thurman, presented this item informing the council that these vest are no longer of use for our current officers. The expiration date is not valid but does not impair the integrity of the vests.

No Public Comments

2. An Ordinance to Amend Unified Development Code Ord#14-5364 Appendix A: Definition for Modular Homes (TA-2017-05-0007) Recommended approval by Planning Commission.

Councilman Marshall Asked Mr. Gaiennie the purpose for changing the ordinance and how to distinguish modular homes from trailers

CC Gaiennie stated that there is currently no distinction between a modular home with a chassis and without a chassis. A no chassis modular building can brought in on a trailer picked up and set in place, Modular building without chassis can be set in place, the building code requires 4-12 pitch roof and it cannot be brought in with roof on it. He also stated a mobile home brought with chassis must be placed on a foundation which is only allowed in 4 districts. The districts are RS-11A which allows mobile homes, Heavy & Light Industrial, & Airport. He also informed the council that wheels would not be allowed in commercial zoned areas.

PUBLIC Comments:

Louise Bostic, 112 Elm Drive: Asked how definitions are different; why is modular with chassis not simply a mobile home?

CC Gaiennie there is no difference between those two in definition. He stated most modular homes come in multiple units and a mobile home usually is one unit.

Lacy Landrum: Modular homes must meet City's standards; mobile homes must only meet HUD standards

C.C. Gaiennie distinguished the differences of 3 types of buildings; 1) Modular with a chassis with wheels that are only allowed in 4 districts 2) mobile home only allowed in 1 district 3) Modular with no chassis

Louise Bostic: Asked about the approval of the mobile home double wide on Mississippi Street which seems to be is a modular home with chassis

C.C. Gaiennie: It met HUD Standards but, it did not meet City Standards

Louise Bostic: Where did definition come from?

C.C. Gaiennie: stated it came from the UDC the City just distinguished modular with no chassis is allowed

Council Lemar Marshall Asked Mr. Gaiennie why he would like to expand modular with chassis

C.C. Gaiennie: Stated he wants to eliminate modular homes with a chassis; but he thought there was a court case which said the city can't exclude them, just reduce them

3. An Ordinance to Amend Unified Development Code Ord#14-5364 Article 8.1 Hammond Historic District Section 8.1.2 to amend Recommendation and Appointment of Members (TA-2017-07-0008) recommended approval by Zoning Commission. Lacy Landrum, informed council that this is the change requested by council to make sure that the process that we use to appoint members of the Historic District matches the recommendations from the state entity. There was no intent to take out the Architect position so the architect position was added back in.

NO PUBLIC COMMENTS

4. An Ordinance to Amend Unified Development Code Ord#14-5364 Appendix E) Hammond Historic District Design Guidelines Chapter 4 Signs (TA-2017-07-00009) recommended approval by zoning Commission. Leah Solomon, presented this item and informed the council this is to bring the guidelines more in line with UDC & definitions of window signage & window coverage.

Councilman Lemar Marshall asked about a compliance date if this passes.

Leah Solomon informed Council Marshall that it would be thirty days before it becomes effective

Councilman Mike Williams asked about feedback from business owners

Leah Solomon: thinks everything is ok with business owners

5. An ordinance to accept an easement from White Investments, Inc. for drainage improvements in Whitmar subdivision. Chuck Spangler, informed the council that this is a right of way to put in drainage along Laurel Drive and Whitmar Estates. Mr. White has consented to donate the servitude for exchange for the City to install some type of flow prevention for the back water. The City would not own the property, this is a servitude and the City will have the right to maintain the drainage.

PUBLIC COMMENTS

Louise Bostic 112 Elm Drive: Asked have canals in Whitmar Estates become clogged again?

Chuck Spangler; Stated the canals are in excellent condition but, there are other issues causing flooding.



**HAMMOND CITY COUNCIL
MINUTES
REGULAR SESSION
312 EAST CHARLES STREET
HAMMOND, LOUISIANA
August 22, 2017
6:00pm Immediately following Public Hearing.**

- I. CALL TO ORDER:** Council President Lemar Marshall
Regular Session was called to order by Council President Lemar Marshall @5:55pm
- II. ROLL CALL:** Johnny Blount (P), Jason Hood (P), Janice Carter Beard (P), Lemar Marshall (P), Mike Williams (P)
- III. PRAYER:** Councilwoman Janice Carter Beard
- IV. PLEDGE OF ALLEGIANCE:** All veterans and active military, please render the proper salute.
Councilman Mike Williams
- V. REPORTS:**
1. Council: NONE

 2. Mayor: Whitmar Subdivision drainage & sewer will start on August 28, 2017, Byron Talbert will start on the road by Taco Bell by the Mall, and Cypress Street will start After Hot August Nights, Hot August Nights will be this Friday, August 25th 2017 from 6pm to 10pm. The 911 Memorial Run hosted in Cate Square will be held on Saturday, September 9, 2017 from 7am to 2pm.
Mayor wished Councilman Blount & City Attorney Andre Coudrain Happy Birthday

 3. Recognition of New Businesses: NONE
- VI. Minutes of August 8, 2017:** After review it was motioned by Janice Carter Beard and second by Mike Williams to approve the minutes of August 8, 2017.
- Vote:** Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0
- VII. RESOLUTIONS**
- A. OLD BUSINESS: NONE**
- B. NEW BUSINESS:**
1. A resolution authorizing the Mayor to enter into a Letter of Agreement between Entergy Louisiana, LLC and the City of Hammond to establish a cooperative relationship during a potential large-scale beyond design basis event at the Waterford 3 Nuclear Power Plant in Taft, Louisiana. Dave Lobue, presented this item stated this is a 2year renewal in the event that the power plant had an incident with their reactor, the airport would be used as a staging for evacuations out of the danger zone to regroup.
There was a motion by Jason Hood and second by Janice Carter Beard authorizing the Mayor to enter into a Letter of Agreement between Entergy Louisiana, LLC and the City of Hammond to establish a cooperative relationship during a potential large-scale beyond design basis event at the Waterford 3 Nuclear Power Plant in Taft, Louisiana.
- Vote:** Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

2. A resolution to approve Le Saigon located at 221 East Thomas St., Hammond La., 70401 to sell High/Low Alcohol. The owner is The Lee Family LLC. Jinnie Wilson, informed council that this is a new Vietnamese restaurant across from the Columbia Theatre and they have met all requirements and inspections.

**Owner Representative: Usung Ing, 221 East Thomas Street, Hammond LA.
Thursday, August 23, 2017 is the Grand Opening**

There was a motion by Mike Williams and second by Janice Carter Beard to approve Le Saigon located at 221 East Thomas St., Hammond La., 70401 to sell High/Low Alcohol. The owner is The Lee Family LLC.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

3. A resolution to purchase (9) 2018 Chevy Tahoe's for the Police Department from Gerry Lane Chevrolet in the amount of \$285,971.23. Jana Thurman, presented this item and informed the council that this is the Police Department's annual purchase where they update their fleet and it has been approved in their 2018 Budget. Funds are available in the Millage account. This is off the State contract. She is asking approval to make the purchase. She also informed council that they reached out to Ross Downing and they were not able to meet the State contract price.

There was a motion by Mike Williams and second by Janice Carter Beard to purchase (9) 2018 Chevy Tahoe's for the Police Department from Gerry Lane Chevrolet in the amount of \$285,971.23.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

4. A resolution to purchase (1) 2018 Chevy Express 12 passenger van for the Police Department from Gerry Lane Chevrolet for a total of \$27,137.60. Jana Thurman, stated this is a van to transport inmates. This is on the State Contract and they did reach out to local dealers and neither could meet the price. The funds are available in their Millage account and approved in the 2018 Budget. **There was a motion by Johnny Blount and second by Janice Carter Beard to purchase (1) 2018 Chevy Express 12 passenger van for the Police Department from Gerry Lane Chevrolet for a total of \$27,137.60.**

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

5. A resolution supporting the submission of \$17,992 federal Justice Assistance Grant application to purchase computer forensics hardware and software for the Hammond Police Department. Charles W. Borchers IV, informed the council that this is the annual allocation received from the federal government. The Police Department would like to use the funds to purchase computer forensics hardware and software and there is no match required. **There was a motion by Janice Carter Beard and second by Jason Hood supporting the submission of \$17,992 federal Justice Assistance Grant application to purchase computer forensics hardware and software for the Hammond Police Department.**

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

6. A resolution authorizing the Mayor to approve the addition of up to 18 contract days to State Capital Outlay Project 50-MB9-15-02—Gateway to Hammond, Phase I, Planning and Construction if necessary due to weather and if approved by the State. Charles W. Borchers IV, presented this item asking for approval to allow 18 days added to the contract, in case there are any unexpected delays with completing the project which is now in the painting stage. He stated they realized that the new contract ends on September 12th, 2017 and there are no scheduled council meetings to extend the contract, if necessary.

Councilman Jason Hood asked if this is only for the painting.

Charles Borchers Stated this is for the entire project and that September 12, 2017 is the current deadline for completion.

There was a motion by Jason Hood and second by Janice Carter Beard authorizing the Mayor to approve the addition of up to 18 contract days to State Capital Outlay Project 50-MB9-15-02—Gateway to Hammond, Phase I, Planning and Construction if necessary due to weather and if approved by the State.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

7. A resolution to reappoint Alexis Ducorbier to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Mayor Panepinto, Stated that Alexis Ducorbier has been on the board for a number of years and has done a great job, he recommends reappointment.

There was a motion by Jason Hood and second by Mike Williams to reappoint Alexis Ducorbier to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

8. A resolution to reappoint Janet Davis to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Mayor Panepinto, Stated that Janet Davis has been on the board for a number of years and has done a great job, he recommends reappointment.

There was a motion by Jason Hood and second by Mike Williams to reappoint Janet Davis to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

9. A resolution to reappoint Randy Vicknair to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Mayor Panepinto, Stated that Randy Vicknair has been on the board for a number of years, and has done a great job he recommends reappointment.

There was a motion by Johnny Blount and second by Janice Carter Beard to reappoint Randy Vicknair to the Hammond Area Economic and Industrial Development District Board for a three-year term from September 1, 2017 – August 31, 2020.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

10. A resolution to accept the Municipal Water Pollution Prevention Annual Report for the South Wastewater Treatment Plant as required by Louisiana Department of Environmental Quality and specified in the City of Hammond discharge permit. Guy Palermo, stated this is the annual MWPP report that is reported to DEQ. He informed the council that this includes all the results & labs that are done with the final numbers that are turned in to the DEQ to make sure the City is staying within guidelines.

There was a motion by Mike Williams and second by Janice Carter Beard to accept the Municipal Water Pollution Prevention Annual Report for the South Wastewater Treatment Plant as required by Louisiana Department of Environmental Quality and specified in the City of Hammond discharge permit.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

11. A resolution to authorize the Mayor to enter into an Audit Agreement between the City of Hammond and The Spyglass Group, LLC to perform a free audit of the City's telecommunications service accounts. Lacy Landrum, presented this item stating this is a free auditing service which is similar to Spiller communication but, this company specializes in telecommunications so they would be looking at all phone, wireless, pagers & walkie talkie contracts. They are three different possibilities for savings: 50% of cost recovery, Service Elimination Savings, & Cost Reduction Savings.

Councilman Lemar Marshall we would have to accept the recommendations

Lacy Landrum Yes

Councilman Lemar Marshall City is not staffed for work, correct

Lacy Landrum stated yes, and informed the council that other governmental agencies has use Spyglass

There was a motion by Janice Carter Beard and second by Jason Hood to authorize the Mayor to enter into an Audit Agreement between the City of Hammond and The Spyglass Group, LLC to perform a free audit of the City's telecommunications service accounts.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

12. A resolution to approve the Fire Department purchase of a 2018 Saber Pumping Truck, from Siddons-Martin Emergency Group, LLC in the amount of \$420,325.00 State Contract #4400005961. Jana Thurman, stated the original purchase of the pumping truck is \$433,325.00 and the City has opted to take a pre-paid discount.

There was a motion by Jason Hood and second by Janice Carter Beard to approve the Fire Department purchase of a 2018 Saber Pumping Truck, from Siddons-Martin Emergency Group, LLC in the amount of \$420,325.00 State Contract #4400005961.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

VIII. FINAL ADOPTION OF ORDINANCE:

1. Final adoption of an ordinance declaring (4) Bullet Proof Vest surplus property and providing for a donation to benefit the safety of Roseland Police Department.

There was a motion by Mike Williams and second by Janice Carter Beard to adopt an ordinance declaring (4) Bullet Proof Vest surplus property and providing for a donation to benefit the safety of Roseland Police Department.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

2. Final adoption of an Ordinance to Amend Unified Development Code Ord#14-5364 Appendix A: Definition for Modular Homes (TA-2017-05-0007) Recommended approval by Planning Commission.

Councilman Lemar Marshall asked should legal advice on duplication of definitions

CC Gaiennie informed council that the suit concerning mobile homes was in Slidell

There was a motion by Janice Carter Beard and second by Johnny Blount to adopt an Ordinance to Amend Unified Development Code Ord#14-5364 Appendix A: Definition for Modular Homes (TA-2017-05-0007) Recommended approval by Planning Commission.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

3. Final adoption of an Ordinance to Amend Unified Development Code Ord#14-5364 Article 8.1 Hammond Historic District Section 8.1.2 to amend Recommendation and Appointment of Members (TA-2017-07-0008) recommended approval by Zoning Commission.

There was a motion by Janice Carter Beard and second by Johnny Blount to adopt an Ordinance to Amend Unified Development Code Ord#14-5364 Article 8.1 Hammond Historic District Section 8.1.2 to amend Recommendation and Appointment of Members (TA-2017-07-0008) recommended approval by Zoning Commission.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

4. Final adoption of an Ordinance to Amend Unified Development Code Ord#14-5364 Appendix E) Hammond Historic District Design Guidelines Chapter 4 Signs (TA-2017-07-00009) recommended approval by zoning Commission.

There was a motion by Jason Hood and second by Janice Carter Beard to adopt an Ordinance to Amend Unified Development Code Ord#14-5364 Appendix E) Hammond Historic District Design Guidelines Chapter 4 Signs (TA-2017-07-00009) recommended approval by zoning Commission.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

5. Final adoption of an Ordinance to accept an easement from White Investments, Inc. for drainage improvements in Whitmar subdivision.

There was a motion by Janice Carter Beard and second by Mike Williams to adopt an Ordinance to accept an easement from White Investments, Inc. for drainage improvements in Whitmar subdivision.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

IX. INTRODUCTION OF ORDINANCE AND SET OF PUBLIC HEARING:

1. Introduction of an ordinance declaring (3) Bullet Proof Vest surplus property and providing for a donation to benefit the safety of the Independence Police Department. Jana Thurman, stated that these are no longer in use and they will sign an Act of Donation that holds the city harmless from any liabilities and they are accepted in as is condition.

Chief James Stewart Chief of Police stated that this should be all of the surplus vests that are in good shape.

There was a motion by Jason Hood second by Mike Williams to introduce an ordinance declaring (3) Bullet Proof Vest surplus property and providing or a donation to benefit the safety of the Independence Police Department

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

Public Hearing set for September 12, 2017

2. Introduction of an ordinance to amend the City of Hammond budget for Fiscal Year 2017 - 2018 to transfer \$353,000 from the General Fund Balance (Fund 100) to Police Administration (10020100). Lacy Landrum, informed council that the amendment is for introduction only, it will enable the transfer money into the police administration budget to be able to provide funds for a settlement is reached if a settlement is not reached then she will ask that it be removed from the agenda at the next meeting.

There was a motion Mike Williams second by Janice Carter Beard to introduce an ordinance to amend the City of Hammond budget for Fiscal Year 2017 - 2018 to transfer \$353,000 from the General Fund Balance (Fund 100) to Police Administration (10020100).

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

Public Hearing set for September 12, 2017

3. Introduction of an ordinance to amend the Hammond Criminal Code (Chapter 21) of the Code of ordinances Regarding Offenses and Miscellaneous Provisions. Britain Sledge III, Assistant City Attorney: Stated the State made changes to criminal statutes increasing the threshold of theft for felonies. Also amending them to include synthetic Marijuana. These changes would bring the City ordinances in line with State law and remove redundant ordinances.

There was a motion by Mike Williams and second by Janice Carter Beard to introduce an ordinance to amend the Hammond Criminal Code (Chapter 21) of the Code of ordinances Regarding Offenses and Miscellaneous Provisions.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

Public Hearing set for September 12, 2017

X. OTHER:

1. Discussion of the case entitled Roddy Devall v. City of Hammond and Hammond Municipal and Fire Civil Service Board docket #2015-0000382, Twenty First Judicial District Court Tangipahoa Parish.*

*** The Council may convene in executive session pursuant to La. R.S. 42:17**

City Attorney Andre Coudrain recommended that the Council discuss this item in executive session as allowed under La. R.S. 42:17.

There was a motion by Mike Williams and second by Janice Carter Beard to enter into Executive Session.

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

The Council convened in executive session.

There was a motion by Janice Carter Beard and second by Johnny Blount to exit Executive Session

Vote: Johnny Blount (Y), Jason Hood (Y), Mike Williams (Y), Janice Carter Beard (Y), Lemar Marshall (Y). Motion Approved 5-0

The council convened in regular session.

City Attorney Andre Coudrain announced that no motions were made or votes taken while in executive session.

XI. ADJOURN: There was a motion by Mike Williams and Second by Johnny Blount to adjourn the meeting. All members were in favor and the meeting was adjourned. Motion Approved 5-0

CERTIFICATION OF CLERK

I TONIA BANKS, CLERK OF COUNCIL, DO HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A TRUE AND CORRECT RECITATION OF THE BUSINESS TRANSACTED AT THE REGULAR MEETING OF THE CITY COUNCIL HELD **August 22, 2017** BEING **8 PAGES** IN LENGTH

**TONIA BANKS
HAMMOND CITY COUNCIL CLERK**

**PRESIDENT LEMAR MARSHALL
HAMMOND CITY COUNCIL**