

REGULAR MEETING OF THE KENNER CITY COUNCIL

AUGUST 3, 2023 – 5:30 P.M.

KENNER HERITAGE HALL, 303 WILLIAMS BOULEVARD, KENNER, LA 70062

POSTED < 3:00 P.M. JULY 31, 2023

IN ACCORDANCE WITH COUNCIL RESOLUTION NO. B-14550, PLEASE BE ADVISED THAT ALL CELLULAR TELEPHONES AND OTHER DEVICES OF THIS NATURE MUST BE DEACTIVATED OR SILENCED THROUGHOUT THE COUNCIL MEETING

MEETING CALLED TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE

ROLL CALL – COUNCILMEMBERS

CORRESPONDENCE: REPORTS FROM MAYOR, CAO OR DEPARTMENT HEADS

RESOLUTIONS, MOTIONS, AND OTHER ITEMS FROM THE FLOOR

CONSENT AGENDA

1. APPROVAL OF MINUTES, the regular Council Meeting of July 21, 2023.
2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS
 - 2-A. A resolution granting an alcoholic beverage permit to Friends of Rivertown for the Hispanic Heritage Fair on September 16, 2023 at Kenner Heritage Park, 2015 Fourth Street (being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember Brennan, Seconded by
Councilmember Branigan, to remove
Motion Carried 7/0
TDD No. 2023-07**
3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS
 - 3-A. Application No. 2334-23, New Orleans Air Coolers to hold a public gathering on November 4, 2023 from 8:00 a.m. to 3:00 p.m. for the purpose of a charity car show at Laketown, Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Application No. 2334-23**
 - 3-B. Application No. 2347-23, Vineyard Church of New Orleans to hold a public gathering on September 30, 2023 from 7:00 a.m. to 11:30 a.m. for the purpose of a fundraiser walk/run at Laketown, Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Application No. 2347-23**
 - 3-C. Application No. 2348-23, Jefferson Community Health Care Centers dba InclusivCare to hold a public gathering on August 19, 2023 from 11:00 a.m. to 2:00 p.m. for the purpose of a community back to school event at 2552 Williams Boulevard, Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Application No. 2348-23**

3-D. Application No. 2349-23, Kenner Police Department to hold a public gathering on October 14, 2023 from 11:00 a.m. to 4:00 p.m. for the purpose of National Night Out Kick Off Party at the Pontchartrain Center Parking Lot, Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Application No. 2349-23**

3-E. Application No. 2350-23, City of Kenner to hold a public gathering on October 28, 2023 from 3:00 p.m. to 10:00 p.m. for the purpose of a Halloween event at Muss Bertolino, Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Application No. 2350-23**

4. ACCEPTANCE/REJECTION OF BIDS REQUIRING AN EXPENDITURE OF LESS THAN FIVE THOUSAND DOLLARS (\$5,000.00)
5. CHANGE ORDERS REQUIRING AN EXPENDITURE OF LESS THAN FIVE THOUSAND DOLLARS (\$5,000.00)
6. ACCEPTANCE OF COMMITTEE FINDINGS (FINAL PASSAGE)
7. RESUBDIVISION ORDINANCES (FINAL PASSAGE)

PUBLIC APPEARANCE AGENDA

8. PUBLIC HEARINGS AND FINAL PASSAGE

8-A. A PUBLIC HEARING regarding Summary Ordinance No. 13,322, an ordinance amending the Capital Budget for fiscal year 2023/2024 according to Ordinance No. 12,241.

**Motion by Councilmember McKinney, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Ordinance No. 12,330**

9. ORDINANCES FOR THE SALE, PURCHASE, TRANSFER, LEASE, AND/OR ALIENATION OF IMMOVABLE PROPERTY
10. OPENING OF BID
11. RECLASSIFICATION OF ZONING (FINAL PASSAGE)
12. OTHER ORDINANCES (FINAL PASSAGE)
13. RESOLUTIONS AND MOTIONS BY COUNCILMEMBERS

13-A. A resolution ordering and calling a special election to be held in the City of Kenner, State of Louisiana (the "City") for authority to levy and collect an ad valorem tax not to exceed eighteen and twenty hundredths (18.20) mills on all property subject to taxation in the City for a period of ten (10) years, beginning with the year 2024 and ending in the year 2033, inclusive, in lieu of the not to exceed seven and forty hundredths (7.40) mills approved at an election held on April 24, 2021, for the purpose of paying salaries and benefits of fire department personnel, for constructing, improving, equipping, maintaining and/or operating fire department buildings and facilities, and for acquiring, maintaining and operating fire department vehicles and equipment; and further authorizing the submission of an application to the Louisiana State Bond Commission and other governmental agencies in connection with the proposed election; and providing for other matters in connection therewith.

**Motion by Councilmember Scharwath, Seconded by
Councilmember Branigan, to approve
Motion Carried 7/0
Resolution No. B-17339**

13-B. A resolution temporarily suspending Council Rule No. 11 of the Rules of Organization, Business, Order, and Procedure of the Council of the City of Kenner, and rescheduling the Kenner City Council Agenda deadline to Tuesday, September 5, 2023 at noon for the Council Meeting of September 7, 2023.

**Motion by Councilmember Willmott, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Resolution No. B-17340**

13-C. A resolution authorizing the placement for temporary signs on public property for La Walks for Parkinson benefitting the Davis Foundation.

**Motion by Councilmember McKinney, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Resolution No. B-17341**

14. ITEMS REMOVED FROM THE CONSENT AGENDA

15. ACCEPTANCE OF CONTRACTS AND SIMILAR MATTERS APPROVED BY THE MAYOR

15-A. Summary Ordinance No. 13,323, an ordinance repealing Ordinance No. 12,227 and accepting the lowest responsive bid received from B & J Enterprises of Metairie, Inc. to furnish and install roofing at the Muss Bertolino Concession Stand in accordance with Letter Bid No. 23-2055 in the amount of \$22,200.00 for the Department of General Services.

**Motion by Councilmember Branigan, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,331**

15-B. Summary Ordinance No. 13,324, an ordinance repealing Ordinance No. 12,228 and accepting the lowest responsive bid received from NOLA Build Contracting Services Inc. to furnish and install roofing for the Fire Headquarters in accordance with Letter Bid 23-2054 in the amount of \$21,859.20 for the Department of General Services.

**Motion by Councilmember Scharwath, Seconded by
Councilmember Dunn, to approve
Motion Carried 7/0
Ordinance No. 12,332**

15-C. Summary Ordinance No. 13,325, an ordinance approving Amendment No. 1 to the agreement with Hartman Engineering, Inc. dated January 25, 2022 for Roosevelt Boulevard Improvements (West Metairie Avenue to West Napoleon Avenue), State Project No. H.015120, Federal Project No. H015120, City of Kenner Project No. 2021-2-RB, adjusting the amounts of basic and supplementary services for the Department of Public Works.

**Motion by Councilmember Scharwath, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Ordinance No. 12,333**

15-D. Summary Ordinance No. 13,326, an ordinance approving a cooperative endeavor agreement with NOLA Sports Center for use of the Lincoln Manor Playground.

**Motion by Councilmember Dunn, Seconded by
Councilmember Branigan, to remove
Motion Carried 7/0
TDD No. 2023-08**

15-E. Summary Ordinance No. 13,327, an ordinance ratifying the emergency replacement of the Ashbrook belt press drive roller by GSM Engineered Fabrics LLC in the amount of \$17,707.00 for the Department of Wastewater.

**Motion by Councilmember LaHatte, Seconded by
Councilmember Dunn, to approve
Motion Carried 7/0
Ordinance No. 12,334**

15-F. Summary Ordinance No. 13,328, an ordinance ratifying the emergency repair of bar screen No. 2 at the treatment plant by Kusters Water in the amount of \$19,414.00 for the Department of Wastewater.

**Motion by Councilmember Willmott, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Ordinance No. 12,335**

15-G. Summary Ordinance No. 13,329, an ordinance ratifying the emergency repair of Pump No. 3 at 35th & Ole Miss Lift Station by Precision PSI, LLC in the amount of \$35,773.42 for the Department of Wastewater.

**Motion by Councilmember Brennan, Seconded by
Councilmember Scharwath, to approve
Motion Carried 7/0
Ordinance No. 12,336**

15-H. Summary Ordinance No. 13,330, an ordinance ratifying the emergency repair of Pump No. 4 at 35th & Ole Miss Lift Station by Precision PSI, LLC in the amount of \$29,751.00 for the Department of Wastewater.

**Motion by Councilmember Brennan, Seconded by
Councilmember Dunn, to approve
Motion Carried 7/0
Ordinance No. 12,337**

15-I. Summary Ordinance No. 13,331, an ordinance authorizing the utilization of existing State Contract No. 4400002524 with Howard Industries Inc dba Howard Technology Solution to purchase computer equipment on an as needed basis in an amount not to exceed \$50,000.00 annually for the Department of Information Technology.

**Motion by Councilmember Branigan, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,338**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

16-A. Summary Ordinance No. 13,332, an ordinance amending Ordinance No. 11,062, adopted on March 17, 2016, entitled Unified Development Code of the City of Kenner, Louisiana, more particularly amending and rezoning Lots 1 and 2, Square A, Oakland Plantation from S-I, Specail Industrial to R-2, Two Family Residential. Case Z-4-23

16-B. Summary Ordinance No. 13,333, an ordinance amending Ordinance No. 11,062, adopted on March 17, 2016, entitled Unified Development Code of the City of Kenner, Louisiana, more particularly amending and rezoning Lot 55, Square 48B, University City Subdivision from RR-1, Single Family Residential to C-1, Neighborhood Commercial. Case Z-5-23

16-C. Summary Ordinance No. 13,334, an ordinance rescinding Ordinance 5710, adopted on June 19, 1986, which approved the resubdivision of Lots 14, 15, 16, 17 and the adjoining portion of the revoled 20 foot alley, Square 5, Hanson City Subdivision, into new Lot 15-A, and also approved a conditional use permit for a Day Care Center on Lots 12, 13 and 15-A, to place Lot 15-A back into its original platted lots and to remove the conditional use of a Day Care Center from Lots 12, 13, 14, 15, 16, 17 and the portion of the revoked 20 foot alley abutting Lots 12, 13, 14, 15 and 16. Case P-20-23

16-D. Summary Ordinance No. 13,335, an ordinance approving the lease of the Gordon Avenue right of way. Hanson Place Subdivision which said property is owned by the City of Kenner. Case P-22-23

16-E. Summary Ordinance No. 13,336, an ordinance amending the Operating Budget for Fiscal Year 2023/2024 to defund the Public Works Director and establish funding for the Mayor's Executive Coordinator of Intergovernmental Affairs and Strategic Development in the General Municipal Department.

16-F. Summary Ordinance No. 13,337, an authorizing the City of Kenner and the Kenner Police Department to hold a public auction on September 21, 2023 to sell surplus

movable property no longer needed for public purpose and setting the terms and disposition of proceeds from the sale.

- 16-G. Summary Ordinance No. 13,338, an ordinance accepting the lowest responsive bid received from Ray Bros., Inc. to furnish and install replacement custom exterior wall panels at the Pontchartrain Convention and Civic Center, 4545 Williams Boulevard, Kenner, Louisiana, in accordance with Sealed Bid 23-6782 in the amount of \$61,977.00 for the Department of General Services.
- 16-H. Summary Ordinance No. 13,339, an ordinance approving Amendment No. 2 to the agreement between the City of Kenner and Blue Williams, LLP to extend the term and increase the not to exceed amount by \$100,000.00.
- 16-I. Summary Ordinance No. 13,340, an ordinance approving a professional services agreement with Design Engineering, Inc. regarding Power Blvd Median Improvements (West Esplanade Avenue to Vintage Drive), State Project No. H.011779, Federal Aid Project No. H011779, Kenner Public Works No. 2014-001B-CIP, in an amount not to exceed \$275,000.00 for the Department of Public Works.
- 16-J. Summary Ordinance No. 13,341, an ordinance approving an agreement with the Louisiana Department of Transportation and Development (DOTD), State Project No. H.015120, Federal Aid Project No. H015120 regarding Roosevelt Blvd, West Napoleon to West Metairie.
- 16-K. Summary Ordinance No. 13,342, an ordinance accepting the lowest responsive bid received from Kass Bros., Inc. by the Louisiana Department of Transportation and Development (DOTD) in the amount of \$3,399,654.60 for Power Blvd. Median Improvements, State Project No. H.011779, Federal Aid Project No. H011779, Kenner Public Works No. 2014-001B-CIP for the Department of Public Works.
- 16-L. Summary Ordinance No. 13,343, an ordinance accepting the lowest responsive bid received from Coast to Coast Custom Mobile Vending LLC for the purchase of a custom built trailer in the amount of \$7,460.00 in accordance with Letter Bid No. 23-2083 for the Department of Parks and Recreation.
- 16-M. Summary Ordinance No. 13,344, an ordinance approving a cooperative endeavor agreement with Nola Sports Center for use of the Butch Duhe Playground.
- 16-N. Summary Ordinance No. 13,345, an ordinance authorizing a public hearing and Amendment Number 2 to the FY2016 Annual Action Plan of the Community Development Block Grant (CDBG) Program for the Community Development Department.

- 17. REPORTS FROM THE COUNCIL AND/OR SPECIAL COMMITTEES
- 18. NEW BUSINESS
- 19. UNFINISHED BUSINESS AND/OR MOTIONS TO RECONSIDER OR REMOVE FROM A TABLED POSITION
- 20. PERSONS WISHING TO ADDRESS THE COUNCIL ON SPECIAL SUBJECT MATTERS
- 21. MOTION TO ADJOURN