

REGULAR MEETING OF THE KENNER CITY COUNCIL

SEPTEMBER 7, 2023 – 5:30 P.M.

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

POSTED < 3:00 P.M. SEPTEMBER 5, 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

At the request of the Administration, an executive session regarding the following:

1. **Sandy Matute versus City of Kenner, et al., 24th Judicial District Court, No. 787-128, Division J.**

**Motion by Councilmember Branigan, Seconded by Councilmember LaHatte, to defer for two meetings
Motion Carried 7/0**

RESOLUTIONS, MOTIONS, AND OTHER ITEMS FROM THE FLOOR

CONSENT AGENDA

1. APPROVAL OF MINUTES, the regular Council Meeting of August 3, 2023.

2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS

2-A. A resolution granting an alcoholic beverage permit to Discovery Health Sciences Foundation on October 28, 2023 for their Fall Fest at 3837 Loyola Drive, Kenner, Louisiana.

**Motion by Councilmember Brennan, Seconded by Councilmember Dunn, to approve
Motion Carried 7/0
Resolution No. B-17347**

2-B. A resolution granting an Alcoholic Beverage Permit to Divine Mercy Roman Catholic Church for a Seafood Festival on October 6th, 7th, 8th, 2023 at 4337 Sal Lentini Parkway, Kenner, Louisiana.

**Motion by Councilmember Brennan, Seconded by Councilmember Dunn, to approve
Motion Carried 7/0
Resolution No. B-17348**

3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS

3-A. A resolution approving the application of Divine Mercy Roman Catholic Church to conduct charitable games of pull tabs and raffle on October 6th, 7th, and 8th, 2023 at 4337 Sal Lentini Parkway, Kenner, Louisiana.

**Motion by Councilmember Brennan, Seconded by Councilmember Dunn, to approve
Motion Carried 7/0
Resolution No. B-17349**

3-B. Application No. 2359, New Hope Community Development Corporation to hold a public gathering on September 17, 2023 from 12:00 p.m. to 3:00 p.m. for the purpose of a Back to School Safety event at Susan Park Gymnasium (502 Veterans Boulevard), Kenner, Louisiana.

**Motion by Councilmember Brennan, Seconded by
Councilmember Dunn, to approve
Motion Carried 7/0
Application No. 2359/23**

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)
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PUBLIC APPEARANCE AGENDA

8. PUBLIC HEARINGS AND FINAL PASSAGE
9. ORDINANCES FOR THE SALE, PURCHASE, TRANSFER, LEASE, AND/OR ALIENATION OF IMMOVABLE PROPERTY
 - 9-A. A PUBLIC HEARING regarding 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**

**Motion by Councilmember Dunn, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,352**
10. OPENING OF BIDS
11. RECLASSIFICATION OF ZONING (FINAL PASSAGE)
 - 11-A. A PUBLIC HEARING regarding 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, Special Industrial to R-2, Two Family Residential. Case Z-4-23**

**Motion by Councilmember Dunn, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Ordinance No. 12,353**
 - 11-B. A PUBLIC HEARING regarding 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**

**Motion by Councilmember Brennan, Seconded by
Councilmember Dunn, to remove
Motion Carried 7/0
TDD No. 2023-09**
12. OTHER ORDINANCES (FINAL PASSAGE)
13. RESOLUTIONS AND MOTIONS BY COUNCILMEMBERS
 - 13-A. A resolution authorizing the placement for temporary signs on public property for Jeansonne 7 Fighting ALS Fundraiser Walk/Run benefitting the Jeansonne 7 Foundation.**

**Motion by Councilmember McKinney, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Resolution No. B-17350**

13-B. A resolution appointing Joseph R. McMahon, III as Court Magistrate for the City of Kenner.

**Motion by Councilmember Willmott, Seconded by
Councilmember Scharwath, to approve
Motion Carried 7/0
Resolution No. B-17351**

13-C. A resolution authorizing a settlement in the lawsuit entitled Sandy Matute versus City of Kenner, et al., No. 787-128, Division "J".

**Motion by Councilmember Scharwath, Seconded by
Councilmember Branigan, to defer for two meetings
Motion Carried 7/0**

13-D. A resolution appointing Jeffrey D. Hufft as Court Magistrate for the City of Kenner.

**Motion by Councilmember LaHatte, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Resolution No. B-17352**

13-E. A resolution approving the Restoration of a Nonconforming Use for Denise Williams at 725 ½ Clay Street.

**Motion by Councilmember Dunn, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Resolution No. B-17353**

14. ITEMS REMOVED FROM THE CONSENT AGENDA

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

15-A. Summary Ordinance No. 13,346, an ordinance accepting the quote received from Duhon Machinery Co., Inc., an authorized dealer, to repair Unit #2004 a 2006 Bobcat Versahandle in the amount of \$11,018.85 for the Department of Public Works.

**Motion by Councilmember Branigan, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Ordinance No. 12,354**

15-B. Summary Ordinance No. 13,347, an ordinance accepting the quote received from Louisiana Cat, an authorized dealer, for parts and labor to repair Unit 2155, a 2016 420 Backhoe, in an amount not to exceed \$50,000.00 for the Department of Public Works.

**Motion by Councilmember Scharwath, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Ordinance No. 12,355**

15-C. Summary Ordinance No. 13,348, an ordinance accepting the lowest responsive bid received from Howell Fencing to furnish and install puppy panel fencing at Kenner Dog Park in accordance with Letter Bid 23-2085 in the amount of \$15,480.00 for the Department of General Services.

**Motion by Councilmember Brennan, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,356**

15-D. Summary Ordinance No. 13,349, an ordinance accepting the lowest responsive bid received from Tecni-Sistemas, Inc. to purchase one DC Welder Unit in accordance with Letter Bid No. 23-2084 in the amount of \$5,400.00 for the Department of General Services.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Ordinance No. 12,357**

15-E. Summary Ordinance No. 13,350, an ordinance accepting the lowest responsive bid received from Dedham Sportsmen's Center, Inc. dba AAA Police Supply to purchase one hundred fifty (150) type 2 adjustable LED RMR 3.25 MOA red dot sights in accordance with Sealed Bid 23-6780 in the amount of \$64,897.50 for the Kenner Police Department.

Motion by Councilmember Brennan, Seconded by
Councilmember Branigan, to approve
Motion Carried 7/0
Ordinance No. 12,358

15-F. Summary Ordinance No. 13,351, an ordinance accepting the lowest responsive bid received from ECB Solutions, LLC to purchase one (1) transformer with terminals in accordance with Sealed Bid No. 23-6785 in the amount of \$21,471.00 for the Department of Public Works.

Motion by Councilmember Branigan, Seconded by
Councilmember Scharwath, to approve
Motion Carried 7/0
Ordinance No. 12,359

15-G. Summary Ordinance No. 13,352, an ordinance ratifying the emergency repair of the rotating assembly at 25th & Salem Lift Station by Fluid Process & Pumps, LLC in the amount of \$9,988.00 for the Department of Wastewater.

Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,360

15-H. Summary Ordinance No. 13,353, an ordinance ratifying the emergency replacement of the external spur drive gears for the Ashbrook Belt Press by GSM Engineered Fabrics LLC in the amount of \$6,532.88 for the Department of Wastewater.

Motion by Councilmember LaHatte, Seconded by
Councilmember Branigan, to approve
Motion Carried 7/0
Ordinance No. 12,361

15-I. Summary Ordinance No. 13,354, an ordinance accepting the lowest responsive bid received from M.R. Pittman Group, LLC to rehabilitate WWTP No. 3 clarifiers 1-4 in accordance with Sealed Bid No. 23-6783 in the amount of \$4,468,900.00 for the Department of Public Works.

Motion by Councilmember McKinney, Seconded by
Councilmember Scharwath, to approve
Motion Carried 7/0
Ordinance No. 12,362

15-J. Summary Ordinance No. 13,355, an ordinance ratifying the emergency purchase of electrical wiring for the Digester electrical panel at the Wastewater Treatment Plant by Nu-Lite Electrical Wholesalers in the amount of \$30,494.59 for the Department of Wastewater.

Motion by Councilmember Branigan, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Ordinance No. 12,363

15-K. Summary Ordinance No. 13,356, an ordinance approving a cooperative endeavor agreement with The Roman Catholic Church of the Archdiocese of New Orleans dba Archbishop Chappelle High School for use of Butch Duhe Playground.

Motion by Councilmember LaHatte, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Ordinance No. 12,364

15-L. Summary Ordinance No. 13,357, an ordinance approving a cooperative endeavor between the City of Kenner and the Parish of Jefferson to provide street repairs and resurfacing to 31st Street between Helena Street and the Duncan Canal in Kenner, Louisiana in an amount not to exceed \$340,000.00.

**Motion by Councilmember Dunn, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,365**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

16-A. Summary Ordinance No. 13,358, an ordinance approving an agreement for Time and Attendance System with Advanced Scheduling Services with Tyler Technologies for a onetime fee of \$218,601.00 and recruiting fees not to exceed \$51,251.00 annually.

16-B. Summary Ordinance No. 13,359, an ordinance authorizing a \$50,000.00 increase to the expenditure limit for the purchase of various types of ammunition from Precision Delta Corporation utilizing State Contract Number 4400023312 for the Kenner Police Department.

16-C. Summary Ordinance No. 13,360, an ordinance declaring five (5) Ford Crown Victoria Police Vehicles as surplus and authorizing their donation to the Harahan Police Department.

16-D. Summary Ordinance No. 13,361, an ordinance ratifying the emergency repair of the Fairbanks Morse submersible pump at 31st & Washington Lift Station by Fluid Process & Pumps, LLC in the amount of \$23,768.00 for the Department of Wastewater.

16-E. Summary Ordinance No. 13,362, an ordinance authorizing the utilization of Sate Contract No. 4400018930 with Cintas Corporation No. 2 to provide uniform rentals and purchases, facility solutions, and safety supplies on an as needed basis in an amount not to exceed \$75,000.00 annually for the Department of Field Services.

16-F. Summary Ordinance No. 13,363, an ordinance approving the purchase of materials and supplies through the Louisiana Federal Property Assistance Agency.

16-G. Summary Ordinance No. 13,364, an ordinance approving the purchase of materials and supplies through the Louisiana Property Assistance Agency.

16-H. Summary Ordinance No. 13,365, an ordinance accepting the lowest responsive bid received from R & S Corporation to upgrade the Jail Control Panel Computer and Call-up Integration System in accordance with Letter Bid 23-2087 in the amount of \$21,304.00 for the Kenner Police Department.

16-I. Summary Ordinance No. 13,366, an ordinance approving Amendment No. 1 to the agreement with MB3, Inc. dba/Civix for professional services related to Hurricane Ida recovery to amend the services, budget, and term of the agreement.

16-J. Summary Ordinance No. 13,367, an ordinance accepting the lowest responsive bid received from Beacon Air Conditioning, Heating & Refrigeration, Inc. to furnish and install a three and one half (3 ½) ton air conditioning and heating upgrade at Muss Bertolino Concessions, 620 W. Esplanade Avenue, Kenner, in accordance with Letter Bid No. 23-2088 in the amount of \$13,800.00 for the Department of General Services.

16-K. Summary Ordinance No. 13,368, an ordinance approving a Cooperative Endeavor Agreement with Pacifica Kenner, LLC for the use of Public Right-of-Way on the median of 32nd Street for maintenance and use of the existing monument sign and existing banner display poles.

16-L. Summary Ordinance No. 13,369, an ordinance approving Amendment No. 1 to the agreement with Linfield, Hunter & Junius, Inc., dated May 8, 2023, for Engineering/Architectural Services on an as needed basis for Kenner Police Department Facilities, to increase the not to exceed amount by \$300,000.00, for a total not to exceed amount of \$349,900.00.

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