

REGULAR MEETING OF THE KENNER CITY COUNCIL

OCTOBER 5, 2023 – 5:30 P.M.

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

POSTED < 3:00 P.M. OCTOBER 2, 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 Brennan, Seconded by
Councilmember Branigan, to adjourn into executive session
Motion Carried 7/0**

**Motion by Councilmember Brennan, Seconded by
Councilmember Branigan, to reconvene from executive session
Motion Carried 7/0**

RESOLUTIONS, MOTIONS, AND OTHER ITEMS FROM THE FLOOR

CONSENT AGENDA

1. APPROVAL OF MINUTES, the regular Council Meeting of September 22, 2023.

2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS

3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS

3-A. Application No. 2355-23, Down Syndrome Association of Greater New Orleans to hold a public gathering on October 28, 2023 from 9:00 a.m. to 1:30 p.m. for the purpose of a Down Syndrome Walk at Laketown, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2355-23**

3-B. Application No. 2356-23, LaCalle KTIB-AM, LLC to hold a public gathering on October 14, 2023 from 10:00 a.m. to 12:00 p.m. for the purpose of a Health Fair at Muss Bertolino Gym, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2356-23**

3-C. Application No. 2357-23, Discovery Health Sciences Foundation dba Kenner Discovery to hold a public gathering on October 28, 2023 from 11:00 a.m. to 4:00 p.m. for the purpose of a School Fall Fest at 3837 Loyola Drive, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2357-23**

3-D. Application No. 2360-23, Kenner's Art and Craft Farmer's Market LLC to hold a public gathering on October 7, 2023 from 9:00 a.m. to 3:00 p.m. for the purpose of a ?Arts and Crafts Farmer's Market at 2300 Airline Drive, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2360-23**

3-E. Application No. 2363-23, Masonic Lodge to hold a public gathering on October 21, 2023 from 11:00 a.m. to 3:00 p.m. for the purpose of a kids safety fair at Veterans Park, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2363-23**

3-F. Application No. 2364-23, City of Kenner to hold a public gathering on October 17, 2023 from 5:00 p.m. to 8:00 p.m. for the purpose of a Night Out Against Crime Event at Susan Park Gym, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2364-23**

3-G. Application No. 2365-23, Williams Boulevard Baptist Church to hold a public gathering on October 22, 2023 from 2:00 p.m. to 5:00 p.m. for the purpose of a Pumpkin Patch and Trunk or Treat at 3000 Williams Boulevard, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2365-23**

3-H. Application No. 2367-23, First Baptist Church of Kenner to hold a public gathering on October 31, 2023 from 5:00 p.m. to 8:00 p.m. for the purpose of a Trunk or Treat at 1313 Clay Street, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2367-23**

3-I. Application 2362-23, Divine Mercy Catholic Parish to hold a public gathering on October 6-8, 2023 for the purpose of a Parish Fair at 4337 Sal Lentini Parkway, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2362-23**

3-J. Application no. 2370-23, Roi-Lynne & Colin Hulin to hold a public gathering on October 15, 2023 from 3:00 p.m. to 8:00 p.m. for the purpose of a National Night Out 2023 block party at 11 Ranier Street, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Application No. 2370-23**

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
9. ORDINANCES FOR THE SALE, PURCHASE, TRANSFER, LEASE, AND/OR ALIENATION OF IMMOVABLE PROPERTY
10. OPENING OF BIDS
11. RECLASSIFICATION OF ZONING (FINAL PASSAGE)
12. OTHER ORDINANCES (FINAL PASSAGE)
13. RESOLUTIONS AND MOTIONS BY COUNCILMEMBERS
 - 13-A. 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 Branigan, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Resolution No. B-17355**
 - 13-B. A resolution appointing Sheldon Demas to the City of Kenner Civil Service Board in accordance with the Charter of the City of Kenner.

**Motion by Councilmember Dunn, Seconded by
Councilmember Scharwath, to approve
Motion Carried 7/0
Resolution No. B-17356**
14. ITEMS REMOVED FROM THE CONSENT AGENDA
15. ACCEPTANCE OF CONTRACTS AND SIMILAR MATTERS APPROVED BY THE MAYOR
 - 15-A. 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.

**Motion by Councilmember Scharwath, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Ordinance No. 12,377**
 - 15-B. Summary Ordinance No. 13,371, an ordinance ratifying the emergency repairs to the Rivertown Theater roof due to damages sustained from a tornado on September 3, 2023 in the amount of \$19,850.00

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,378**
 - 15-C. Summary Ordinance No. 13,372, an ordinance approving a Cooperative Endeavor Agreement between the City of Kenner and the Parish of Jefferson to provide funding for the replacement of Tot-Lots and construction of Outdoor Fitness Stations at both the Betsy B. Hammond Tot-Lot and the Rosemary Minor Tot-Lot in Kenner, Louisiana not to exceed \$320,500.00.

**Motion by Councilmember Dunn, Seconded by
Councilmember LaHatte, to approve
Motion Carried 7/0
Ordinance No. 12,379**
 - 15-D. Summary Ordinance No. 13,373, an ordinance accepting federal funds from the Louisiana Department of Transportation and Development, Transportation Alternatives Program (TAP) to provide a multi-use path (pedestrian/bicycle) along the south side of Veterans Blvd. (Loyola Drive and Williams Blvd.) – Phase A, City of Kenner Project.

**Motion by Councilmember Dunn, Seconded by
Councilmember McKinney, to approve
Motion Carried 7/0
Ordinance No. 12,380**

15-E. Summary Ordinance No. 13,374, an ordinance approving Amendment No. 1 to the agreement with IV Waste, LLC for solid waste collection and recycling services to amend Section 6.4 increasing the service unit pricing for open containers roll off, grit and screening containers, and solid waste containers.

**Motion by Councilmember Brennan, Seconded by
Councilmember Branigan, to defer for one meeting
Motion Carried 7/0**

15-F. Summary Ordinance No. 13,375, an ordinance approving Amendment No. 2 to the agreement with Ramelli Janitorial Service, Inc. for solid waste collection and recycling services to amend Section 6.4 increasing the services unit pricing for open containers roll off, grit and screening containers, and solid waste containers.

**Motion by Councilmember Branigan, Seconded by
Councilmember LaHatte, to defer for one meeting
Motion Carried 7/0**

15-G. Summary Ordinance No. 13,376, an ordinance ratifying the emergency repair of the Fairbanks Morse Submersible Pump at 27th and Dawson Lift Station by Fluid Process & Pumps, LLC in the amount of \$31,650.00 for the Department of Wastewater.

**Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 7/0
Ordinance No. 12,381**

15-H. Summary Ordinance No. 13,377, an ordinance approving Amendment No. 1 to the agreement with H & O Investments, LLC to provide grass cutting on an as needed basis increasing the not to exceed amount by \$200,000.00 annually for a total not to exceed amount of \$583,832.73 annually for the Department of Field Services.

**Motion by Councilmember Scharwath, Seconded by
Councilmember Branigan, to approve
Motion Carried 7/0
Ordinance No. 12,382**

15-I. Summary Ordinance No. 13,378, an ordinance accepting federal funds from the Louisiana Department of Transportation and Development, Transportation Alternatives Program (TAP) to provide a multi-use path (pedestrian/bicycle) along the south side of Veterans Blvd. (Richland Street to Loyola Drive) – Phase B, City of Kenner Project.

**Motion by Councilmember Dunn, Seconded by
Councilmember Brennan, to approve
Motion Carried 7/0
Ordinance No. 12,383**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

16-A. Summary Ordinance No. 13,379, an ordinance authorizing the purchase of one (1) 61” Scag Turf TGR Mower and associated equipment from Vaughn’s Power Equipment, Inc. utilizing State Contract No. 4400025243 in the amount of \$16,116.98.

16-B. Summary Ordinance No. 13,380, an ordinance authorizing the use of Louisiana State Contract 4400021913 with Barney’s, Inc. to furnish firearms & firearm accessories in an amount not to exceed \$75,000.00 annually for the Kenner Police Department.

16-C. Summary Ordinance No. 13,381, an ordinance authorizing the use of Louisiana State Contract 4400025542 with Barney’s, Inc. to furnish tactical police gear in an amount not to exceed \$50,000.00 annually for the Kenner Police Department.

16-D. Summary Ordinance No. 13,382, an ordinance accepting the lowest responsive bid received from Core & Main to purchase supplies to repair sewer lines in accordance with Telephone Bid No. 23-2947 in the amount of \$7,892.44.

16-E. Summary Ordinance No. 13,383, an ordinance ratifying the emergency replacement of Pump No. 3 variable frequency drive at 24th & Delaware Lift Station by Southern Controls, Inc. in the amount of \$20,563.00.

- 16-F. Summary Ordinance No. 13,384, an ordinance accepting the estimate from Covington Sales & Service, Inc. a sole source provider, to replace the rear motor on Unit 9063 in the amount of \$34,344.41.
- 16-G. Summary Ordinance No. 13,385, an ordinance approving the purchase of (15) Sculpture Plaques and Mounting Hardware from Creative Graphics, Inc. in accordance with letter Bid 23-2090 in an amount not to exceed \$9,706.65.
- 16-H. Summary Ordinance No. 13,386, an ordinance accepting the lowest responsive bid received from Crescent Decal Specialist, Inc. to supply pressure sensitive brake tags in accordance with letter Bid No. 23-2091 in the amount of \$21,213.00.
- 16-I. Summary Ordinance No. 13,387, an ordinance approving Supplemental Agreement No. 4 to the agreement with Richard C. Lambert Consultants, LLC for Construction Engineering and Inspection related services for West Esplanade bridges at Duncan Canal, State Project No. H.011731.6, Federal Aid Project No. H011731.6, Kenner Public Works Project No. 2014-001A-CIP, for an increase of \$63,958.50.
- 16-J. Summary Ordinance No. 13,388, an ordinance accepting the lowest responsive bid received from Bayou State Fasteners to provide schedule 80 PVC pipes on an as needed basis in accordance with Sealed Bid No. 23-6788 in an amount not to exceed \$100,000.00 annually.
- 16-K. Summary Ordinance No. 13,389, an ordinance approving Amendment No. 1 to the agreement with Boh Bros. Construction Co., LLC to provide asphalt street maintenance on an as needed basis, increasing the agreement amount by \$1,000,000.00 annually, for a total not to exceed amount of \$2,000,000.00 annually.
- 16-L. Summary Ordinance No. 13,390, an ordinance approving a Cooperative Endeavor Agreement between the City of Kenner and the Parish of Jefferson to provide for a police detail by the Kenner police Department at the North Kenner Library at a cost not to exceed \$149,760.00.
- 16-M. Summary Ordinance No. 13,391, an ordinance approving Amendment No. 1 to the agreement with Economical Janitorial and Paper Supplies, LLC for the purchase of janitorial supplies citywide, increasing the agreement amount by \$50,000.00 annually, for a total not to exceed amount of \$70,000.00 annually.
- 16-N. Summary Ordinance No. 13,392, an ordinance accepting the quote received from Southland Truck Group, dba Kenworth of Louisiana, LLC, an authorized dealer, for parts and labor to repair Unit 22136, a 2013 Kenworth Vactor T470, in the amount of \$41,164.31.
- 16-O. Summary Ordinance No. 13,393, an ordinance authorizing the purchase of a Demilitarized Zone Based Public Forms Portal, a subset of Laserfiche, with anonymous submission available to the public in an amount not to exceed \$10,745.06 for the Kenner Police Department.
- 16-P. Summary Ordinance No. 13,394, an ordinance approving a Cooperative Endeavor Agreement with Treasure Chest Casino, LLC for the expansion and construction of a public road.
- 16-Q. Summary Ordinance No. 13,395, an ordinance approving an increase to the not to exceed amount from \$750,000.00 to \$1,000,000.00 for the purchase of computer hardware from Dell Marketing LP utilizing State Contract No. 4400002525.
- 16-R. Summary Ordinance No. 13,396, 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 certain properties listed below which were inadvertently omitted from the text of Ordinance 11,062 that adopted the Unified Development Code and amending the City of Kenner's Code of Ordinances, Appendix A – Unified Development Code, specifically modifying the boundaries of the Rivertown Historic District. Case Z-6-23

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