

REGULAR MEETING OF THE KENNER CITY COUNCIL

JANUARY 24, 2020 – 11:00 a.m.

COUNCIL CHAMBER - KENNER CITY HALL

POSTED < 3:00 P.M. JANUARY 21, 2020

IN ACCORDANCE WITH COUNCIL RESOLUTION NO. B-14550, PLEASE BE ADVISED THAT ALL CELLULAR TELEPHONES, PAGERS, BEEPERS 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

Councilmember Sigur - Absent

RESOLUTIONS, MOTIONS, AND OTHER ITEMS FROM THE FLOOR

CONSENT AGENDA

1. APPROVAL OF MINUTES, the regular Council Meeting of January 9, 2020.
2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS
 - 2-A. A resolution granting an alcoholic beverage permit to Celebracion Hispana De Kenner on March 28, 2020 and March 29, 2020 at 4545 Williams Boulevard, green space rear of Pontchartrain Center (being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Resolution No. B-17069**
 - 2-B. A resolution granting an alcoholic beverage permit to Friends of Rivertown on February 22, 2020 at 3800 Loyola Drive, (being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Resolution No. B-17070**
 - 2-C. A resolution granting an alcoholic beverage permit to Friends of Rivertown on February 24, 2020 at 415 Williams Boulevard, (being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Resolution No. B-17071**
3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS
 - 3-A. Application No. 2202-20, City of Kenner to hold a public gathering on February 24, 2020 from 10:00 a.m. to 3:00 p.m. for the purpose of a Lundi Gras 2020 at the Rivertown Parking Lot, 400 Williams Boulevard.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Application No. 2202-20**
 - 3-B. Application No. 2205-20, Krewe of Isis to hold a public gathering on February 22, 2020 from 6:00 p.m. to 11:00 p.m. for the purpose of a Mardi Gras Parade on various streets in the City of Kenner.

**Motion by Councilmember Willmott, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Application No. 2205-20**

4. CORRESPONDENCE: REPORTS FROM MAYOR, CAO OR DEPARTMENT HEADS
4-A. At the request of the Administration, a report from Mayor Zahn.
 5. ACCEPTANCE/REJECTION OF BIDS REQUIRING AN EXPENDITURE OF LESS THAN FIVE THOUSAND DOLLARS (\$5,000.00)
 6. CHANGE ORDERS REQUIRING AN EXPENDITURE OF LESS THAN FIVE THOUSAND DOLLARS (\$5,000.00)
 7. ACCEPTANCE OF COMMITTEE FINDINGS (FINAL PASSAGE)
 8. RESUBDIVISION ORDINANCES (FINAL PASSAGE)
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PUBLIC APPEARANCE AGENDA

9. PUBLIC HEARINGS (FINAL PASSAGE)
9-A. Summary Ordinance No.12,651, an ordinance amending Chapter 13 Article II of the Kenner City Code of Ordinances concerning parades and to provide for related matters.

Motion by Councilmember Branigan, Seconded by
Councilmember McKinney, to approve
Motion Carried 6/0
Ordinance No. 11,680
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 ratifying the appointment of Kent Denapolis to the City of Kenner Civil Service Board in accordance with Section 8.02(A)(7) of the Charter of the City of Kenner.

Motion by Councilmember Willmott, Seconded by
Councilmember Carroll, to approve
Motion Failed 2/4 Councilmembers McKinney, Hayes, Branigan & Brennan - Opposed
14. ITEMS REMOVED FROM THE CONSENT AGENDA
15. ACCEPTANCE OF CONTRACTS AND SIMILAR MATTERS APPROVED BY THE MAYOR
15-A. Summary Ordinance No. 12,653, an ordinance accepting the lowest responsive proposal from Presidential AC & Heating to furnish and install a 3-ton, wall mounted evaporator coil cassette air condition unit, condenser and associated hardware in an amount not to exceed \$6,900.00 for the Kenner Police Department.

Motion by Councilmember Brennan, Seconded by
Councilmember Willmott, to approve
Motion Carried 6/0
Ordinance No. 11,681

15-B. Summary Ordinance No. 12,654, an ordinance accepting the lowest responsive bid received from Uretex USA, Inc. to provide pavement lifting on an as needed basis in accordance with Sealed Bid No. 19-6520 in an amount not to exceed \$30,000.00 annually for the Department of Public Works.

Motion by Councilmember McKinney, Seconded by
Councilmember Brennan, to approve
Motion Carried 6/0
Ordinance No. 11,682

15-C. Summary Ordinance No. 12,655, an ordinance accepting the lowest responsive bid received from National Polyfab Company to supply mesh, roll wire, rebar, metal keyway and chairs on an as needed basis in accordance with Sealed Bid No. 19-6519 in an amount not to exceed \$30,000.00 annually for the Department of Public Works.

Motion by Councilmember Brennan, Seconded by
Councilmember Branigan, to approve
Motion Carried 6/0
Ordinance No. 11,683

15-D. Summary Ordinance No. 12,656, an ordinance accepting the lowest responsive bid received from Jack B. Harper Electrical, LLC to provide vehicle detector inductor loops on an as needed basis in accordance with Sealed Bid No. 19-6516 in an amount not to exceed \$70,000.00 annually for the Department of Public Works.

Motion by Councilmember Hayes, Seconded by
Councilmember Branigan, to approve
Motion Carried 6/0
Ordinance No. 11,684

15-E. Summary Ordinance No. 12,657, an ordinance accepting the lowest responsive bid received from Fleming Construction Company, LLC in the amount of \$264,548.25 for the relocation of sewer line at Lot L1-Airline Drive, Public Works Project No. 2018-14-SW in accordance with Sealed Bid No. 19-6513 for the Department of Public Works.

Motion by Councilmember Carroll, Seconded by
Councilmember Willmott, to approve
Motion Carried 6/0
Ordinance No. 11,685

15-F. Summary Ordinance No. 12,658, an ordinance approving Amendment No. 2 to the agreement with Digital Engineering & Imaging, Inc. regarding Lift Station Sub-Basin Collection Area Assessments to increase the not to exceed contract amount by \$79,000.00 for the Department of Public Works.

Motion by Councilmember Branigan, Seconded by
Councilmember Hayes, to approve
Motion Carried 6/0
Ordinance No. 11,686

15-G. Summary Ordinance No. 12,659, an ordinance ratifying an emergency purchase of the Waste Information Management Solution (WIMS) Software from HACH for the Wastewater Plant transition in the amount of \$10,996.00.

Motion by Councilmember Branigan, Seconded by
Councilmember Brennan, to approve
Motion Carried 6/0
Ordinance No. 11,687

15-H. Summary Ordinance No. 12,660, an ordinance approving the use of State Contract No. 4400014555 and a financing agreement with Motorola Solutions, Inc. for the purchase of portable radios for a cost not to exceed \$215,298.00.

Motion by Councilmember Hayes, Seconded by
Councilmember Carroll, to approve
Motion Carried 6/0
Ordinance No. 11,688

15-I. Summary Ordinance No. 12,661, an ordinance approving Amendment No. 1 to the contract between the City of Kenner and Ramelli Janitorial Service, Inc. for garbage collection and recycling services.

Motion by Councilmember Willmott, Seconded by
Councilmember , to defer for two meetings
Motion Carried 6/0

15-J. A resolution approving Amendment No. 1 to the agreement with BLD Services, LLC dated March 22,2019 to provide preventative maintenance of existing sanitary and storm sewers, including service laterals at various locations in Kenner on an as needed basis in accordance with Sealed Bid No. 18-6446 which increases the not to exceed amount by 200,000.00 annually for the Department of Public Works.

Motion by Councilmember McKinney, Seconded by
Councilmember Willmott, to approve
Motion Carried 6/0
Resolution No. B-17072

15-K. A resolution approving Change Order No. 1 (Final) to the construction agreement with Buck Town Contractors & Co. dated March 29, 2019 regarding the West Esplanade Avenue Canal Crossing Project, Public Works Project No. 2018-001-RB, increasing the contract amount by \$15,971.91, extending the contract time by forty-nine (49) calendar days and accepting the project as substantially complete by the Department of Public Works.

Motion by Councilmember Branigan, Seconded by
Councilmember Brennan, to approve
Motion Carried 6/0
Resolution No. B-17073

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

- 16-A. Summary Ordinance No. 12,662, a First Amendment to the General Bond Ordinance described herein which authorized the issuance from time to time of sales tax bonds of the City of Kenner, State of Louisiana, and providing for other matters in connection therewith.
- 16-B. Summary Ordinance No. 12,663, a Second Supplemental Bond Ordinance authorizing the issuance of Nine Million Five Hundred Thousand and No/100 Dollars (\$9,500,000) of Taxable Sales Tax Bonds, Series 2020, of the City of Kenner, State of Louisiana, in accordance with the terms of a General Bond Ordinance; prescribing the form, and certain terms and conditions of said bonds; providing for the sale of said bonds to the Clean Water State Revolving Fund; and providing for other matters in connection therewith.
- 16-C. Summary Ordinance No. 12,664, an ordinance granting a servitude to Bellsouth Telecommunications, LLC a Georgia Limited Liability Company, d/b/a AT&T Louisiana for the installation of buried telecom cables and facilities measuring ten feet (10') wide from Duke Drive to Clemson Drive located parallel to the West side of Lot 6 & Lot 18 and five feet (5') parallel to Duke Drive as shown on a survey by BFM Corporation, LLC #10082, dated November 12, 2019.
- 16-D. Summary Ordinance No. 12,665, an ordinance accepting the lowest bid received from Total Electronics Systems, Inc. to furnish and install cameras at Kenner City Park in accordance with Letter Bid No. 19-1591 in an amount not to exceed \$27,933.61 for the Department of Parks and Recreation.
- 16-E. Summary Ordinance No. 12,666, an ordinance accepting the lowest responsive bid received from Victory Home Center to purchase a house trailer in accordance with Sealed Bid No. 19-6525 in an amount not to exceed \$36,995.00 for the Kenner Fire Department.
- 16-F. Summary Ordinance No. 12,667, an ordinance ratifying the emergency repair of the existing apparatus door at Fire Station 379 in an amount not to exceed \$5,440.00 by Miner for the Kenner Fire Department.
- 16-G. Summary Ordinance No. 12,668, a n ordinance accepting the lowest responsive bid received from Fleming Construction Company, LLC to provide concrete street maintenance and small jobs on an as needed basis in accordance with Sealed Bid No. 19-6518 in an amount not to exceed \$1,400,000.00 annually for the Department of Public Works.

17. REPORTS FROM THE COUNCIL AND/OR SPECIAL COMMITTEES

**Motion by Councilmember Branigan, Seconded by Councilmember McKinney, to change the order of business to address: Item 20 on the Agenda, at this juncture of the meeting
Motion Carried 6/0**

20. PERSONS WISHING TO ADDRESS THE COUNCIL ON SPECIAL SUBJECT MATTERS

18. NEW BUSINESS

**Motion by Councilmember Branigan, Seconded by Councilmember Hayes, to adjourn into executive session to discuss the following:
Motion Carried 6/0**

18-A. At the request of the City Attorney, An executive session to discuss the following litigation matters:

Monica Anderson vs. City of Kenner, et al., 24th Judicial District Court Docket No. 731-349, Div :L”

Danny Atkins vs. City of Kenner, Workers’ Compensation

Kerrionne Brown, et al. vs. City of Kenner, et al. 24th Judicial District Court Docket No. 798-881, Div “C”

Jose Castillo vs. City of Kenner, Workers’ Compensation, Case No. 18-01629

Paulette Cooper vs. City of Kenner, Civil Service Board, Case No. 2018-001

Edgar Cuevas, et al. vs. City of Kenner, et al., 24th Judicial District Court Docket No. 790-963, Div “L”

Sandra Fontan vs. City of Kenner, et al., 24th Judicial District Court Docket No. 791-512, Div “D”

Susanne Gioiello vs. City of Kenner, et al., Workers’ Compensation Case No. 18-02179

Deidre Givens vs. City of Kenner, et al., 24th Judicial District Court Docket No. 763-905, Div “C”

Joseph Glorioso, et al. vs. City of Kenner, et al., 24th Judicial District Court Docket No. 786-435, Div “J”
Noemi J. Hernandez, et al., vs. City of Kenner, et al., 24th Judicial District Court Docket No. 794-386, Div “E”
City of Kenner vs. Sondra H. Cantin, et al., 24th Judicial District Court Docket No.788-249, Div “E”
James Kuhn vs. City of Kenner, et al., 24th Judicial District Court Docket No. 778-964, Div “C”
Amparo Lambur-Morales vs. City of Kenner, et al., 24th Judicial District Court Docket No. 753-525, Div “D”
Raja Mahmood, et al., vs. City of Kenner, et al., 24th Judicial District Court Docket No. 765-263, Div “F”
Sandy Matute vs. City of Kenner, et al., 24th Judicial District Court Docket No. 787-128, Div “J”
Robert Meade vs. City of Kenner, et al., 24th Judicial District Court Docket No. 787-857, Div “H”
Lorenzo Molina, et al. vs. City of Kenner, et al., 24th Judicial District Court Docket No. 759-445, Div “P”
Geraldine Noel vs. City of Kenner, et al., 24th Judicial District Court Docket No. 777-813, Div “I”
Safeco Ins. Co., et al., vs. City of Kenner Demand Letter
Demetrus Smith vs. City of Kenner, et al., 24th Judicial District Court Docket No. 779-640, Div “G”
St. Theresa Hospital of Kenner LLC, et al. vs. City of Kenner, et al., 24th Judicial District Court Docket No.745-440, Div “E”
Joseph Thompson, et al., vs. City of Kenner, et al., 24th Judicial District Court Docket No. 791-258, Div “D”
Yolanda Turner vs. City of Kenner, et al., No Suit Filed
Bobby Villaronga vs. City of Kenner, et al., 24th Judicial District Court Docket No. 772-126, Div “E”
Deshira Washington vs. City of Kenner, et al., 24th Judicial District Court Docket No. 770-053, Div “B”
Keven Watkins, et al., vs. City of Kenner, et al., 24th Judicial District Court Docket No. 708-733, Div “F”
Alisha Williams vs. City of Kenner, et al., 24th Judicial District Court Docket No. 789-145, Div “P”
Gadrel vs. City of Kenner, et al., 24th Judicial District Court Docket No.789-058, Div “C”
Danielle St. Romain vs. City of Kenner, et al., First Parish Court Docket No. 25839, Div “B”
Joseph Banks vs. City of Kenner, et al., 24th Judicial District Court Docket No. 796-786, Div “D”
Maria de la Torre vs. City of Kenner, et al., 24th Judicial District Court Docket No. 796-101, Div “O”
Michael Voltolina vs. City of Kenner, et al., 24th Judicial District Court Docket No. 796-913, Div “J”
Teresa Mulholland vs. City of Kenner, et al., 24th Judicial District Court Docket No. 797-720, Div “J”
Michael Dunn, et al vs. City of Kenner, 24th Judicial District Court Docket No. 687-197, Div. “O”
John Hellmers vs. City of Kenner, 24th Judicial District Court Docket No. 786-215, Div. “H”

**Motion by Councilmember Branigan, Seconded by
Councilmember McKinney, to reconvene from Executive Session
Motion Carried 6/0**

19. UNFINISHED BUSINESS AND/OR MOTIONS TO RECONSIDER OR REMOVE FROM A TABLED POSITION
21. MOTION TO ADJOURN

**Motion by Councilmember Branigan, Seconded by
Councilmember Carroll, to adjourn
Motion Carried 6/0**