

REGULAR MEETING OF THE KENNER CITY COUNCIL

MAY 1, 2014 - 5:00 P.M.

COUNCIL CHAMBER - KENNER CITY HALL

POSTED < 3:00 P.M. APRIL 28, 2014

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MEETING CALLED TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE

ROLL CALL – COUNCILMEMBERS

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**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**

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CONSENT AGENDA

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1. APPROVAL OF MINUTES the regular Council Meeting of April 3, 2014.
2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS
3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS
  - 3-A. Application No. 1814/14, North American Midway Entertainment/Amusement South, Inc. to hold a public gathering for the purpose of a Spring Carnival on May 15, 2014 through May 18, 2014 from 5:00 p.m. to 11:00 p.m. on weekdays and from 1:00 p.m. to 11:00 p.m. on weekends at The Esplanade Mall parking lot, Kenner, Louisiana.  
**Motion by Councilmember Branigan, Seconded by Councilmember Black, to approve**  
**Motion Carried 7/0**  
**Application No. 1814/14**
4. CORRESPONDENCE: REPORTS FROM MAYOR, CAO OR DEPARTMENT HEADS
5. ACCEPTANCE/REJECTION OF BIDS REQUIRING AN EXPENDITURE OF LESS THAN FIVE THOUSAND DOLLARS (\$5,000.00)
  - 5-A. A resolution accepting the responsive bid received from American Gymnast in the amount of \$2,704.14 for the purchase of one (1) Classic Style Balance Beam in accordance with Telephone Bid No. T14-2161 for the Department of Parks and Recreation.  
**Motion by Councilmember Branigan, Seconded by Councilmember Black, to approve**  
**Motion Carried 7/0**  
**Resolution No. B-16482**
  - 5-B. A resolution approving repairs to Scag Lawn Equipment in the amount of \$2,968.47 by Vaughn's Power Equipment, Inc., an authorized dealer of Scag Equipment, for the Department of Parks and Recreation.  
**Motion by Councilmember Branigan, Seconded by Councilmember Black, to approve**  
**Motion Carried 7/0**  
**Resolution No. B-16483**
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

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9. PUBLIC HEARINGS (FINAL PASSAGE)

- 9-A. A PUBLIC HEARING regarding Summary Ordinance No. 11,682, an ordinance amending Sections 7-2, 7-77, 7-95, 7-96, 7-98, 7-99, 7-100, 7-123 and 7-127 of the Code of Ordinances of the City of Kenner, Louisiana to adjust certain value thresholds and penalties, to establish the offense of battery of a police officer and to provide for related matters.

**Motion by Councilmember Branigan, Seconded by  
Councilmember DeFrancesch, to approve  
Motion Carried 7/0  
Ordinance No. 10,741**

10. OPENING OF BID

11. RECLASSIFICATION OF ZONING (FINAL PASSAGE)

12. OTHER ORDINANCES (FINAL PASSAGE)

- 12-A. Summary Ordinance No. 11,686, an ordinance dedicating the proceeds received from community events sponsored by the Mayor's Youth Advisory Council to the Capital Projects Fund related to the Capital Budget to help fund improvements to Kenner Parks and Recreation.

**Motion by Councilmember Black, Seconded by  
Councilmember Branigan, to approve  
Motion Carried 7/0  
Ordinance No. 10,742**

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, with respect to proposed amendments by adding a new Section 2.27.01 to the Kenner Home Rule Charter; and providing for other matters in connection therewith.

**Motion by Councilmember Reynaud, Seconded by  
Councilmember Stagni, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-03**

- 13-B. A resolution ordering and calling a Special Election to be held in the City of Kenner, State of Louisiana, with respect to proposed amendments to Section 6.12 of the Kenner Home Rule Charter; and providing for other matters in connection therewith.

**Motion by Councilmember Reynaud, Seconded by  
Councilmember DeFrancesch, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-04**

- 13-C. A resolution ordering and calling a Special Election to be held in the City of Kenner, State of Louisiana, with respect to proposed amendments by adding Section 6.17 and repealing Sections 3.04, 2.06 and 5.04 of the Kenner Home Rule Charter; and providing for other matters in connection therewith.

**Motion by Councilmember Reynaud, Seconded by  
Councilmember Branigan, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-05**

- 13-D. A resolution ordering and calling a Special Election to be held in the City of Kenner, State of Louisiana, with respect to proposed amendments to Section 2.31 of the Kenner Home Rule Charter; and providing for other matters in connection therewith.

**Motion by Councilmember Reynaud, Seconded by  
Councilmember Denapolis, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-06**

- 13-E. A resolution ordering and calling a Special Election to be held in the City of Kenner, State of Louisiana, with respect to proposed amendments by repealing Sections 3.05, and 3.07 and substituting Section 3.05 of the Kenner Home Rule Charter; and providing for other matters in connection therewith.  
**Motion by Councilmember Reynaud, Seconded by  
Councilmember Carroll, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-07**
- 13-F. A resolution ordering and calling a Special Election to be held in the City of Kenner, State of Louisiana, with respect to proposed amendments to Section 2.13(F) of the Kenner Home Rule Charter; and providing for other matters in connection therewith.  
**Motion by Councilmember Reynaud, Seconded by  
Councilmember Black, to indefinitely defer  
Motion Carried 7/0  
TDD No. 2014-08**
- 13-G. A resolution reaffirming the commitment of the Council for the City of Kenner to utilize revenues derived from the Treasure Chest Casino for capital projects, debt reduction, and infrastructure maintenance/construction as previously dedicated in City of Kenner Ordinance No. 7549.  
**Motion by Councilmember Black, Seconded by  
Councilmember Branigan, to approve  
Motion Carried 7/0  
Resolution No. B-16484**
- 13-H. A resolution temporarily suspending Council Rule No. 7 of the Rules of Organization, Business, Order, and Procedure of the Council of the City of Kenner, and rescheduling the Kenner City Council Meeting of July 3, 2014 to July 10, 2014; and rescheduling the Kenner City Council Meeting of July 17, 2014 to July 24, 2014.  
**Motion by Councilmember Branigan, Seconded by  
Councilmember DeFrancesch, to approve  
Motion Carried 7/0  
Resolution No. B-16485**
14. ITEMS REMOVED FROM THE CONSENT AGENDA
15. ACCEPTANCE OF CONTRACTS AND SIMILAR MATTERS APPROVED BY THE MAYOR
- 15-A. Summary Ordinance No. 11,685, an ordinance ratifying the Coventry Health Care of Louisiana policy and rates for health insurance coverage for the City of Kenner employees/retirees/dependents for the Fiscal Year July 1, 2014 through June 30, 2015 as set forth in their proposal.  
**Motion by Councilmember Black, Seconded by  
Councilmember Branigan, to approve  
Motion Carried 6/0 Councilmember Stagni abstained  
Ordinance No. 10,743**
- 15-B. Summary Ordinance No. 11,687, an ordinance accepting the responsive bid received from Documart in an amount not to exceed \$5,064.25 for the purchase of dance programs for the 2014 Dance Revue in accordance with Telephone Bid No. T14-2155 for the Department of Parks and Recreation.  
**Motion by Councilmember Reynaud, Seconded by  
Councilmember Stagni, to approve  
Motion Carried 7/0  
Ordinance No. 10,744**
- 15-C. Summary Ordinance No. 11,688, an ordinance authorizing the utilization of Jefferson Parish Contract No. 55-00014159 with Louisiana Office Products for the purchase of office supplies on an as needed basis in an amount not to exceed \$125,000.00 annually.  
**Motion by Councilmember Denapolis, Seconded by  
Councilmember DeFrancesch, to approve  
Motion Carried 7/0  
Ordinance No. 10,745**

15-D. Summary Ordinance No. 11,689, an ordinance accepting the lowest responsive bid received from Charvet's Garden Center, Inc. and Double M Feed for the purchase of mulch and self-hauled soil in accordance with Sealed Bid No. 14-6199, awarding an annual contract to Charvet's Garden Center, Inc. in amount not to exceed \$10,000.00 annually for the purchase of red mulch, sienna softscape, and black garden soil, and awarding an annual contract to Double M Feed in an amount not to exceed \$10,000.00 annually for the purchase of pine mulch, pine straw bales, and sienna softscape.

**Motion by Councilmember Branigan, Seconded by  
Councilmember DeFrancesch, to approve**

**Motion Carried 7/0  
Ordinance No. 10,746**

15-E. Summary Ordinance No. 11,690, an ordinance approving Amendment No. 1 to the engineering agreement with Linfield, Hunter & Junius, Inc. regarding Lake Trail Drive Drainage Evaluation/Improvements, which increases the maximum agreement amount to \$270,605.00 in order to accommodate an expansion of the scope of work to include design related services.

**Motion by Councilmember Reynaud, Seconded by  
Councilmember Carroll, to approve**

**Motion Carried 7/0  
Ordinance No. 10,747**

15-F. Summary Ordinance No. 11,691, an ordinance ratifying proposals from AMRISC LP for the renewal of commercial property insurance for the period of June 1, 2014 through June 1, 2015.

**Motion by Councilmember Branigan, Seconded by  
Councilmember Black, to approve**

**Motion Carried 7/0  
Ordinance No. 10,748**

15-G. A resolution accepting as complete the contract with Creative Improvements, Inc. in the amount of \$30,437.32 regarding the removal of nineteen (19) windows and the fabrication and installation of nineteen (19) new windows for the first floor of City Hall Building B (Letter Bid No. 14-1512)

**Motion by Councilmember DeFrancesch, Seconded by  
Councilmember Carroll, to approve**

**Motion Carried 7/0  
Resolution No. B-16486**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

16-A. **Summary Ordinance No. 11,692**, an ordinance adopting the Operating Budget for the City of Kenner for the Fiscal Year beginning July 1, 2014 and ending June 30, 2015, amending Ordinance No. 7549, and providing for related matters.

16-B. **Summary Ordinance No. 11,693**, an ordinance accepting the responsive bid received from Quality Sitework Materials, Inc. to purchase precast concrete catch basins on an as needed basis in accordance with Sealed Bid No. 14-6204 in an amount not to exceed \$15,000.00 per year for the Department of Public Works.

16-C. **Summary Ordinance No. 11,694**, an ordinance accepting the responsive bid received from J.P. & Sons Dredging L.L.C. for the supply of batture dirt and sand on an as needed basis in accordance with Sealed Bid No. 14-6203 in an amount not to exceed \$70,000.00 per year for the Department of Public Works.

16-D. **Summary Ordinance No. 11,695**, an ordinance accepting the lowest responsive bid received from Fleming Construction Company, L.L.C. in the amount of \$1,065,315.00 for the 31<sup>st</sup> and Jasper Lift Station Project (Sealed Bid No. 14-6201) for the Department of Public Works.

16-E. **Summary Ordinance No. 11,696**, an ordinance accepting the lowest responsive bid received for the purchase of Fiberglass Light Poles and LED Lights in accordance with Telephone Bid No. T-14-2160 for the Department of Parks and Recreation.

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

19-A. At the request of Councilman Black, the reconsideration of Resolution B-16479, a resolution approving the applications of CBS Outdoor LLC to upgrade three (3) existing general advertising signs located at Lots 13 and 36, Square 326, Highway Park Subdivision; Lot C, Square 149, Highway Park Subdivision; and Lots 33 and 34, Square 417, Highway Park Subdivision.

**Motion by Councilmember Black, Seconded by  
Councilmember DeFrancesch, to remove  
Motion Carried 7/0**

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

21. MOTION TO ADJOURN