

REGULAR MEETING OF THE KENNER CITY COUNCIL

AUGUST 18, 2023 – 11:0 A.M.

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

POSTED < 3:00 P.M. AUGUST 14, 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

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MEETING CALLED TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE

ROLL CALL – COUNCILMEMBERS

6/0 Councilmember Brennan - Absent

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CORRESPONDENCE: REPORTS FROM MAYOR, CAO OR DEPARTMENT HEADS

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RESOLUTIONS, MOTIONS, AND OTHER ITEMS FROM THE FLOOR

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CONSENT AGENDA

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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 Friends of Rivertown on September 15, 2023 for the El Grito Celebration of Mexico's Independence at Kenner Heritage Park, 2015 Fourth Street ( being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by Councilmember Willmott, to approve**  
**Motion Carried 6/0**  
**Resolution No. B-17342**
  - 2-B. A resolution granting an alcoholic beverage permit to Friends of Rivertown on September 16, 2023 for the Hispanic Heritage Fair at Kenner Heritage Park, 2015 Fourth Street ( being property owned by the City of Kenner), Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by Councilmember Willmott, to approve**  
**Motion Carried 6/0**  
**Resolution No. B-17343**
3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS
  - 3-A. Application No. 2352-23, City of Kenner to hold a public gathering on September 16, 2023 from 5:00 p.m. to 9:00 p.m. for the purpose of a Hispanic Heritage Fair at Heritage Park, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by Councilmember Willmott, to approve**  
**Motion Carried 6/0**  
**Application No. 2352-23**
  - 3-B. Application No. 2353-23, City of Kenner to hold a public gathering on September 15, 2023 from 5:30 p.m. to 9:00 p.m. for the purpose of a Celebration of Mexico's Independence at Heritage Park, Kenner, Louisiana.

**Motion by Councilmember McKinney, Seconded by Councilmember Willmott, to approve**  
**Motion Carried 6/0**  
**Application No. 2353-23**
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

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8. PUBLIC HEARINGS AND FINAL PASSAGE

**8-A. A PUBLIC HEARING regarding 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.**

**Motion by Councilmember LaHatte, Seconded by  
Councilmember Branigan, to approve  
Motion Carried 6/0  
Ordinance No. 12,339**

**8-B. A PUBLIC HEARING regarding 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.**

**Motion by Councilmember Willmott, Seconded by  
Councilmember Dunn, to approve  
Motion Carried 6/0  
Ordinance No. 12,340**

**8-C. A PUBLIC HEARING regarding 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 revoked 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**

**Motion by Councilmember Dunn, Seconded by  
Councilmember Scharwath, to approve  
Motion Carried 6/0  
Ordinance No. 12,341**

**8-D. A PUBLIC HEARING regarding a resolution authorizing a public hearing to be held on August 18, 2023 during the regularly scheduled meeting of the Council of the City of Kenner to allow the citizens of Kenner the opportunity to comment on the Kenner Police Department's application to the United States Department of Justice Edward Byrne Memorial Justice Assistance Grant Program FY 2023, Local Solicitation of \$16,115.00 for Police Officer Overtime for law enforcement activities and criminal investigations.**

**Motion by Councilmember McKinney, Seconded by  
Councilmember Branigan, to approve  
Motion Carried 6/0  
Resolution No. B-17343**

9. ORDINANCES FOR THE SALE, PURCHASE, TRANSFER, LEASE, AND/OR ALIENATION OF IMMOVABLE PROPERTY

**9-A. A PUBLIC HEARING regarding Summary Ordinance No. 13,320, an ordinance approving the sale of a 60' x 150' portion of unimproved 7th Street Right of Way between Square 59 and 74, Old Kenner Subdivision, Kenner, Jefferson Parish, Louisiana, which property is owned by the City of Kenner Case P-19-23.**

**Motion by Councilmember Dunn, Seconded by  
Councilmember Scharwath, to approve  
Motion Carried 6/0  
Ordinance No. 12,342**

10. OPENING OF BID

11. RECLASSIFICATION OF ZONING (FINAL PASSAGE)

11-A. A PUBLIC HEARING regarding Summary Ordinance No. 13,321, an ordinance amending the City of Kenner's Code of Ordinances, Appendix A – Unified Development Code, specifically side and rear setback requirements for development in the Light Industrial and Heavy Industrial Zoning Districts, Article VI Zoning, Section 6.11 (A) and (B) to allow no required side or rear yard setbacks except where a lot abuts a residential zoning district. Case Z-3-23

**Motion by Councilmember Branigan, Seconded by  
Councilmember Scharwath, to approve  
Motion Carried 6/0  
Ordinance No. 12,343**

12. OTHER ORDINANCES (FINAL PASSAGE)

12-A. 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.

**Motion by Councilmember McKinney, Seconded by  
Councilmember Willmott, to approve  
Motion Carried 6/0  
Ordinance No. 12,344**

13. RESOLUTIONS AND MOTIONS BY COUNCILMEMBERS

13-A. A resolution authorizing the Mayor to execute the Waiver of Land Use Permitting Form for temporary housing and shelter assistance in the City of Kenner for the 2023 calendar year.

**Motion by Councilmember Dunn, Seconded by  
Councilmember LaHatte, to approve  
Motion Carried 6/0  
Resolution No. B-17345**

13-B. A resolution authorizing the Mayor to execute those documents and agreements required in implementing a grant under the Community Development Block Grant Disaster Recovery Program through the Restore Louisiana Infrastructure: FEMA Public Assistance Nonfederal Share Match Program, for the City of Kenner in the aftermath of Hurricane Ida.

**Motion by Councilmember Willmott, Seconded by  
Councilmember McKinney, to approve  
Motion Carried 6/0  
Resolution No. B-17346**

14. ITEMS REMOVED FROM THE CONSENT AGENDA

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

15-A. 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.

**Motion by Councilmember Willmott, Seconded by  
Councilmember LaHatte, to approve  
Motion Carried 6/0  
Ordinance No. 12,345**

15-B. 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.

**Motion by Councilmember Branigan, Seconded by  
Councilmember Dunn, to approve  
Motion Carried 6/0  
Ordinance No. 12,346**

15-C. 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.

**Motion by Councilmember McKinney, Seconded by  
Councilmember LaHatte, to approve**

**Motion Carried 6/0  
Ordinance No. 12,347**

15-D. 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.

**Motion by Councilmember Scharwath, Seconded by  
Councilmember Willmott, to approve**

**Motion Carried 6/0  
Ordinance No. 12,348**

15-E. 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.

**Motion by Councilmember LaHatte, Seconded by  
Councilmember McKinney, to approve**

**Motion Carried 6/0  
Ordinance No. 12,349**

15-F. 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.

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

**Motion Carried 6/0  
Ordinance No. 12,350**

15-G. Summary Ordinance No. 13,344, an ordinance approving a cooperative endeavor agreement with Nola Sports Center for use of the Butch Duhe Playground.

**Motion by Councilmember Scharwath, Seconded by  
Councilmember McKinney, to approve**

**Motion Carried 5/1 Willmott Opposed  
Ordinance No. 12,351**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

16-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 Versahndl in the amount of \$11,018.85 for the Department of Public Works.

16-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.

16-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.

16-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.

- 16-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.**
- 16-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.**
- 16-G. Summary Ordinance No. 13,352, an ordinance ratifying the emergency repair of the rotating assembly at 25<sup>th</sup> & Salem Lift Station by Fluid Process & Pumps, LLC in the amount of \$9,988.00 for the Department of Wastewater.**
- 16-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.**
- 16-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.**
- 16-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.**
- 16-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 Chapelle High School for use of Butch Duhe Playground.**
- 16-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 31<sup>st</sup> Street between Helena Street and the Duncan Canal in Kenner, Louisiana in an amount not to exceed \$340,000.00.**

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