

REGULAR MEETING OF THE KENNER CITY COUNCIL

MARCH 15, 2012 - 5:00 P.M.

COUNCIL CHAMBER - KENNER CITY HALL

POSTED < 3:00 P.M. MARCH 12, 2012

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MEETING CALLED TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE

ROLL CALL – COUNCILMEMBERS **7/0**

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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 March 1, 2012.
2. APPROVAL OF ALCOHOLIC BEVERAGE PERMIT APPLICATIONS
  - 2-A. A resolution granting an alcoholic beverage permit to Kenner Italian Heritage, Inc. on March 30, 2012, March 31, 2012 and April 1, 2012 at 303 Williams Boulevard, Kenner, Louisiana.  
**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16228**
  - 2-B. A resolution granting an alcoholic beverage permit to Friends of Rivertown on April 27 2012, May 4, 2012, May 11, 2012, May 18, 2012 and May 25, 2012 at 415 Williams Boulevard, Kenner, Louisiana.  
**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16229**
3. APPROVAL OF BINGO AND PUBLIC GATHERING APPLICATIONS
  - 3-A. Application No. 1669/12, Hell Divers Spearfishing Club to hold a public gathering for a fishing rodeo on June 3, 2012 from 8:00 a.m. to 5:00 p.m. at North Kenner City Park.  
**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
APPLICATION NO. 1669/12**
  - 3-B. Application No. 1674/12, Lake Pontchartrain Basin Foundation to hold a public gathering for a Back to the Beach Festival on June 2, 2012 from 3:00 p.m. to 11:00 p.m. and June 3, 2012 from 8:00 a.m. to 9:00 p.m. at Laketown.  
**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
APPLICATION NO. 1674/12**
  - 3-C. Application No. 1675/12, T.J. Lee to hold a public gathering for a block party on May 26, 2012 from 12:00 p.m. to 10:00 p.m. on Janice Avenue between 37<sup>th</sup> Street and 39<sup>th</sup> Street.  
**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
APPLICATION NO. 1675/12**

- 3-D. Application No. 1678/12, City of Kenner to hold a public gathering for a concert series on April 29, 2012, May 4, 11, 18 & 25, 2012 from 6:30 p.m. to 9:30 p.m. at Heritage Park.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
APPLICATION NO. 1678/12**

- 3-E. Application No. 1679/12, Kenner Italian Heritage, Inc. to hold a public gathering for a festival on March 30, 2012 from 7:00 p.m. to 11:00 p.m., March 31, 2012 from 12:00 p.m. to 10:00 p.m. and April 1, 2012 12:00 p.m. to 8:00 p.m. in Rivertown.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
APPLICATION NO. 1679/12**

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 sole source provider for the purchase of internet access and supplements to hard copies of the up-to-date Kenner Code of Ordinances in order to research the municipal codes and ordinances provided through Municipal Code Corporation in the amount of \$2,765.01 for the City of Kenner Council Office.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16230**

- 5-B. A resolution authorizing the purchase and installation of nine (9) push bumpers in 2012 year model Chevrolet Tahoe SUVs as per factory specifications from the responsive bidder of telephone bid T12-1809, Vehicle Parts and Equipment Company, Inc. in the amount of \$3,420.00 for the Kenner Police Department.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER DEFRANCESCH, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16231**

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. 11,295, an ordinance authorizing a public hearing to approve an amendment to the FY 2005 Community Development Block Grant (CDBG) Final Action Plan i.e., FY 2005 grant allocation for the Department of Community Development.

**MOTION BY COUNCILMEMBER CARROLL, SECONDED BY  
COUNCILMEMBER STAGNI, TO APPROVE  
MOTION CARRIED 7/0  
ORDINANCE NO. 10,359**

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 requesting the Jefferson Parish Legislative Delegation to support legislation to create an Automobile Rental Tax District to fund the Arts and Recreation in Jefferson Parish, Westwego, and Kenner, and providing for related matters.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER STAGNI, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16232**

13-B. A resolution authorizing the Administration to accept the Municipal Water Pollution Prevention Environmental Audit Report for the period of December 1, 2010 to November 30, 2011, and to inform the Louisiana Department of Environmental Quality that the following actions were taken and additional actions will be taken by the City Council.

**MOTION BY COUNCILMEMBER BRANIGAN, SECONDED BY  
COUNCILMEMBER BLACK, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16233**

13-C. A resolution authorizing the City Council for the City of Kenner to hold a public hearing on Thursday, April 19, 2012 to determine whether or not the building(s) located at 3316 Iowa Avenue, Kenner, Louisiana should not be repaired or demolished.

**MOTION BY COUNCILMEMBER STAGNI, SECONDED BY  
COUNCILMEMBER BRANIGAN, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16234**

13-D. A resolution requesting that the Jefferson Parish Council explore the possibility of changing the precinct boundaries of Kenner precincts K17 and K18 to allow the residents of Arizona Avenue, Arkansas Avenue and California Avenue, located within Kenner Council District Two currently located in precinct K17, to be moved to precinct K18 to afford those residents greater and more convenient access to their voting precinct.

**MOTION BY COUNCILMEMBER STAGNI, SECONDED BY  
COUNCILMEMBER BRANIGAN, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16235**

14. ITEMS REMOVED FROM THE CONSENT AGENDA

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

15-A. Summary Ordinance No. 11,293, an ordinance authorizing the Mayor to enter into a six month contract with Economical Janitorial and Paper Supplies, Inc. for the purchase of copy paper not to exceed \$8,000.00 for various City of Kenner Departments.

**MOTION BY COUNCILMEMBER DEFRANCESCH, SECONDED BY  
COUNCILMEMBER DEHAVEN, TO APPROVE  
MOTION CARRIED 7/0  
ORDINANCE NO. 10,360**

15-B. Summary Ordinance No. 11,294, an ordinance repealing Ordinance No. 10,324 and authorizing the City of Kenner to utilize Jefferson Parish Contract No. 55-12196 with W.J. Bloecher Company, LLC for street light maintenance and repair on an as needed basis not to exceed \$500,000.00 annually for the Department of Parks and Recreation.

**MOTION BY COUNCILMEMBER DEHAVEN, SECONDED BY  
COUNCILMEMBER STAGNI, TO APPROVE  
MOTION CARRIED 7/0  
ORDINANCE NO. 10,361**

15-C. A resolution authorizing the Mayor to execute Change Order No. 2 to the contract with BLD Services, LLC for the 10<sup>th</sup> and Maria Lift Station Sewer Capital Improvement Project in the additive amount of \$25,892.00 as an overall increase to the contract amount of \$405,857.10 resulting in a total contract amount of \$431,749.10 and authorizing the Mayor to accept the contract as complete for the Department of Public Works.

**MOTION BY COUNCILMEMBER STAGNI, SECONDED BY  
COUNCILMEMBER CARROLL, TO APPROVE  
MOTION CARRIED 7/0  
RESOLUTION NO. B-16236**

16. ORDINANCES/RESOLUTIONS IN SUMMARY (FIRST READING)

- 16-A. **Summary Ordinance No. 11,296**, an ordinance to ratify the emergency purchase in the amount of \$5,950.00 from Leblanc & Theriot Equipment, Co. for a new red gasoline jacket submerge pump including labor and installation for the Fuel Depot for the Department of Fleet Management.
- 16-B. **Summary Ordinance No. 11,297**, an ordinance authorizing acceptance of the responsive bid from Staples Sporting Goods in the amount of \$8,178.00 for the purchase of baseball hats, softball visors and baseball jerseys for the Department of Parks and Recreation.
- 16-C. **Summary Ordinance No. 11,298**, an ordinance authorizing utilization of the existing Jefferson Parish Sheriff's Office Contract No. 11K1701 with Lamarque Ford, Inc. to purchase six (6) 2012 Ford Taurus Sedans in the amount of \$124,212.00 for the Kenner Police Department.
- 16-D. **Summary Ordinance No. 11,299**, an ordinance authorizing acceptance of the responsive bid from K-9 Concepts, Inc. for the purchase of one (1) trained police canine including a handler training course for the purpose of patrol duties and narcotics detection in the amount of \$12,500.00 for the Kenner Police Department.
- 16-E. **Summary Ordinance No. 11,300**, an ordinance authorizing the utilization of the existing State Contract No. 408667 with Barney's Inc. Barney's Firearms to purchase various types of ammunition on an as needed basis not to exceed \$15,000.00 for the Kenner Police Department.
- 16-F. **Summary Ordinance No. 11,301**, an ordinance authorizing the Kenner Police Department to utilize the existing Jefferson Parish Sheriff's Office contract with Fleetcor Technologies Operating Company, LLC dba Fuelman to purchase unleaded gasoline and diesel fuel for police department vehicles on an as needed basis not to exceed \$500,000.00 annually for the Kenner Police Department.
- 16-G. **Summary Ordinance No. 11,302**, an ordinance accepting the proposal to purchase Rosetta Stone Products for the Hispanic Resource Center from Fairfield Language Technologies, the sole source provider in the amount of \$5,270.00 for the Department of Community Development.
- 16-H. **Summary Ordinance No. 11,303**, an ordinance amending Chapter 5, Article IV of the City of Kenner Code of Ordinances regarding the Flood Damage Prevention Ordinance regarding enclosures.
- 16-I. **Summary Ordinance No. 11,304**, an ordinance amending Ordinance 10,299 for the extension of the temporary moratorium on the issuance of taxicab licenses in the City of Kenner.
- 16-J. **Summary Ordinance No. 11,305**, an ordinance authorizing the Mayor to execute a servitude of right of use for the benefit of immovable property described as Lots 8, 9 and 10, Square 18, Lake Vista of Jefferson Subdivision for the use of the unimproved dedicated street which is formerly known as 41<sup>st</sup> Street or Lake Avenue and now known as Vintage Drive.
- 16-K. **Summary Ordinance No. 11,306**, an ordinance approving the plan of resubdivision of Lots 1 through 18 and 65 through 70, Square 22, into Lots 6-A, 13-A, 18-A, 68-A and 70-A, Square 22 Crestview Office and Industrial Park. Case P-5-12
- 16-L. **Summary Ordinance No. 11,307**, an ordinance approving the establishment of a childcare center on Lot M-1, Square 109, Greenlawn Terrace, Kenner, which property is zoned C-1, Neighborhood Commercial. Case P-7-12
- 16-M. **Summary Ordinance No. 11,308**, an ordinance approving the sale of a portion of public alley located in Square 505, Highway Park Subdivision, Kenner, which property is owned by the City of Kenner. Case P-1-12
- 16-N. **Summary Ordinance No. 11,309**, a text amendment to Ordinance No. 2427, the City of Kenner Comprehensive Zoning Ordinance, more specifically amending Article III Definitions; Article XI G-O General Office District; Article XII C-1 Neighborhood

Commercial District; and Article XIII C-2 General Commercial District, pertaining to the land use regulation of churches, temples, synagogues and other places of worship, in accordance therewith. Case Z-4-11

16-O. **Summary Ordinance No. 11,310**, an ordinance authorizing the City of Kenner to enter into a cooperative endeavor agreement with Louisiana Arena Football, LLC in order to provide a location within the City of Kenner to facilitate a practice facility for a professional sports team and to provide for related matters.

16-P. **Summary Ordinance No. 11,311**, an ordinance amending the 2007/2008 Capital Budget, authorizing a public hearing and approving Amendment No. 2 to the FY 2010 Community Development Block Grant (CDBG) Final Action Plan/Budget to reallocate funding of projects for the Department of Community Development.

16-Q. **Summary Ordinance No. 11,312**, an ordinance amending the 2007/2008 Capital Budget, authorizing a public hearing and approving Amendment No. 1 to the FY 2011 Community Development Block Grant (CDBG) Final Action Plan/Budget to change the grant amount from \$608,558.00 to \$605,183.00 for the Department of Community Development.

17. REPORTS FROM THE COUNCIL AND/OR SPECIAL COMMITTEES

18. NEW BUSINESS

18-A. At the request of Councilmember Denapolis, a discussion on the requested report of blighted properties located in the City of Kenner.

18-B. At the request of Councilmember Denapolis, a discussion on the Kenner Fire Department and safety issues concerning the Kenner Fire Department.

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