

The Mayor and Council of the City of Gretna met this day Wednesday, December 14, 2016 at 5:30 p.m., in Regular Session with the following members present: **Mayor Belinda C. Constant Councilmen Wayne A. Rau, Milton L. Crosby, Michael A. Hinyub, Mark K. Miller and Jackie J. Berthelot.**

**Absent: None**

### **Invocation / Pledge of Allegiance**

Councilman Rau offered a prayer upon the opening of the meeting; thereafter the Pledge of Allegiance was led and recited by Girl Scouts Troop 40457; Cub Scout Pack 40791 and Cub Scout Pack 796.

### **Notice of the Meeting**

Notice of the scheduled meeting of the Mayor and Council Regular meeting was appropriately advertised in the Times-Picayune (Official Journal) on Wednesday, December 7, 2016 and posted on the bulletin board at the main entrance of Gretna City Hall, 740 2<sup>nd</sup> Street, Gretna, Louisiana.

### **Agenda amended.**

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, **IT WAS RESOLVED** to amend the Agenda to add six (6) resolutions: **(1)** A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, LA, a Cooperative Endeavor Agreement with Newell Normand in his capacity as Sheriff of Jefferson Parish and various governmental agencies within the New Orleans Metropolitan area, for the newly created Criminal Intelligence Center (CIC) in order to provide citizens with effective and efficient law enforcement protection in an effort to reduce violent crimes and enhance quality of life issues. **(2)** A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Jefferson Parish Waterline Connection (FP&C Project No. 50-MB5-14-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES). **(3)** A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Stumpf Boulevard Force Main (FP&C Project No. 50-MB5-14-01) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES). **(4)** A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 3 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the New Garden Park Street Lighting (FP&C Project No. 50-MB5-08B-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES). **(5)** A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by Act 16 of the 2016 Second Extraordinary Legislative Session (SES) to be \$243,000 in General Obligation (G.O.) Bonds 16D and \$73,700 in G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the McDonoghville Fire Station (FP&C Project No. 50-MB5-12-02) and **(6)** A resolution authorizing and directing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana, Change Order No. 1 in the amount of \$117,860.00 for the Hancock Street Canal Improvements Phase 1 (Kepler – Virgil Street) project, designated as State Project No. 50-MB5-12-03. AND to **add two** presentations: Knights of Columbus Council 1905 and presentation by Optimist Club; and to pull from the CONSENT AGENDA resolution Item Nos. 7D(6); 7D(7); 7D(8); 7D(9) and 7D(10) and place under new category: Consideration and Adoption of Resolutions; and the same were unanimously approved.

**Opening Remarks by the Mayor.** – No remarks at this time. Just congratulations to all the parents.

### **Presentations:**

**A. Certificates of Recognition**–Girl Scouts Troop 40457; Cub Scout Pack 40781; Cub Scout Pack 796  
Mrs. Amie Hebert, Superintendent of Recreation presented certificates of recognition to the girls and boys for the planting of 100 trees in Gretna City Park.

**B. Certificate of Recognition –Fishing Rodeo Tournament winner.**

Garrett Cargill was the winner of the Fishing Rodeo Tournament held at Gretna City Park and was presented with a certificate of recognition.

**C. Certificates of Recognition - Flag Football teams.**

Recognition certificates were given to the 5-6 year old team (Coach Pat Kass); and to the 9-10 year old team (Coach Troy Cox). The Gretna Gators Flag Football teams are recognized for being undefeated during the 2016 Flag Football season. The teams played against two other playgrounds on the Westbank. This program was successful so therefore the program can continue to grow as necessary.

**Archbishop Blenk Knights of Columbus Council 1905**

Mr. Glenn of the Archbishop Blenk Knights of Columbus Council 1905 presented to Mrs. Amie Hebert with a donation of \$200.00 to the Recreation Department in appreciation of the invitation to participate with the city, at the recent Drive In movies series.

**Presentation by the Westbank Optimist Club**

Mr. Chris Breaux, President of Westbank Optimist Club; the mission of the Optimist Club is youth and community. For many years the Optimist Club has been giving awarding Officer of the Year to all the law enforcement jurisdictions on the Westbank. This year, the award was memorialized in the name of the Detective David F. Michel, the officer who lost his life while on duty on Manhattan Boulevard. For this year and on behalf of the Westbank Optimist Club, the club would like to recognized and honor Officer of the Year for the City of Gretna Police Department to Officer Brad Cheramie.

Chief Lawson stated that Officer Brad Cheramie does an outstanding job for the Police Department. He would like to thank Officer Cheramie’s family and everyone for being here for him tonight and for allowing him to do his job and serve this community. Thank you Officer Brad Cheramie.

**Recognition of New Businesses:**

**Creole Country Café (505 Gretna Blvd. #10)** Steven L. Young and Shanika Jones, Owners

**Councilman Berthelot (District 4)** read aloud and presented the *Certificate of Appreciation* acknowledging and welcoming the **Creole Country Café (505 Gretna Boulevard)** as a new business to the City of Gretna. Mr. Young briefed on the purpose and the activities of the new business, and thanked the City of Gretna for recognizing and welcoming their business into the community.

**CC’S Coffee House of Gretna (1700 Belle Chasse Hwy. #B11)** Brent J. and Kathleen Laliberte, Owners

**Councilman Berthelot (District 4)** read aloud and presented the *Certificate of Appreciation* acknowledging and welcoming **CC’S Coffee House of Gretna (1700 Belle Chasse Highway)** as a new business to the City of Gretna. Mrs. Laliberte briefed on the type, purpose and the activities of the business, and thanked the City of Gretna for recognizing and welcoming their business into the community.

**Fixin Vintage LLC (1038 Monroe Street)** Larisha Estrada, Owner

**Councilman Crosby (District 1)** read aloud and presented the *Certificate of Appreciation* acknowledging and welcoming **Fixin Vintage LLC (1038 Monroe Street)** as a new business to the City of Gretna. Ms. Estrada briefed on the purpose and activities of her new business, and thanked the City of Gretna for recognizing and welcoming her business into the community.



**Variance Request(s):**

- A. **#18 5<sup>th</sup> Street**, Alvin E. Hotard, Jr., Applicant  
Variance for 100 ft. distance requirement from a residential district. (District 2)
- B. **#18 5<sup>th</sup> Street**, Alvin E. Hotard, Jr., Applicant  
Variance for 5 ft. side yard setback (District 2)

Mrs. Azalea Roussell, Planning & Zoning Official provided a variance report covering both requests **for 100 ft. distance** requirement from a residential district and **for 5 ft. side yard setback**:

**Factual Background**

**Municipal Address: 18 5<sup>th</sup> Street**

Legal Description: Lot B1-A, Square 13, Garden Park Subdivision

Applicant: Ray Brandt Collision Center, Alvin E. Hotard, Jr.-Architect

Council District: Two (2)

Historic District: No

The subject property is zoned General Commercial District (C-2) and abut a Single Family Residential District (R-1). The lot contains an auto repair collision center with four (4) existing buildings on it. The applicant has proposed to construct a new 3,580 square foot building to be located less than the required distance to a residential district, and a five (5) foot side yard setback from a residential district. The proposed distance and side yard setback from the abutting residential districts do not comply with current zoning regulations for the C-2 zoning district.

The applicant is requesting variances to Gretna Code of Ordinances, Section 58-120.General Commercial District (C-2), (e) Area Regulations, (1) Yard.

b. Side Yard. A five-foot side yard is required in all C-2 commercial districts, **except on the side of a lot abutting on a residential district, where there shall be a side yard of not less than ten feet.**

Request: Five-foot in lieu of the required ten-foot from a residential district

**AND**

Section 58-120 General Commercial District (C-2), (Permitted Uses:

(9) Garages, public storage and repairs, provided all repair operations, mechanical and body, are conducted in a building have no opening, other than stationary windows and doors, **no closer than 100 feet to a residential district.**

Request: Proposed building is closer than 100 feet to a residential district.

**Section 102- 60 Approval Standards.**

(a) **General.** In the consideration of all appeals and all proposed variances and/or exceptions, under the terms of this chapter, the city council shall not grant approval unless it makes a finding, based upon the evidence presented to it, that each case shall indicate all of the following:

- (1) The approval, if granted, will not cause any diminution or depreciation of property values of any surrounding property or will not alter the essential character of the locality.
- (2) The approval, if granted, will tend to preserve and advance the prosperity and general welfare of the neighborhood and community.
- (3) The approval, if granted, will not be detrimental to the public welfare or seriously affect or be injurious to other property in which the property is located, in that it will not: impair an adequate supply of light and air; or increase substantially the congestions in the public streets, create a traffic hazard, or permit inadequate parking; or increase the danger of fire; or substantially affect or overburden existing drainage or sewerage systems; or otherwise endanger the public safety; or cause serious annoyance or injury to occupants or adjoining premises by reason of emission of odors, fumes, gases, dust, smoke, noise, vibration, light or glare, or other nuisances.
- (4) A physical hardship with special conditions and circumstances exists which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or building in the same zoning district; and the special conditions and circumstances do not result from the intentional actions of the applicant or any person who may have or had interest in the property; and the strict adherence to the regulation for the property would result in a demonstrable hardship upon the owner as distinguished from mere inconvenience.
- (5) Literal interpretation of the provisions of this chapter would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this chapter; and granting the variance requested will generally not confer on the applicant any special privilege which is denied by this chapter to other lands, structures, or buildings in the same district similarly situated; and the purpose of the variance is not based exclusively upon a desire to serve the convenience or profit of the property owner or other interested party.

**Applicant's Hardship**

The applicant submitted a hardship letter asking that this variance be granted based upon the contents of his letter.

**Analysis**

The proposed five-foot side yard setback would abut a commercial carwash and railroad property, and provide addition required off street parking. The applicant has agreed to install a one (1) hour fire rated wall on that particular side of the building. In addition a new six (6) foot wooden fence will be erected around the property premises that abut residential districts.

The property was posted with a "Variance Applied For" sign since Tuesday, December 1, 2016 meeting public notice requirements. My office received no inquiries regarding the posting.

**Recommendation**

These cases satisfy all of the above listed approval standards that must be met for a variance to be granted and are recommended for approval.

The City Council voted separately on the above two variance requests:

On motion by **Councilman Hinyub** and seconded by **Councilman Berthelot**, **IT WAS RESOLVED** to accept the recommendation and to approve the variance request of **#18 5<sup>th</sup> Street** Variance for 100 ft. distance requirement from a residential district, and the same was approved by the following vote:

Yeas: **Councilmen Hinyub, Berthelot, Rau, Crosby and Miller**

Nays: None

Absent: None

There were no comments from the public and/or Council members.

AND

On motion by **Councilman Hinyub** and seconded by **Councilman Rau**, **IT WAS RESOLVED** to accept the recommendation and to approve the variance request of **#18 5<sup>th</sup> Street**, variance for 5 ft. side yard setback, and the same was approved by the following vote:

Yeas: **Councilmen Hinyub, Rau, Crosby, Miller and Berthelot**

Nays: None

Absent: None

There were no comments from the public and/or Council members.



**Site Plan Review Request(s):**

- A. **#18 5<sup>th</sup> Street**, Alvin E. Hotard, Jr., Applicant  
For new addition to existing building. (District 2)

Mr. David Boyd, City Engineer provided the report on #18 5th Street on site plan review request: Have reviewed the subject Site Plan Review request and offer the following observations:

A revised site plan review meeting was held on Tuesday November 29, 2016, with Gretna officials and the contractor-architect for Ray Brandt. Two variances will be given regarding the 100' buffer and the 5' side yard requirement.

There is a landscaping requirement of 1 Class A & 2 Class B trees for every 2500 square feet of leasable area. The site is roughly 86,000 square feet. Ray Brandt will install as much greenery as physically possible in a phased approach. Phase 1 will include replacing-refurbishing-painting the metal fence/ metal gate from the Railroad to to Stumpf Blvd around to Fifth Street just beyond the Driveway entrance to match the color of the new stuccoed building.

It also includes a new building that the fence will tie directly into. Gretna will be given the opportunity to accept the selected paint colors for the project. Phase 1 will take roughly 4-6 months.

After Phase 1 is completed Ray Brandt's contractor-architect will submit their plan for Phase 2 landscaping-fencing-gating-building repairs from the Driveway on Fifth Street around to Gelbke Drive. They will have 90 days after the Phase 1 completion to submit their Phase 2 plan for approval.

On motion by **Councilman Hinyub** and seconded by **Councilman Rau**, **IT WAS RESOLVED** to approve the Site Plan Review request for the project located at #18 5<sup>th</sup> for new addition to existing building, by the following vote:

Yeas: **Councilman Hinyub, Ra, Crosby, Miller and Berthelot**

Nays: None

Absent: None

There were no comments from the public and/or Council members.



City Clerk read aloud in its entirety all items on the December 14, 2016 **CONSENT AGENDA**:

**CONSENT AGENDA:**

- A. **Approval of Meeting Minutes:** November 9, 2016 Council Regular Meeting.
- B. **Event Request(s):** Timberlane Christmas Parade for Saturday, December 17, 2016.
- C. **Adoption of Ordinance(s) by Consent:**

**ORDINANCE NO. 4756**

**An ordinance setting the City of Gretna Legislative Calendar for the Year 2017, in accordance with the Gretna Code of Ordinances, Chapter 2. –Administration; Section 2-46. -Legislative Calendar.**

**NOW, THEREFORE BE IT ORDAINED**, by the City Council of the City of Gretna, acting as legislative authority for the City, that:

**The Legislative Calendar for all regular meetings of the Mayor and City Council; and two special meetings for Capital Projects Review and Capital Outlay Review for the calendar year 2017 are hereby set as follows:**

Date	Day of Week	Time	
January 11, 2017	Wednesday	5:30 p.m.	
February 8, 2017	Wednesday	5:30 p.m.	
March 8, 2017	Wednesday	5:30 p.m.	
<b>March 22, 2017</b>	<b>Wednesday</b>	<b>5:30 p.m.</b>	<b>Capital Projects Review</b>
April 12, 2017	Wednesday	5:30 p.m.	
May 10, 2017	Wednesday	5:30 p.m.	
June 14, 2017	Wednesday	5:30 p.m.	
July 12, 2017	Wednesday	5:30 p.m.	
August 9, 2017	Wednesday	5:30 p.m.	
<b>August 23, 2017</b>	<b>Wednesday</b>	<b>5:30 p.m.</b>	<b>Capital Outlay Review</b>
September 13, 2017	Wednesday	5:30 p.m.	
October 11, 2017	Wednesday	5:30 p.m.	
November 8, 2017	Wednesday	5:30 p.m.	
December 13, 2017	Wednesday	5:30 p.m.	

Provided that a majority of the City of Gretna Council have voted in favor of this ordinance, this ordinance shall have the full force and effect of law at midnight on the tenth day following the Clerk's presentment of the same to the Mayor, in accordance with Louisiana Revised Statutes 33:406(c)(2) unless the Mayor returns the same, unsigned, to the Clerk during that ten-day period.



#### **ORDINANCE NO. 4757**

#### **An ordinance of the Council of the City of Gretna, Louisiana repealing Ordinance Number 4388.**

**WHEREAS**, the City of Gretna has an interest in the health, welfare and safety of the citizens of the City of Gretna; and

**WHEREAS**, the City of Gretna adopted Ordinance Number 4388 on March 28, 2012 for the purpose or dedicating funds to capital expenditures and projects for fire protection; and

**WHEREAS**, Ordinance number 4388 is unnecessary and redundant because the tax generating the funds is already dedicated to fire protection; and

**WHEREAS**, Ordinance number 4388 enumerates specific millage rates that change from time to time making application of the ordinance impractical; and

**WHEREAS**, repealing Ordinance number 4388 will have no effect on the funds allocated for fire protection in the City of Gretna and

**NOW THEREFORE BE IT ORDAINED**, by the Gretna City Council, acting as Legislative authority for said city that:

**The Ordinance Number 4388 of the Council of the City of Gretna, Louisiana, adopted March 28, 2012 is hereby repealed.**

Provided that a majority of the City of Gretna Council have voted in favor of this ordinance, this ordinance shall have the full force and effect of law at midnight on the tenth day following the Clerk's presentment of the same to the Mayor, in accordance with Louisiana Revised Statutes 33:406(c)(2) unless the Mayor returns the same, unsigned, to the Clerk during that ten-day period.



#### **Adoption of Resolution(s) by Consent:**

#### **RESOLUTION NO. 2016-076**

**A resolution authorizing Mayor Belinda C. Constant to execute for and on behalf of the City of Gretna, Louisiana, a Memorandum Of Understanding (MOU) between the Parish of Jefferson and the City of Gretna, wherein the Gretna Police Department shall provide court security services for the Second Parish Court Building located at 100 Huey P. Long Avenue. This agreement shall become effective January 1, 2017 to December 31, 2017.**

**WHEREAS**, the Parish of Jefferson desires to have continued court security for the Second Parish Court (100 Huey P. Long Avenue) building located within the City limits; and

**WHEREAS**, the Gretna Police Department has agreed to provide two (2) full-time P.O.S.T. Certified Police officers to the Court to maintain order, security and to provide other general bailiff services in the Second Parish Court courtrooms, Divisions A and B, as may be directed by the Judges of those Divisions; and

**WHEREAS**, the security will assist with coverage at the entrance of the building, coverage on the second floor and periodic security checks of the building and surroundings; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute for and on behalf of the City of Gretna, Louisiana, a Memorandum Of Understanding (MOU) between the Parish of Jefferson and the City of Gretna, wherein the Gretna Police Department shall provide security services for the Second Parish Court Building located at 100 Huey P. Long Avenue. This agreement shall become effective January 1, 2017 to December 31, 2017.**



**RESOLUTION NO. 2016-077**

**A resolution authorizing Mayor Belinda C. Constant to enter into an agreement with Leaf Environmental, LLC for the removal and disposal of underground storage tanks at the “City of Gretna - 1430 Franklin Avenue Site – AI 193159” for an amount not to exceed \$50,000. This contract will be fully supported by assistance from the Louisiana Department of Environmental Quality (LADEQ).**

**WHEREAS**, the City of Gretna has an interest in the environmental health, welfare and safety of the citizens of the City of Gretna; and

**WHEREAS**, the City of Gretna, in an effort to promote environmental health, the city can pursue sound economic development strategies, using environmental remediation; and

**WHEREAS**, the citizens City of Gretna will benefit by the removal of underground storage tank at the above specified site; and

**WHEREAS**, the City of Gretna wishes to engage the environmental support services of Leaf Environmental, LLC.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to enter into an agreement with Leaf Environmental, LLC for the removal and disposal of underground storage tanks at the “City of Gretna - 1430 Franklin Avenue Site – AI 193159” for an amount not to exceed \$50,000. This contract will be fully supported by assistance from the Louisiana Department of Environmental Quality (LADEQ).**



**RESOLUTION NO. 2016-078**

**A resolution authorizing the purchase or expropriation of a portion of Lot H-1, Square H, Derbes Park Subdivision, City of Gretna, identified on a plan by Dufrene Surveying & Engineering Inc., dated August 19, 2016, which is necessary to provide services and a training area for developmentally disabled individuals, and to provide for related matters.**

**WHEREAS**, the City of Gretna has an interest in the health, welfare, and safety of its citizens, and there is a need to provide additional services and training to developmentally disabled individuals; and

**WHEREAS**, the City of Gretna must acquire a portion of Lot H-1, Square H, Derbes Park Subdivision, City of Gretna, identified on a plan by Dufrene Surveying & Engineering Inc., dated August 19, 2016, which is necessary to provide services and a training area for developmentally disabled individuals; and

**WHEREAS**, Cypress Park Offices, L.L.C., is the owner of a Portion of Lot H-1, Square H, Derbes Park Subdivision; and

**WHEREAS**, James Juneau Appraisal Services, Inc., has appraised the portion of property to be acquired, measuring approximately 15,390 square feet, as having a value of \$50,800.00; and

**WHEREAS**, the City of Gretna is agreeable to the purchase of said property for the appraised value of \$50,800.00, and Cypress Park Offices, L.L.C., has indicated they are agreeable to the acquisition of the property for said appraised value and the agreement of the City of Gretna to erect a fence between the owner's remainder area and the portion of property being acquired, and further, the City of Gretna paying for the cost to resubdivide Lot H-1, due to the sale of a portion thereof; and

**WHEREAS**, should these negotiations fail, the property must be expropriated according to applicable law.

**NOW, THEREFORE, BE IT RESOLVED** by the Gretna City Council, the governing authority of said City that:

**SECTION 1.** The City of Gretna is hereby authorized to acquire, by act of sale or expropriation, a portion of Lot H-1, Square H, Derbes Park Subdivision, City of Gretna, identified on a plan by Dufrene Surveying & Engineering Inc., dated August 19, 2016, which is necessary to provide needed services and a training area for developmentally disabled individuals.

**SECTION 2.** That the City of Gretna is hereby authorized to pay to the owner, Cypress Park Offices, L.L.C., an amount not to exceed the appraised value of \$50,800.00, and further, the City of Gretna is hereby authorized to erect a fence between the remainder area of Lot H-1 and the portion of property being acquired and to pay for the cost necessary to resubdivide Lot H-1 due to the sale of a portion thereof to the City.

**SECTION 3.** Mayor Belinda C. Constant is hereby authorized to sign any and all documents required to carry out the provisions of this resolution.



**RESOLUTION NO. 2016-079**

**A resolution authorizing Mayor Belinda C. Constant to enter into a Cooperative Endeavor Agreement on behalf of the City of Gretna with the Jefferson Parish School Board, for the use of recreational facilities, located in and owned by the City of Gretna, and for recreational facilities located on Jefferson Parish School Board property.**

**WHEREAS**, the City of Gretna, has an interest in the health, welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna is a political subdivision of the State of Louisiana; and

**WHEREAS**, the Jefferson Parish School Board, ("JPSB") is a political subdivision of the State of Louisiana; and

**WHEREAS**, the Jefferson Parish School Board has several schools located in the City of Gretna which have athletic programs for its students; and

**WHEREAS**, the City of Gretna contains various athletic fields and facilities for the use of its citizens for athletic events; and

**WHEREAS**, the City of Gretna the JPSB have a need for the use of each other's facilities and fields on occasion due to a lack of an available facility for the JSPB's students or the City of Gretna's citizens, respectively, in a frequency and at a cost equal to the other; and

**WHEREAS**, in order to provide services availability to the City of Gretna and the Jefferson Parish School Board, the parties wish to enter into a cooperative endeavor agreement where the parties make available each to the other their facilities at no cost; and

**WHEREAS**, the City of Gretna and the Jefferson Parish School Board desire to enter into a cooperative endeavor agreement to provide for the reciprocal use of available athletic facilities for the students of the Jefferson Parish School Board and for the citizens of Gretna.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to enter into a Cooperative Endeavor Agreement on behalf of the City of Gretna with the Jefferson Parish School Board, for the use of recreational facilities, located in and owned by the City of Gretna, and for recreational facilities located on Jefferson Parish School Board property.**



**RESOLUTION NO. 2016-080**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna “Contracting Agency” Louisiana, a Contract with Barriere Construction Co., L.L.C., “Contractor” relative to the LA 18 (4<sup>th</sup> Street extension – from its junction with Richard Street to its junction with Burmaster Street (Gretna); State Project No. H.001413 and Federal Aid Project No. H001413 for the amount of \$7,266,566.71.**

**WHEREAS**, the City of Gretna has an interest in the health, welfare and safety of the citizens of the City of Gretna; and

**WHEREAS**, it is the interest of the City of Gretna to promote the economic development and quality of life aspects of its citizens; and

**WHEREAS**, the 4<sup>th</sup> Street Extension will provide a more direct route for current truck traffic servicing the industrial area along First Street; and

**WHEREAS**, Barriere Construction Co., L.L.C., “Contractor” as the low bidder, was awarded the contract for the LA 18 (4<sup>th</sup> Street extension – from its junction with Richard Street to its junction with Burmaster Street (Gretna) in the amount of \$7,266,566.71; and

**WHEREAS**, services shall consists clearing and grubbing, grading, drainage structures Class II base course, lime treatment, asphalt concrete overlay, Portland cement concrete pavement, lighting, drilled shat foundations, landscaping and related work.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council, acting as legislative authority for the City of Gretna, that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna “Contracting Agency” Louisiana, a Contract with Barriere Construction Co., L.L.C., “Contractor” relative to the LA 18 (4<sup>th</sup> Street extension – from its junction with Richard Street to its junction with Burmaster Street (Gretna); State Project No. H.001413 and Federal Aid Project No. H001413 for the amount of \$7,266,566.71.**

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, **IT WAS RESOLVED** to approve and adopt all the items read aloud from the Consent Agenda for the December 14, 2016 Council Regular meeting, by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**

Nays: None

Absent: None

Abstain: None

There were no comments from the public and/or City Council.



**Consideration and Adoption of Ordinances:**

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the following ordinance was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**

Nays: None

Absent: None

**ORDINANCE NO. 4758**

**An ordinance as amended amending the Gretna Code of Ordinances Chapter 4 –Alcoholic beverages; Article II; Division 2; particularly amending Section 4-46; Section 4-46.1 and Section 4-57; and removing Section 4-92.**

**WHEREAS**, the Council is obligated to protect the health, safety and welfare of the citizens of the City of Gretna; and

**WHEREAS**, the Council is also obligated to prevent injury to the moral, social, health and economic welfare of the citizens of the City of Gretna; and

**WHEREAS**, the reasonable control and supervision of the sale and consumption of intoxicating beverages in the City of Gretna is in the best interest of the public and regulating such businesses are subject to the valid police powers of the City of Gretna; and



**WHEREAS**, the City of Gretna has recently experienced a substantial increase in calls for service and a need for additional and regular police intervention at businesses engaged in the sale and consumption of intoxicating beverages whose premises exceed 2000 square feet and exceed their capacity as determined by the State Fire Marshal; and

**WHEREAS**, any additional economic and manpower burden placed upon the City of Gretna and the Gretna Police Department by any increase in the number of businesses engaged in the sale and consumption of intoxicating beverages whose premises exceed 2000 square feet shall be unreasonable, unduly burdensome and a threat to the safety, moral, social, health and economic welfare of the public; and

**WHEREAS**, in the interest of public safety and to prevent injury to the moral, social, health and economic welfare of the public, the Council should limit and restrict the licensing of any additional businesses engaged in the sale and consumption of intoxicating beverages whose premises exceed 2000 square feet; and

**WHEREAS**, the proposed Ordinance imposes reasonable, restrictive provisions which are consistent with the intent of the laws of the State of Louisiana which enable governing authorities such as the City of Gretna to regulate businesses legally authorized to deal in alcoholic beverages; and

**WHEREAS**, it is the intention of the Council to “grandfather-in” those existing, operating and licensed businesses exceeding 2000 square feet from the provisions of this Ordinance amending section 4-46 (f) , but subject to certain restrictions and conditions set forth in the Ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council, acting as legislative authority for the City of Gretna, that:

**The Gretna Code of Ordinances Chapter 4 –Alcoholic beverages; Article II; Division 2; particularly amending Section 4-46; Section 4-46.1 and Section 4-57; and removing Section 4-92, to read as follows:**

**DIVISION 2. - PERMIT**

**Sec. 4-46. - Required generally.**

(a) No person shall engage in the business of selling beverages of high *alcoholic* content at wholesale or retail without the appropriate permit issued by the city.

(b) No person shall engage in the business of selling beverages of low *alcoholic* content at wholesale or retail without the appropriate permit issued by the city.

(c) All new applicants seeking to obtain a permit to sell *alcohol*, other than renewal permits as provided for in [section 4-55](#), and those others administratively approved shall be placed before the city council for approval.

(d) No permit shall be issued or renewed if the applicant has failed to obtain a building permit for improvements or alterations the premises or location listed on the alcohol permit or failed to pay any taxes due by any regulated business to the city parish or state, including by way of illustration, but not limited to, sales and use taxes, occupational license taxes, liquor, wine or beer permit fees due from previous years.

(e) Revocation of the corresponding state *alcohol* permit shall automatically revoke any permit issued under this section without the necessity of a hearing or notice of any kind.

(f) No Class “A” retail permit shall issue for a location with more than 2000 square feet of patron accessible area, however a designated outdoor smoking area of no more than 200 square feet with no alcohol service shall not be included in the patron accessible area for the purposes of this paragraph. Any Class “A” retail outlet operating in a location larger than 2000 square feet at the time of the passage of the ordinance amending this section shall be permitted to continue such operation at that location and be “grandfathered” at its location and size, however no “grandfathered” location shall be allowed to expand its operations and shall lose such status upon ceasing operations as defined in this code or the physical loss of the grandfathered structure.

**Sec. 4-46.1 - Criteria governing permit issuance.**

The city incorporates the following criteria in the guidelines governing *alcoholic* beverage outlet permit issuance:

- (1) Proximity to residential neighborhoods.
- (2) Proximity to other *alcoholic* beverage outlets.
- (3) Impact of increased traffic to surrounding neighborhoods.
- (4) Impact on on-street parking in surrounding areas.
- (5) Potential noise and disruption to surrounding neighborhoods.
- (6) The maximum occupancy capacity of any Class “A” alcoholic beverage outlet location as determined by the state fire marshal.

**Sec. 4-57. - Acts prohibited on retail dealer's premises; cause for revocation and suspension.****(a) Prohibitions.**

No holder of a retail dealer's permit issue under the provisions of this division, or any servant, agent or employee of the permittee shall do any of the following upon or in the vicinity of the licensed premises:

- (1) Upon the discharge of any firearm on an *alcoholic* beverage outlet and/or retail dealer's premises or in the vicinity thereof, there will be a hearing within ten days of said discharge to determine whether or not there is cause to suspend or revoke that retail dealer's *alcoholic* beverage permit.
- (2) Commit or suffer the commission of any unlawful act on an *alcoholic* beverage outlet and/or retail dealer's premises or in the vicinity thereof, whether inside, outside, in the parking lot or as defined elsewhere, which may endanger patrons of the establishment, and/or members of the public residing, commuting, or patronizing businesses.
- (3) Allow the maximum occupancy for the premises as set by the state fire marshal to be exceeded. The number of occupants shall be determined by a member of any fire department providing service the City of Gretna and any other city official including but not limited to, a member of the police department and/or employee of the code enforcement department. Any discrepancy in the count obtained by a fire department official and a city official shall be reconciled by using the lower of the two counts.

**(b) Procedure for and effect of suspension, revocation.**

Upon violation of any offense enumerated in this section and other offenses enumerated in this division, a hearing may be had as follows, however a violation of paragraph (a)(3) of this sections shall cause an automatic suspension of the alcoholic beverage permit for a period of time not less than 30 days nor more than 180 days as determined by the administration. Nothing hereinabove shall prevent the revocation of an alcoholic beverage permit for a violation of paragraph (a)(3) after a hearing as set forth herein below:

- (1) Initiating procedure. A hearing may be held before the city council at the request of the police department, chief licensing officer, or any member of the city council upon written complaint, petition or notice of violation. Notice of such hearing shall be given by the chief licensing officer as provided in section 2-1. However, when an automatic suspension occurs for a violation of paragraph (a)(3) a permittee may, waive notice requirements, request a hearing in writing and then shall be entitled to a hearing within three business days of such automatic suspension. Hearings shall be held in accordance with the provisions of this division to determine whether the permit of the person so notified shall be suspended or revoked. The notice shall set forth and enumerate the causes for suspension or revocation of the permit.
- (2) Notice. Notice of such hearing shall be served upon the holder of the permit as provided in section 2-1, except when such hearing is requested by the holder of the permit after an automatic suspension.
- (3) Hearing. The city council, either in regular or special session, shall conduct hearings required by this division. The council may administer oaths, issue subpoenas for the attendance of witnesses and the production of books, papers, accounts, and documents and may examine witnesses and receive testimony at the hearing.
- (4) Conduct of hearing. Whenever a hearing is conducted pursuant to this division, opportunity shall be afforded all parties to respond and present issues of law and policy involved and to conduct such direct examination and cross-examination of witnesses and the hearing shall be otherwise conducted according to the same rules of evidence and procedure now prevailing in the courts of general civil jurisdiction in this state; the testimony received shall be properly transcribed, together with all documentary evidence, if any, and all written arguments or briefs submitted shall be made part of the record. The city attorney shall prosecute all hearings. If proper notice has been effected as provided in section 2-1, then the hearing may proceed without the defendant's presence if he fails to appear.
- (5) Council action. After the close of the hearing, the city council shall consider all of the testimony and evidence offered. No permit shall be suspended or revoked except by a majority vote of the city council present for said hearing. No rehearing shall be granted after judgment of the city council has been rendered by virtue of majority vote.
- (6) Effect of revocation, suspension. When an *alcoholic* beverage permit is revoked for any legal cause by any lawful authority, no city *alcoholic* beverage permit shall be issued covering the premises for a minimum of one year after the date of the revocation. When a permit has been suspended by the city council, no new permit shall be issued for the same premises for a period of 30 days beginning from the last day of suspension.

Provided that a majority of the City of Gretna Council have voted in favor of this ordinance, this ordinance shall have the full force and effect of law at midnight on the tenth day following the Clerk's presentment of the same to the Mayor, in accordance with Louisiana Revised Statutes 33:406(c)(2) unless the Mayor returns the same, unsigned, to the Clerk during that ten-day period.

There were no comments from the public and/or City Council.



On motion by **Councilman Rau** and seconded by **Councilman Miller**, the following ordinance was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**

Nays: None

Absent: None

**ORDINANCE NO. 4759**

**An ordinance amending the Gretna Code of Ordinances Chapter 6 –Amusements and entertainments; Article I; Division 2; particularly amending Section 6-2. –Policing of certain functions, operation after midnight.**

**WHEREAS**, the City of Gretna has an interest in the health, welfare and safety of the citizens of the City of Gretna; and

**WHEREAS**, the City of Gretna has an obligation to provide its citizens with ordinances that clearly describe permitted activities in the City.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council, acting as legislative authority for the City of Gretna, that:

**The Gretna Code of Ordinances Chapter 6 –Amusements and entertainments; Article I; Division 2; more particularly amending Section 6-2. –Policing of certain functions, operation after midnight, to read as follows:**

**Sec. 6-2. - Policing of certain functions, operation after midnight.**

- (a) It shall be unlawful for any person to give a fair, picnic, live entertainment (any music or exhibition which utilizes a live person), dance, demonstration, function or gathering of any kind where intoxicating liquors are sold to persons attending the function or gathering, without having first secured, for purposes of policing the same, the service of police officers, appointed by the chief of police as per the schedule as follows:
- (1) Gatherings of 50 but less than 200 persons, a minimum of two police officers;
  - (2) Gatherings of over 200 but less than 300 persons, a minimum of three police officers;
  - (3) Gatherings of over 300 but less than 600 persons, a minimum of four police officers;
  - (4) For gatherings of over 600 persons, the chief of police and the managers of the function shall decide on a reasonable number of police officers that will be required to police the function, using a similar ratio as used above. If agreement cannot be reached, the chief shall require a minimum of one additional officer for each 200 persons or fraction thereof over 600 persons;
  - (5) Persons conducting such gatherings are responsible for the persons attending the gathering and may desire additional policing. In that case, the person conducting such gatherings should direct such request to the police department. Nevertheless, the chief of police may, in his discretion, assign more than the minimum number of required police officers to a particular event if, in his opinion, the event required a greater number of police officers to ensure adequate police protection for the patrons of the event and the surrounding area.
- (b) For every event listed in subsection (a) of this section, the proprietor or manager of the establishment or organizer of the event shall submit a statement to the chief of police within seven days of the date of the event. The statement shall describe the location of the event, the nature of the event in *detail*, the appropriate number of people attending the event, and the hours the event will begin and end.
- (c) The chief of police shall be authorized to charge a minimum initial fee for the first four hours of the event, per officer and an additional hourly fee for the duration of the function for each officer assigned. The actual hourly rate charged will be determined by the chief of police based upon the written department policy for current detail rates and his assessment of the foreseeable need for police protection at the event, as described in the statement submitted by the proprietor or organizer of the event.
- (d) No event listed in subsection (a) of this section shall be permitted to continue after 12:00 midnight unless, in the judgment of the police officers appointed, the continuance of same will not become a public nuisance.
- (e) Nothing herein shall be interpreted to require the policing of private functions or gatherings where alcohol is provided by the host of such function or gathering. However, a function or gathering with a cover charge, admission charge or fixed fee drinking charge shall not be considered a private function or gather and shall preclude a function or gathering from being exempt from the policing requirement of this section.

Provided that a majority of the City of Gretna Council have voted in favor of this ordinance, this ordinance shall have the full force and effect of law at midnight on the tenth day following the Clerk's presentment of the same to the Mayor, in accordance with Louisiana Revised Statutes 33:406(c)(2) unless the Mayor returns the same, unsigned, to the Clerk during that ten-day period.

There were no comments from the public and/or City Council.



**Consideration and Adoption of Resolutions pulled from the Consent Agenda:**

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**

Nays: None

Absent: None

**RESOLUTION NO. 2016-081**

**A resolution as amended authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by Act 16 of the 2016 Second Extraordinary Legislative Session (SES) to be \$165,000 in General Obligation (G.O.) Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Downtown Drainage Improvement, Planning and Construction (Jefferson Parish) (FP&C Project No. 50-MB5-14-02).**

**WHEREAS**, the City of Gretna deems the Downtown Drainage Improvement Project to be an important element in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by Act 16 of the 2016 Second Extraordinary Legislative Session (SES) to be \$165,000 in General Obligation (G.O.) Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Downtown Drainage Improvement, Planning and Construction (Jefferson Parish) (FP&C Project No. 50-MB5-14-02). Letter dated November 30, 2016.**

There were no comments from the public and/or City Council.

On motion by **Councilman Rau** and seconded by **Councilman Berthelot**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Berthelot Hinyub, Crosby and Miller**

Nays: None

Absent: None

**RESOLUTION NO. 2016-082**

**A resolution as amended authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$23,800 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Mel Ott Exterior Lighting and Improvements Project (FP&C Project No. 50-MB5-12-01).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the addition of new lighting and improvements are deemed to be important elements in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$23,800 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Mel Ott Exterior Lighting and Improvements Project (FP&C Project No. 50-MB5-12-01). Letter dated November 30, 2016.**

*There were no comments from the public and/or City Council.*

On motion by **Councilman Rau** and seconded by **Councilman Hinyub**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Hinyub, Crosby, Miller and Berthelot**

Nays: None

Absent: None

**RESOLUTION NO. 2016-083**

**A resolution as amended authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana, Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$1,196,900 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Hancock Street Canal Improvements (Kepler Street – Virgil Street) Project (FP&C Project No.50-MB5-12-03).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the improvements the Hancock Street Canal to be an important element in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana, Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$1,196,900 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Hancock Street Canal Improvements (Kepler Street – Virgil Street) Project (FP&C Project No. 50-MB5-12-03). Letter dated November 30, 2016.**

*There were no comments from the public and/or City Council.*

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**  
Nays: None  
Absent: None

**RESOLUTION NO. 2016-084**

**A resolution as amended authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 3 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$202,700 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Cultural Center for the Arts, Planning and Construction Project (FP & C Project No. 50-MB5-08B-02).**

**WHEREAS**, the City of Gretna has an interest in the health, welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 3 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 3 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$202,700 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Cultural Center for the Arts, Planning and Construction Project (FP & C Project No. 50-MB5-08B-02). Letter dated November 30, 2016.**

*There were no comments from the public and/or City Council.*

On motion by **Councilman Rau** and seconded by **Councilman Hinyub**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Hinyub, Crosby, Miller and Berthelot**  
Nays: None  
Absent: None

**RESOLUTION NO. 2016-085**

**A resolution as amended authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$33,700 G.O. Bonds 16D and \$91,700 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Lion’s Club Conversion to Gretna Senior Center (FP & C Project No. 50-MB5-13-02).**

**WHEREAS**, the City of Gretna has an interest in the health, welfare and safety of its citizens; and

**WHEREAS**, the Capital Outlay Act (Act), is the comprehensive capital outlay budget required by said Article VII, Section 6, and contains an appropriation for the Entity for the Project Number and Project Description (Project); and

**WHEREAS**, said Amendment No. 1 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by ACT 16 of the 2016 Session to be \$33,700 G.O. Bonds 16D and \$91,700 G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for the Lion's Club Conversion to Gretna Senior Center (FP & C Project No. 50-MB5-13-02). Letter dated November 30, 2016.**

There were no comments from the public and/or City Council.



**Consideration and Adoption of six Resolutions (Floor):**

On motion by **Councilman Rau** and seconded by **Councilman Miller**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Miler, Crosby, Hinyub, Crosby and Berthelot**

Nays: None

Absent: None

**RESOLUTION NO. 2016-086**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana a Cooperative Endeavor Agreement with Newell Normand in his capacity as Sheriff of Jefferson Parish and various governmental agencies within the New Orleans Metropolitan area, for the newly created Criminal Intelligence Center (CIC) in order to provide citizens with effective and efficient law enforcement protection in an effort to reduce violent crimes and enhance quality of life issues.**

**WHEREAS**, the City of Gretna has an interest in the health, safety and welfare of its citizens; and

**WHEREAS**, Article VII. Sec. 14(C) of the Louisiana Constitution of 1974 provides that for public purpose, the State and its political subdivisions or political corporations may engage in cooperative endeavors and each other or with any other private association, corporation or individuals; and

**WHEREAS**, practical consideration necessitate that governmental agencies work together in order to effectuate effective and efficient law enforcement protection; and

**WHEREAS**, the Gretna Police Department wishes to provide citizens with effective and efficient law enforcement protection by operating a Criminal Intelligence Center (CIC) that will create an environment where law enforcement agencies in the New Orleans Metropolitan area can collect, correlate, analyze and disseminate actionable criminal intelligence in a timely manner. The "CIC" is housed in the Alwynn J. Cronvich Building, located at 3300 Metairie Road 2<sup>nd</sup> Floor, Metairie, LA 70001; and

**WHEREAS**, the Federal Bureau of Investigations, Science and Technology Branch, Criminal Justice Information Service Division operates the National Data Exchange (N-Dex), which is a national investigative information sharing system; and

**WHEREAS**, N-Dex provides criminal justice agencies with the mechanism for sharing, searching, linking and analyzing the criminal justice information across jurisdictional boundaries and enhances the criminal justice community's ability to share relevant information in a timely and secure manner; and

**WHEREAS**, the Gretna Police Department, desires to participate in the National Data Exchange (N-Dex) database with the Federal Bureau of Investigations; and

**WHEREAS**, the residents of Gretna as well as the Metropolitan New Orleans area will benefit from the effects of law enforcement agencies working together in furtherance of law enforcement protection by utilizing the Federal Bureau of Investigation's National Data Exchange system; and

**WHEREAS**, this agreement is made and entered into by and between Newell Normand, in his capacity as Sheriff of Jefferson Parish; the Kenner Police Department through the City of Kenner; the Gretna Police Department through the City of Gretna; Mayor and the Westwego Police Department through the City of Westwego; Mayor and the Harahan Police Department through the City of Harahan; Mayor and the Jean Lafitte Police Department through the Town of Jean Lafitte; Mayor and Grand Isle Police Department through the Town of Grand Isle; and the East Jefferson Levee District Police Department through the East Jefferson Levee District.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana a Cooperative Endeavor Agreement with Newell Normand in his capacity as Sheriff of Jefferson Parish and various governmental agencies within the New Orleans Metropolitan area, for the newly created Criminal Intelligence Center (CIC) in order to provide citizens with effective and efficient law enforcement protection in an effort to reduce violent crimes and enhance quality of life issues.**

There were no comments from the public and/or City Council.



On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**

Nays: None

Absent: None

**RESOLUTION NO. 2016-087**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Jefferson Parish Waterline Connection (FP&C Project No. 50-MB5-14-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the addition of new lighting and improvements are deemed to be important elements in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Jefferson Parish Waterline Connection (FP&C Project No. 50-MB5-14-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

There were no comments from the public and/or City Council.





On motion by **Councilman Rau** and seconded by **Councilman Berthelot**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Berthelot, Crosby, Hinyub and Miller**

Nays: None

Absent: None

**RESOLUTION NO. 2016-088**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Stumpf Boulevard Force Main (FP&C Project No. 50-MB5-14-01) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the addition of new lighting and improvements are deemed to be important elements in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 1 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the Stumpf Boulevard Force Main (FP&C Project No. 50-MB5-14-01) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

There were no comments from the public and/or City Council.



On motion by **Councilman Rau** and seconded by **Councilman Berthelot**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Berthelot, Crosby, Hinyub and Miller**

Nays: None

Absent: None

**RESOLUTION NO. 2016-089**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 3 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the New Garden Park Street Lighting (FP&C Project No. 50-MB5-08B-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the addition of new lighting and improvements are deemed to be important elements in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 3 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which states the lines of credit for the New Garden Park Street Lighting (FP&C Project No. 50-MB5-08B-03) were not reauthorized and the project is not in Act 16 of 2016 Second Extraordinary Legislative Session (SES).**

**There were no comments from the public and/or City Council.**



On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the following resolution was read and adopted section by section and then as a whole by the following vote:

Yeas: **Councilmen Rau, Crosby, Hinyub, Miller and Berthelot**  
Nays: None  
Absent: None

**RESOLUTION NO. 2016-090**

**A resolution authorizing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by Act 16 of the 2016 Second Extraordinary Legislative Session (SES) to be \$243,000 in General Obligation (G.O.) Bonds 16D and \$73,700 in G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for McDonoghville Fire Station (FP&C Project No. 50-MB5-12-02).**

**WHEREAS**, the City of Gretna has an interest in the welfare and safety of its citizens; and

**WHEREAS**, the City of Gretna deems the addition of new lighting and improvements are deemed to be important elements in ensuring the welfare and safety of its citizens; and

**WHEREAS**, said Amendment No. 2 to the cooperative endeavor agreement is necessary in order to implement the process to receive State Capital Outlay funding; and

**WHEREAS**, Mayor Belinda C. Constant as elected official, is designated to act on behalf of the City of Gretna, Louisiana in all matters pertaining to this project, including certifying request for State Disbursements; and

**WHEREAS**, said resolution is a prerequisite for the disbursement of State Funds; and

**WHEREAS**, the terms, conditions and provisions of the prior agreement(s), except as modified herein shall remain the same and continue to be in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Gretna, Louisiana, acting as governing authority of said City that:

**Mayor Belinda C. Constant is hereby authorized to execute on behalf of the City of Gretna, Louisiana Amendment No. 2 to the Cooperative Endeavor Agreement with the State of Louisiana), Office of Facility Planning and Control (FP&C), Division of Administration (DOA) which represents the current level of funding provided by Act 16 of the 2016 Second Extraordinary Legislative Session (SES) to be \$243,000 in General Obligation (G.O.) Bonds 16D and \$73,700 in G.O. Bonds Line of Credit (LOC) and the proposed allocation of those funds for McDonoghville Fire Station (FP&C Project No. 50-MB5-12-02).**

**There were no comments from the public and/or City Council.**



**RESOLUTION NO. 2016-091**

**A resolution authorizing and directing Mayor Belinda C. Constant to execute on behalf of the City of Gretna, Louisiana, Change Order No. 1 in the amount of \$117,860.00 for the Hancock Street Canal Improvements, Phase 1 (Kepler – Virgil Street) project, designated as State Project No. 50-MB5-12-03.**

**WHEREAS**, the project currently calls for the outside lanes of Hancock Street (closest to residences) to be milled and overlaid with 2 inches of asphalt pavement; and

**WHEREAS**, the Contractor (Hard Rock Construction LLC) excavated test sections along the length of the project and discovered that the existing pavement section was very thin, with a base course as thin as 6 inches and an asphalt thickness as thin as 2 inches; and

**WHEREAS**, the Engineer's opinion is that this pavement section is inadequate; and

**WHEREAS**, merely overlaying this existing thin pavement section may result in pavement which may not perform well and provide a safe traveling surface; and

**WHEREAS**, ultimately, the end product should be a structurally adequate pavement section across all lanes, on both sides of the street, for safety and longevity; and

**WHEREAS**, the Contractor (Hard Rock Construction LLC) proposes to provide 12 inches of base course and 6 inches of asphalt binder course to provide structurally adequate pavement section for safety and longevity; and

**WHEREAS**, the City Engineer concurs with this recommendation; and

**WHEREAS**, this remediation of poor and inadequate pavement will require an overrun of contract quantities in established project bid items and an increase in the construction cost via change order.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Gretna, Louisiana, acting as legislative authority for said City, that:

**Mayor Belinda C. Constant is hereby authorized and directed to execute on behalf of the City of Gretna, Louisiana, Change Order No. 1 in the amount of \$117,860.00 for the Hancock Street Canal Improvements, Phase 1 (Kepler – Virgil Street) project, designated as State Project No. 50-MB5-12-03; and is hereby directed to have a copy of this resolution recorded with the Mortgage and Conveyance Office of Jefferson Parish, State of Louisiana, as originally filed on July 7, 2016, Instrument No. 11629649, Mortgage Book 4698, Page 94.**

There were no comments from the public and/or City Council.



**REPORTS:**

**Police Department:**

Chief Lawson informed that the Gretna Police Department had finally secured the funds through the State and through the Bond Commission with the additional funding that the State Legislature appropriated to finish the front the of the police complex. When that State was in dire need of money, that money was put on hold; but through cooperation of everyone, were able to secure \$3.2 Million Dollars to finish the front of the Complex. Hope to open bids for said project by February 2017.

**City Engineer (Burk-Kleinpeter, Inc.)**

Mr. David Boyd, City Engineer provided a written monthly Project Status report dated December 14, 2016, and gave a brief overview of projects included in the report. The report was uploaded to Novus as part of the Agenda packet and on file in the office of the City Clerk.

**Departmental Reports distribution:**

Monthly reports dated December 14, 2016 were distributed, to the Mayor and Council Members; reports on file in City Clerk's Office from the following departments: Public Works Department, Building Department, Historic District Commission and Code Enforcement. Reports uploaded to Novus as part of the Agenda packet and on file in the office of the City Clerk.



**Council District Reports:**

**Councilman Crosby (District 1)** thanked the Mr. Danny Lasyone and the Street Department for all the street panels they have repaired in his district. Hancock Street Canal Improvements is underway and looking good.

**Councilman Hinyub (District 2)** commended Mrs. Amie Hebert and Mrs. Dodie Rackley and David Spruce for the relocation of the Christmas Tree Lighting due to the inclement weather on Sunday. He also informed of the marathon race taking place on Saturday, and to be very well attended.

In closing he wished his colleagues, the Mayor and the administration a Merry Christmas and a Happy New Year.

**Councilman Miller (District 3)** acknowledged Mr. Jim Vincent and thanked him publicly for his help with some of the efforts in City Park. He helped the Scouts with the tree planting efforts. He fertilized a lot of the trees and did extra and he greatly appreciated that. The trees were donated by Coastal Restoration.

In addition, informed there was a Ribbon Cutting Ceremony at the Dog Park with a large turnout. Photographs were shown on screen for viewing of the dog park and the dogs. There was one adoption of a dog at the event and two dogs after. McGruff the Crime Dog attended the event.

Mayor Constant also thanked Mr. Vincent for his volunteerism to the events at the park.

**Councilman Berthelot (District 4)** wished Chief Lawson, Mayor Constant, directors and employees of the city for a great 2016 year and wanted to thank everyone for their help and support in all endeavors; a Merry Christmas and Happy New Year to all.

Lastly, he informed that Centennial Park is completed; have not set a ribbon cutting date yet. Will try to schedule before year end. He requested Mr. Mike Wesley to get some night time photographs of the park for the city's records.

**Councilman at Large Rau (Citywide)** congratulated all the Council Members for the beautiful work they did in decorating the city for Christmas. Each district has its own distinct decoration. He wished all Merry Christmas and Happy New Year.

**Councilman Crosby** informed driving down Gretna Boulevard and noticed how beautiful the lights on each end were; crossed over to Stumpf and the lights looked very dim. Next day drove by Stumpf Boulevard again and saw beautiful improvement; it sure made a big difference.

Chief Lawson informed of four streetlights out on Stumpf Boulevard at the rear of Home Depot.

**Mayor Belinda C. Constant** echoed the sentiments of the Council, wishing everyone a Merry Christmas and a Blessed New Year.

Mayor Constant announced of the great events happening at the Gretna Cultural Center for the Arts and encouraged all to attend. "It's a Wonderful Life" Radio Theater will be on Friday and Saturday nights.



**Introduction of Ordinances:** For the record, no ordinances were introduced.



**Citizens Addressing the Mayor and City Council:** For the record, no citizen signed in to speak.



There was no further business to conduct.

The Mayor and City Council will meet on Wednesday, December 14, 2016 in Regular Session.

On motion by **Councilman Rau** and seconded by **Councilman Crosby**, the Mayor and City Council Regular meeting for December 14, 2016 adjourned at 6:40 p.m., and the same was unanimously approved.

Respectfully submitted:

**/S/ NORMA J. CRUZ**  
CITY CLERK  
CITY OF GRETNA  
STATE OF LOUISIANA

**/S/ BELINDA C. CONSTANT**  
MAYOR  
CITY OF GRETNA  
STATE OF LOUISIANA

**A TRUE COPY:**

**/S/ NORMA J. CRUZ**  
CITY CLERK  
CITY OF GRETNA  
STATE OF LOUISIANA