

THE COUNCIL City of New Orleans

HELENA MORENO
Councilmember-At-Large

DONNA M. GLAPION
Councilmember -At-Large

JOSEPH I. GIARRUSSO III
Councilmember District A

JAY H. BANKS
Councilmember District B

KRISTIN GISLESON PALMER
Councilmember District C

JARED C. BROSSETT
Councilmember District D

CYNDI NGUYEN
Councilmember District E

COMPLETED AGENDA

Regular Meeting of the City Council
held via video conference
on Thursday, March 11, 2021 at 10:00 A.M.

PRESIDENT
HELENA MORENO
Councilmember-At-Large



VICE PRESIDENT
DONNA M. GLAPION
Councilmember-At-Large

ROLL CALL
LORA W. JOHNSON
CLERK OF COUNCIL

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*PLEASE TURN ALL CELL PHONES AND BEEPERS EITHER OFF OR ON
VIBRATE DURING COUNCIL PROCEEDINGS.*

1. **APPROVAL OF THE MINUTES** - February 11, 2021 and February 25, 2021.

Annotation:
APPROVED.

SPECIAL ORDERS OF BUSINESS

All Special Orders are Temporarily Postponed due to the
COVID-19 Pandemic.

CONSENT AGENDA

1. **COMMUNICATION - FROM THERESA R. BECHER, COUNCIL RESEARCH
OFFICER, NEW ORLEANS CITY COUNCIL**

Brief:

Submitting the recommended agenda items for deferrals for the
March 11, 2021 Regular Council meeting due to the COVID-19
pandemic.

Annotation:
ELECTRONICALLY SUBMITTED.
RECEIVED.

2. **COMMUNICATION - FROM ERIN SPEARS - CHIEF OF STAFF & COUNSEL, COUNCIL UTILITIES REGULATORY OFFICE**

Brief:

Submitting the transmittal document for communications related to electric and gas utility matters to be received by the Council of the City of New Orleans at its meeting on **March 11, 2021:**

Communications submitted by Entergy New Orleans, LLC ("ENO")

1. 2021 Annual Gas Marketing Report
2. Purchased Power Cost Recovery (PPCR) Adjustments for the March 2021 billing cycle, submitted pursuant to R-20-67, UD-18-07
3. Purchased Gas Adjustments for the March 2021 billing cycle, submitted pursuant to R-03-272
4. Environmental Adjustments for the March 2021 billing cycle, UD-18-07
5. Fuel Adjustments for the March 2021 billing cycle, UD-18-07
6. Reply to Advisors' Motion to Extend Procedural Deadlines, UD-20-02
7. Bandwidth Compliance Filing, EL10-65-007

Comments in Response to Motion to Institute Prudence Review, pursuant to R-21-37, UD-18-07

1. Opposition to Motion, submitted by ENO
2. Support for the Motion, submitted by Building Science Innovators, LLC
3. Support for the Motion, submitted by Air Products and Chemicals, Inc.
4. Support for the Motion, submitted by 350 New Orleans

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

3. **COMMUNICATION - FROM AMY B. TREPAGNIER, PERSONNEL DIRECTOR,
CITY OF NEW ORLEANS, DEPARTMENT OF CIVIL SERVICE**

Brief:

Submitting for Council approval **Amendment to the Classified Pay Plan (Crime Laboratory Director (Police))** in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of February 15, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

4. **COMMUNICATION - FROM ESTELLE T. BROWN, INTAKE SUPERVISOR,
DEPARTMENT OF SAFETY AND PERMITS, OFFICE OF BUSINESS AND
EXTERNAL SERVICES | CITY OF NEW ORLEANS**

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property:

- **1233 Oretha Castle Haley Blvd., 20-47901-DEMO - Council District "B"**

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 3/25/21).

5. **COMMUNICATION - FROM ESTELLE T. BROWN, INTAKE SUPERVISOR,
DEPARTMENT OF SAFETY AND PERMITS, OFFICE OF BUSINESS AND
EXTERNAL SERVICES | CITY OF NEW ORLEANS**

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property:

- **2129-2131 Fourth Street, 21-02982-DEMO - Council District "B"**

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 3/25/21).

6. COMMUNICATION - FROM LEONARD MCCOLLUM JR., PRESIDENT,
SEABROOK NEIGHBORHOOD IMPROVEMENT AND SECURITY DISTRICT

Brief:

Submitting for Council approval a request to hold an election and renewal of La. R.S.33:9091.16(f); on October 9, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

7. COMMUNICATION - FROM ESTELLE T. BROWN, INTAKE SUPERVISOR,
DEPARTMENT OF SAFETY AND PERMITS, OFFICE OF BUSINESS AND
EXTERNAL SERVICES | CITY OF NEW ORLEANS

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property:

- 5217 S. Derbigny St., #20-42926-DEMO - Council District "B"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (*Hearing Date Set For 3/25/21*).

8. **COMMUNICATION - FROM SERGEANT STUART M. SMITH, NEW ORLEANS POLICE DEPARTMENT, INVESTIGATION AND SUPPORT BUREAU, PROPERTY CRIMES SECTION**

Brief:

Submitting to the Council the following information for approval of Rules Promulgation for New Orleans Police Department's Towing Allocation List, in compliance with the City of New Orleans Code Section 2-1000.

- 1.) Proposed participation rules for the New Orleans Police Department's Towing Allocation List.
- 2.) Legal notice of public hearing published in The Times-Picayune | The New Orleans Advocate newspaper
- 3.) Summary of the public hearing held concerning the proposed rules for the New Orleans Police Department's Towing Allocation List
- 4.) Resolution regarding the adoption of the rules pertaining to the New Orleans Police Department's Towing Allocation List

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

9. **COMMUNICATION - FROM DAVID W. GERNHAUSER, SECRETARY, BOARD OF LIQUIDATION, CITY DEBT**

Brief:

Transmitting City Council Notification regarding the sale of Taxable Sewerage Service Revenue Refunding Bonds, Series 2021 and Taxable Water Revenue Refunding Bonds, Series 2021.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

10. **REPORT - FROM THERESA R. BECHER, COUNCIL RESEARCH OFFICER,
NEW ORLEANS CITY COUNCIL**

Brief:

Transmitting demolition reports for the following properties:

1. **5217 S. Derbigny St.** - Council District B - suggested hearing date 3/25/21.
2. **2129-31 4th St.** - Council District B - suggested hearing date 3/25/21.
3. **1233 O.C. Haley Blvd.** - Council District B - suggested hearing date 3/25/21.
4. **3126 St. Bernard Ave.** - Council District D - suggested hearing date 3/11/21.
5. **5025 S. Prieur St.** - Council District B - suggested hearing date 3/11/21.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

11. **REPORT - OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS
HISTORIC DISTRICT LANDMARKS COMMISSION CENTRAL BUSINESS
DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION**

Brief:

Submitting a report detailing an appeal of the Central Business District Historic District Landmarks Commission's of "**approval**" of an application to demolish a contributing rated accessory structure for property located at **925 Burdette Street**.

Annotation:

**ELECTRONICALLY SUBMITTED.
(Communication received at the meeting of 1/28/21).
RECEIVED.**

12. REPORT - OF THE EXECUTIVE DIRECTOR OF THE CITY PLANNING COMMISSION

Brief:

Transmitting Zoning Dockets 9/21 - Cm. Banks, 12/21 - Cm. Giarrusso, ZD 13/21 - Cm. Banks, ZD 16/21 - All Cms., ZD 18/21 - Cm. Banks, ZD 21/21 - Cm. Banks, ZD 22/21 - Cm. Gisleson Palmer, Cn. Deadline 5/10/21.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*Hearing Date Set For 3/25/21*).

13. CAL. NO. 33,234 - BY: COUNCILMEMBERS BANKS AND NGUYEN

Brief:

An Ordinance to amend and reordain Section 54-414 of Article VI, Chapter 54 of the Code of the City of New Orleans; to revise the curfew laws for minors; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(*Council Rule 34. Postponement Deadline 5/28/21*).

(*Referred to the Criminal Justice Committee*).

(*Criminal Justice Committee recommended approval*).

ADOPTED. ORD. NO. 28617 M.C.S.

14. CAL. NO. 33,239 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to effect a zoning change from an S-RD Suburban Two-Family Residential District to a C-1 General Commercial District, on Square 3, Lots 3, 4, and Pt. 8 or 8, Rosedale, in the Third Municipal District, bounded by Chef Menteur Highway, Brutus Street, and America Street (Municipal Addresses: **6820-6828 Chef Menteur Highway and 6809 Brutus Street**); and otherwise to provide with respect thereto. (**ZD NO. 94/20**)

Annotation:

ELECTRONICALLY SUBMITTED.

(*90 Days, Cn. Deadline 4/28/21*).

(*Cn. Deadline: 4/22/21*).

(*Technical correction needed*).

ADOPTED. ORD. NO. 28618 M.C.S.

15. CAL. NO. 33,240 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to establish a conditional use to permit an established multi-family dwelling in an HU-RD2 Historic Urban Two-Family Residential District, on Square 131, Lot 10, in the Fifth Municipal District, bounded by Thayer Street, Slidell Street, Opelousas Avenue, and Leboeuf Street (Municipal Addresses: **738-740 Thayer Street**); and otherwise to provide with respect thereto. **(ZD NO. 95/20)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 4/28/21).

(Cn. Deadline: 4/22/21).

ADOPTED. ORD. NO. 28619 M.C.S.

16. CAL. NO. 33,241 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to establish a conditional use to permit a bar in an HMC-2 Historic Marigny/Tremé/Bywater Commercial District, an AC-4 Arts and Culture Diversity Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 632, Lot 1, in the Third Municipal District, bounded by North Claiborne Avenue, Laharpe Street, Saint Bernard Avenue, and North Robertson Street (Municipal Address: **1544 North Claiborne Avenue**); and otherwise to provide with respect thereto. **(ZD NO. 96/20)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 4/28/21).

(Cn. Deadline: 4/22/21).

ADOPTED. ORD. NO. 28620 M.C.S.

17. CAL. NO. 33,243 - BY: COUNCILMEMBERS BANKS AND GIARRUSSO

Brief:

An Ordinance to amend and reordain Articles 9, 11, 12 13, 14, 15, 20 and 25 of Ordinance No. 4264 M.C.S., amended by Ordinance No. 26,413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to clarify and amend the definitions and use tables for "Dwelling, Established Multi-Family" and "Dwelling, Established Two-Family" along with establishing conditions and factors for re-establishment - the text amendment will impact zoning districts city-wide; and otherwise to provide with respect thereto. *(Zoning Docket Number 83/20)*

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 4/28/21).
(Cn. Deadline: 4/22/21).
ADOPTED. ORD. NO. 28622 M.C.S.

18. CAL. NO. 33,244 - BY: COUNCILMEMBERS BANKS, NGUYEN (BY REQUEST) AND GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 26-160 of the Code of the City of New Orleans to require property owners to keep grass below 10 inches; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement: 6/11/21).
(Referred to the Community Development Committee).
(Community Development Committee recommended approval).
ADOPTED. ORD. NO. 28623 M.C.S.

MOTION TO ADOPT CONSENT AGENDA AND REFER OTHER MATTERS TO THE PROPER AGENCY.

YEAS: Banks, Brossett, Giarrusso, Gisleson Palmer, Glapion,
Moreno, Nguyen - 7

NAYS: 0

ABSENT: 0

AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

LAND USE MATTERS

ALL LAND USE ARE SCHEDULED TO COMMENCE AT 11:00 A.M. OR THEREAFTER.

All public comments on land use items are subject to City Council Rule 10.1B, whereby each land use matter is limited to a maximum public comment period of 20 minutes, with speakers being limited to two minutes, per item.

No ceding of public speaking time is permitted.

1. LEGISLATIVE GROUPING

1a. DEMOLITION REQUEST - OF SAMUEL BAILEY ON BEHALF OF AVANT GARDE LLC

Brief:

Requesting a demolition permit for the following property:

- 5025 S. Prieur St., Accessory Structure

Annotation:

ELECTRONICALLY SUBMITTED.

(Report and application materials received at the meeting of 2/25/21).

(Cm. Banks, Cn. Deadline 4/26/21).

(Report received on today's Consent Agenda).

HEARING HELD.

1b. MOTION - NO. M-21-97 - BY: COUNCILMEMBER BANKS

Brief:

A motion approving the demolition of the accessory structure located at 5025 S. Prieur St.

Annotation:

ELECTRONICALLY SUBMITTED.

ADOPTED.

2. LEGISLATIVE GROUPING

2a. DEMOLITION REQUEST - OF RONALD WARD CONSTRUCTION, LLC ON
BEHALF OF KWC CONSTRUCTION, LLC

Brief:

Requesting a demolition permit for the following property:

3126 St. Bernard Ave.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Brossett, Cn. Deadline 4/26/21).

(Report received on today's Consent Agenda).

HEARING HELD.

2b. MOTION - NO. M-21-93 - BY: COUNCILMEMBER BROSSETT

Brief:

A motion **granting** the requested demolition of 3126 Saint
Bernard Avenue.

Annotation:

ELECTRONICALLY SUBMITTED.

ADOPTED.

3. LEGISLATIVE GROUPING

3a. HDLC APPEAL - OF ALEXANDRA MEYN DESIGN, LLC|FOUNDER

Brief:

Requesting to appeal the Historic District Landmarks Commission's (HDLC) decision of "**denial**" of the application to alter the windows of half of the existing structure to match the historic facade of its other half for property located at **2820-2826 St. Claude Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Gisleson Palmer).

(Cn. Deadline 3/28/21).

(Report received at the meeting of 2/25/21).

HEARING HELD.

3b. MOTION (LYING OVER) - M-21-84 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

A motion **denying** the applicant's appeal to replace two wood windows with full height windows at the front elevation.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/25/21).

ADOPTED.

4. LEGISLATIVE GROUPING

4a. HDLC APPEAL - OF SUSAN P. JOHNSON, PRINCIPAL, TOWN OF CARROLLTON WATCH, LLC

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**approval**" of the demolition of a contributing-rated, one-story accessory building (caretaker's cottage) for property located at **925 Burdette Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 4/11/21).

(Report received on today's Consent Agenda).

HEARING HELD.

4b. MOTION - NO. M-21-95 - BY: COUNCILMEMBER GIARRUSSO

Brief:

A motion **denying** the applicant's appeal and upholding the HDLC's approval of the demolition.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

5. ZONING DOCKET NO. 3/21 - CITY COUNCIL MOTION NO. M-20-400

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to establish the Algiers Riverfront Overlay District, to ensure that certain uses and designs are compatible with and preserve the character and integrity of Algiers, applying to all lots, except for those zoned Neighborhood Open Space (OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn Avenue becoming Powder Street, continuing along Power Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delaronde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River.

The review of the proposed amendment shall include the following considerations:

1. Regardless of any law to the contrary, the height shall be limited to 40 feet and no more than three stories; and
2. In the MU-1 and MU-2 base zoning districts, the design standards shall be as provided in the HU-MU District.
3. The option of downzoning the base zoning within the entirety of the proposed overlay or any part thereof, in order to achieve limited use and design restrictions. Any downzoning proposal is subject to a maximum base height of forty (40) feet and three (3) stories.
4. The option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to eliminate or modify the height limit increase so that only a maximum of five (5) feet beyond the height limit of the underlying zoning district is permitted. The intent of this possible revision is to consider allowing only the minimum height bonus necessary to achieve a view of the river from the upper story or stories of a three-floor development. If no such height bonus is

necessary to achieve this view, the intent is to remove the option of any height bonus under the RIV-2.

5. In conjunction with (5) above, the option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to add a possible parking bonus, as a replacement for the current height limit increase or supplement to a reduced height limit increase. The intent of this possible revision is to establish an affordable housing incentive that is more compatible with the neighborhood than the current height limit increase.

All lots, except for the those zoned Neighborhood Open Space(OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn Avenue becoming Powder Street, continuing along Powder Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delearonde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River.

The recommendation of the City Planning Commission being **"Modified Approval"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Gisleson Palmer, Cn. Deadline 4/12/21).

CONTINUED TO THE MEETING OF 3/25/21.

6. ZONING DOCKET NO. 4/21 - CITY COUNCIL MOTION NO. M-20-401

Brief:

Requesting a Text amendment to the Comprehensive Zoning Ordinance to amend Article 5 "Planned Development Standards" and/or the creation of a zoning overlay district known as the "Brown's Dairy Affordable Housing Homeownership District" bounded by Erato Street, Baronne Street, Carondelet Street, and Martin Luther King, Jr. Boulevard, for the purpose of providing additional flexibility in the redevelopment of certain sites, which will allow for the creation of affordable housing homeownership opportunities.

1. The text amendment to Article 5, Planned Development Standards would apply **citywide**.
2. The overlay district would apply to the area bounded by Erato, Baronne, Carondelet Streets, and Martin Luther King, Jr., Boulevard. The recommendation of the City Planning Commission being **"FOR MODIFIED APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms. and Cm. Banks, Cn. Deadline 3/29/21).

CONTINUED TO THE MEETING OF 3/25/21.

7. ZONING DOCKET NO. 5/21 - RENEWAL HOMES II, LLC

Brief:

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 279, Lot A, in the Fourth Municipal District, bounded by Dryades Street, Toledano Street, Danneel Street, and Harmony Street (Municipal Addresses: **3221-3225 Dryades Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 3/29/21).

CONTINUED TO THE MEETING OF 3/25/21.

8. LEGISLATIVE GROUPING

8a. ZONING DOCKET NO. 7/21 - ST. HENRY'S INC.

Brief:

Requesting a Conditional use to permit a primary educational facility in an HU-RD2 Historic Urban Two-Family Residential District, on Square 204, Lots 22, 23, 24, and 25, in the Sixth Municipal District, bounded by Constance Street, Milan Street, General Pershing Street, and Magazine Street (Municipal Address: **4219 Constance Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to three (3) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 3/29/21).

HEARING HELD.

8b. MOTION - NO. M-21-96 - BY: COUNCILMEMBER BANKS

Brief:

A motion **approving** CPC's favorable recommendation and granting the request subject to the three provisos provided in the City Planning report.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

9. LEGISLATIVE GROUPING

9a. ZONING DOCKET NO. 8/21 - CHARTRES PROPERTIES, LLC

Brief:

Requesting a conditional use to permit a wine shop in an HU-B1 Historic Urban Neighborhood Business District, a CPC Character Preservation Corridor Design Overlay District, and the Magazine Street Use Restriction Overlay District, on Square 204, Lot 14A, in the Sixth Municipal District, bounded by Magazine Street, Constance Street, General Pershing Street, and Milan Street (Municipal Addresses: **4210-4214 Magazine Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to four (4) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Banks, Cn. Deadline 4/12/21).
HEARING HELD.

9b. MOTION - NO. M-21-98 - BY: COUNCILMEMBER BANKS

Brief:

A motion **approving** CPC's favorable recommendation and granting the request subject to the four provisos provided in the City Planning report.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement continued to 7/9/21).
ADOPTED.

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 10/21 - CASEY D. ROBERTS AND ZACHARY F. BARNETT

Brief:

Requesting a Zoning change from an HU-RD2 Historic Urban Two-Family Residential District to an HU-MU Historic Urban Mixed-Use District, on Square 355, Lot 32, in the Second Municipal District, bounded by Dumaine Street, North Broad Street, North White Street, and Saint Philip Street. (Municipal Addresses: **2721-2723 Dumaine Street**). The recommendation of the City Planning Commission being "**FOR DENIAL**".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 4/26/21).

HEARING HELD.

10b. MOTION - NO. M-21-94 - BY: COUNCILMEMBER GIARRUSSO

Brief:

A motion **upholding** the City Planning Commission's unfavorable recommendation and denying the zoning change request.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

11. ZONING DOCKET NO. 11/21 - NICOLE WEBRE

Brief:

Requesting a Text amendment to Article 20 of the Comprehensive Zoning Ordinance relative to the virtual sales of vehicles and other articles as deemed necessary by the staff of the City Planning Commission.

First, to amend Use Standards Section 20.3.MM(5) Motor Vehicle Service and Repair, Minor and Major as follows:

"5. The handling of virtual sales of used automobiles may be permitted with the following Conditions:

- a.) The storage of used vehicles for sale on premise is prohibited; and
- b.) Vehicles shall be located off-premise at the vehicle owner's property or at a property zoned and
- c.) The business shall hold a valid license with the Louisiana Used Motor Vehicle Commission.

Second, the City Planning Commission staff shall have the authority to amend the above and make recommendations for additional amendments, **Citywide**.

The recommendation of the City Planning Commission being **"FOR MODIFIED APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., Cn. Deadline 4/26/21).
CONTINUED TO THE MEETING OF 3/25/21.

12. CAL. NO. 32,930 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)

Brief:

An Ordinance granting a non-exclusive franchise to McLeodUSA Telecommunications Services, LLC, to construct, maintain and operate an aboveground and/or underground fiber-optic based communications system, to provide for the furnishing of a surety bond, annual payments; and otherwise to provide with respect thereto.

Annotation:

CONTINUED TO THE MEETING OF 4/8/21.

13. LEGISLATIVE GROUPING

13a. CAL. NO. 33,018 - BY: COUNCILMEMBER WILLIAMS

Brief:

An Ordinance to amend and reordain Sections 90-40 and 90-41 of the Code of the City of New Orleans, relative to police, to mandate that NOPD provide an arrestee or their legal counsel prompt access to body-worn and in-car camera footage in connection with the accused's arrest; to provide that NOPD shall disclose and provide an explanation if it determines such footage does not exist; to prohibit NOPD leadership from authorizing deviation from any NOPD policy; to prohibit NOPD from entering into an agreement or Memorandum of Understanding governing a Multi-Agency Task Force that exempts law enforcement officers from any NOPD policy; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

CONTINUED TO THE MEETING OF 4/8/21.

13b. AMENDMENTS TO ORDINANCE NO. 33,018 - BY: COUNCILMEMBER WILLIAMS

Brief:

- Creating an exception from the 30-day production requirement for footage that would compromise an investigation or endanger witnesses, pending Court authorization.
- Removes the provision prohibiting NOPD from entering into agreements regarding exceptions to NOPD policy.

Annotation:

ELECTRONICALLY SUBMITTED.

CONTINUED TO THE MEETING OF 4/8/21.

14. CAL. NO. 33,147 - BY: COUNCILMEMBERS WILLIAMS AND GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 26-15 of the Code of the City of New Orleans, relative to peer review of structural design and inspection by engineers of record during construction, to specify where such reviews and inspections are required, how and by whom they are to be performed; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 3/25/21.

15. CAL. NO. 33,155 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 50-86 of the Code of the City of New Orleans to delete the authority of certain members of the Department of Public Utilities to take oaths and verify affidavits of other members of the Department of Public Utilities; to grant certain members of the Department of Public Works the authority to take oaths and verify affidavits of certain other members of the Department of Public Works in order to issue citations for certain offenses on the public right of way; and to add a new subsection thereto to grant certain employees of the New Orleans Office of Homeland Security and Emergency Preparedness the authority to take oaths and verify affidavits of certain employees of the New Orleans Office of Homeland Security and Emergency Preparedness, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 3/25/21.

16. CAL. NO. 33,156 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 66-282 of the Code of the City of New Orleans to provide authorization for certain Department of Public Works employees to issue summons for certain violations on the public right of way; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 3/25/21.

17. CAL. NO. 33,183 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)

Brief:

An Ordinance granting a non-exclusive franchise to Telepak Networks, Inc. to construct, maintain, and operate an aboveground and/or underground Wireline Telecommunications System, to provide for the furnishing of a surety bond, annual payments, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/19/21).

CONTINUED TO THE MEETING OF 4/8/21.

18. LEGISLATIVE GROUPING

18a. CAL. NO. 33,214 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to grant a planned development in a C-3 Heavy Commercial District and an EC Enhancement Corridor Design Overlay District, on the entireties of Squares 670 and 671 and the closed former portion of South Rendon Street between the two squares, in the First Municipal District, bounded by South Francis C. Norman Parkway, Calliope Street, Euphrosine Street, and South Lopez Street (Municipal Addresses: **1050 South Francis C. Norman Parkway, 4401 Calliope Street, and 4440-4444 Euphrosine Street**); and otherwise to provide with respect thereto. (ZD NO. 72/20)

Annotation:

ELECTRONICALLY SUBMITTED.

(Technical correction needed).

(90 Days, Cn. Deadline 3/17/21).

(Cn. Deadline 3/11/21).

ON DEADLINE.

ADOPTED, AS AMENDED. ORD. NO. 28616 M.C.S.

18b. AMENDMENT TO CAL. NO. 33,214 - BY: COUNCILMEMBER BANKS

Brief:

An amendment to:

- o Replace South Jefferson Davis Parkway throughout the ordinance with South Norman C. Francis Parkway; and
- o In lines 159 and 160, delete "the proposed affordability terms." and insert in lieu thereof, "any proposed affordability terms, if applicable."

Annotation:

ELECTRONICALLY SUBMITTED.

ON DEADLINE.

ADOPTED.

19. CAL. NO. 33,232 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend and reordain Articles I, II, and III of Chapter 86 of the Code of the City of New Orleans, relative to establishing the Human Rights Commission, its membership, powers, jurisdiction, and hearing and investigative procedures; and to provide otherwise with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/28/21).

(Referred to the Community Development Committee).

CONTINUED TO THE MEETING OF 4/22/21.

20. CAL. NO. 33,242 - BY: COUNCILMEMBER NGUYEN (BY REQUEST)

Brief:

An Ordinance authorizing the sale at public auction for a minimum price to be set by appraisal of certain portions of ground with all improvements and appurtenances thereon, and all of the rights, ways, privileges, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in the Third Municipal District of the City of New Orleans, Orleans Parish, State of Louisiana, ("the Properties"), and described more fully in attached "Exhibit A", which are no longer needed for public purposes; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/11/21).

ADOPTED. ORD. NO. 28621 M.C.S.

21. CAL. NO. 33,245 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Article XXI of Chapter 30, and Chapter 162, of the Code of the City of New Orleans, to transfer certain functions of the Department of Safety and Permits to the Department of Public Works; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/11/21).

ADOPTED. ORD. NO. 28624 M.C.S.

22. CAL. NO. 33,248 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a second amendment to a Cooperative Endeavor Agreement by and between the City of New Orleans (the "City") and the New Orleans Redevelopment Authority ("NORA"), to extend the term thereof for an additional two years to allow for continuation of the Joint Oak Park Stormwater Management and Flood Mitigation Project, as more fully set forth in the Amendment No. 2 to the Cooperative Endeavor Agreement form attached hereto and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/25/21).

ADOPTED. ORD. NO. 28625 M.C.S.

23. CAL. NO. 33,253 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 162-287 of the Code of the City of New Orleans, relative to for-hire vehicle coverage amounts, to reduce minimum insurance policy requirements for non-emergency medical transport (NEMT); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/25/21).

ADOPTED. ORD. NO. 28626 M.C.S.

24. CAL. NO. 33,254 - BY: COUNCILMEMBERS GISELSON PALMER, BANKS AND GIARRUSSO

Brief:

An Ordinance to amend and reordain Sections 84-22 and 84-132 of the Code of the City of New Orleans, relative to applicable definitions regarding historic preservation, to establish for properties within the jurisdiction of the New Orleans Historic District and Landmarks Commission (HDLC) and the Central Business District Historic District and Landmarks Commission (CBD-HDLC) a revised definition of demolition, and new definitions for exterior wall, obscuration, and primary façade; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/25/21).

(Referred to the Community Development Committee/Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 3/25/21.

25. MOTION (LYING OVER) - NO. M-20-326 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Motion directing City Planning Commission to conduct a public hearing on amendments to the Comprehensive Zoning Ordinance of the City of New Orleans (CZO), in Article 4, Section 4.8, relative to the applications and approvals for Zoning Appeals, to clarify the appeals that may be filed concerning decisions of the Director of the Department of Safety and Permits regarding the CZO, and the applicable time limits to appeal these decisions.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Quality of Life Committee).

CONTINUED TO THE MEETING OF 3/25/21.

26. MOTION - NO. M-21-88 - BY: COUNCILMEMBER MORENO

Brief:

Confirming the following appointments made by the Council President to the following City Council committees pursuant to Council Rule 38:

Transportation and Airport Committee

Councilmember Kristin Gisleson Palmer - Chair
Councilmember Donna M. Glapion
Councilmember Joseph I. Giarrusso III
Councilmember Jared C. Brossett
Councilmember Cyndi Nguyen

Council Emergency Preparedness and Cybersecurity Special Committee

Councilmember Jared C. Brossett - Chair
Councilmember Helena Moreno
Councilmember Donna M. Glapion
Councilmember Joseph I. Giarrusso III
Councilmember Jay H. Banks
Councilmember Kristin Gisleson Palmer
Councilmember Cyndi Nguyen

Ad Valorem & Dedicated Revenue Special Committee

Councilmember Helena Moreno - Chair
Councilmember Donna M. Glapion
Councilmember Joseph I. Giarrusso III
Councilmember Jay H. Banks
Councilmember Kristin Gisleson Palmer
Councilmember Jared C. Brossett
Councilmember Cyndi Nguyen

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

27. MOTION - NO. M-21-89 - BY: COUNCILMEMBER NGUYEN

Brief:

A motion to waive the permit fees relative to facility rentals associated with the season games which are officially sponsored by the Louisiana Lightning Football Team held at Joe W. Brown Memorial Park, Victory Field Stadium on Saturday, March 13, 2021, Saturday March 27, 2021, Saturday April 10, 2021, Saturday May 1, 2021, and Saturday May 22, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

28. MOTION - NO. M-21-90 - BY: COUNCILMEMBER MORENO

Brief:

A motion to amend the New Orleans City Council's Rules to add Rule 55 regarding the City Council's Vehicle Policy.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

(Suggested hearing date 3/25/21 - This Rule must be advertised prior to Council consideration).

CONTINUED TO THE MEETING OF 3/25/21.

29. MOTION - NO. M-21-91 - BY: COUNCILMEMBER NGUYEN

Brief:

A motion to waive NORDC Facility Rental fees relative to the George Washington Carver High School's hosting of the "6th Annual Carver Classic" track meet, which will take place on March 6, 2021, from 9 a.m. - 4 p.m., at Joe W. Brown Park's Victory Track.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

ADOPTED.

30. RESOLUTION - NO. R-21-92 - BY: COUNCILMEMBERS GISLESON PALMER AND NGUYEN

Brief:

A resolution to support federal and global action to address disproportionate health outcomes in communities of color and to take action to preserve our local environment and economy by opposing the construction of Formosa Plastics and any industrial or petrochemical plant that significantly adds to the existing toxic emissions in Cancer Alley.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

CONTINUED TO THE MEETING OF 3/25/21.

31. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 33,255 THRU 33,268.

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.