

**THE COUNCIL**  
**City of New Orleans**

**JASON ROGERS WILLIAMS**  
Councilmember-At-Large

**HELENA MORENO**  
Councilmember-At-Large

**JOSEPH I. GIARRUSSO III**  
Councilmember District "A"

**JAY H. BANKS**  
Councilmember District "B"

**KRISTIN GISLESON PALMER**  
Councilmember District "C"

**JARED C. BROSETT**  
Councilmember District "D"

**CYNDI NGUYEN**  
Councilmember District "E"

**COMPLETED AGENDA**  
Regular Meeting of the City Council  
held in City Hall Council Chamber  
on Thursday, December 6, 2018 at 10:05 A.M.

**PRESIDENT**  
JASON ROGERS WILLIAMS  
Councilmember-At-Large



**VICE PRESIDENT**  
HELENA MORENO  
Councilmember-At-Large

**ROLL CALL**  
SHARON B. TEMPLE  
ASSISTANT CLERK OF COUNCIL

**INVOCATION**  
RABBI EDWARD PAUL COHN AND  
LIEUTENANT JUNIOR GRADE ROBERT JOHNSON  
CHAPLAIN UNITED STATES NAVY

**PRESENTATION OF COLORS**  
JOINT COLOR GUARD

**PLEDGE OF ALLEGIANCE TO THE FLAG**  
SERGEANT FIRST CLASS JARED CLAPPER  
377<sup>TH</sup> THEATER SUSTAINMENT COMMAND

**NATIONAL ANTHEM**  
MARINE BAND

REV. DR. EMANUEL SMITH, JR., PASTOR

CITY COUNCIL CHAPLAIN

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

1. APPROVAL OF THE MINUTES - November 1, 2018 and November 29, 2018.

Annotation:  
APPROVED.

## SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - MAJOR GENERAL DAVID MIZE, USMC RET., CHAIRMAN OF THE MAYOR'S MILITARY ADVISORY COMMITTEE

Brief:  
Presenting Military Day in the City of New Orleans.

Annotation:  
(Cms. All).  
APPEARED.

2. SECOND ORDER OF BUSINESS

3. THIRD ORDER OF BUSINESS

## CONSENT AGENDA

1. COMMUNICATION - FROM ALYSSA MAURICE-ANDERSON, ASSISTANT GENERAL COUNSEL, LEGAL DEPARTMENT - REGULATORY, ENTERGY SERVICES, INC.

**Brief:**

Submitting on behalf of Entergy New Orleans, LLC ("ENO" or the Company) an original and two (2) copies of the Public Version of Entergy New Orleans, LLC's Objections to Discovery Propounded by the Council's Advisors (*Re: Revised Application of Entergy New Orleans, LLC for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief*). (Council Docket No. UD-18-07)

**Annotation:**

RECEIVED.

2. COMMUNICATION - FROM LOGAN A. BURKE, EXECUTIVE DIRECTOR, ALLIANCE FOR AFFORDABLE ENERGY

**Brief:**

Submitting an original and two (2) copies of the Alliance for Affordable Energy's Comments RE: Quanta's Reliability Study in RE: RESOLUTION DIRECTING ENTERGY NEW ORLEANS, INC. TO INVESTIGATE AND REMEDIATE ELECTRIC SERVICE DISRUPTIONS AND COMPLAINTS AND TO ESTABLISH MINIMUM ELECTRIC RELIABILITY PERFORMANCE STANDARDS AND FINANCIAL PENALTY MECHANISMS. (Docket No. UD-17-04)

**Annotation:**

RECEIVED.

3. COMMUNICATION - FROM SHANNON BELL, LEGAL ASSISTANT TO LUKE F. PIONTEK, CHRISTIAN J. RHODES AND SHELLEY ANN MCGLATHERY, ROEDEL, PARSONS, KOCH, BLACHE, BLAHOFF & MCCOLLISTER, A LAW CORPORATION

**Brief:**

Submitting an original and two (2) copies of the Sewerage and Water Board of New Orleans' Comments Regarding Quanta Report in RE: Resolution Directing Entergy New Orleans, Inc. to Investigate and Remediate Electric Service Disruptions and Complaints and to Establish Minimum Electric Reliability Performance Standards and Financial Penalty Mechanisms. (CNO Docket No. UD-17-04)

**Annotation:**

RECEIVED.

4. COMMUNICATION - FROM JAY BEATMANN, COUNSEL, DENTONS US LLP

**Brief:**

Submitting an original and three (3) copies of the Advisors' Report Regarding Proposed Community Solar In Re: A Rulemaking Proceeding to Establish Rules for Community Solar Projects. (CNO Docket No. UD-18-03)

**Annotation:**

RECEIVED.

5. COMMUNICATION - FROM LOGAN A. BURKE, EXECUTIVE DIRECTOR, ALLIANCE FOR AFFORDABLE ENERGY

**Brief:**

Submitting an original and two (2) copies of the Alliance for Affordable Energy's Comments in Re: R-18-474: Show Cause Proceeding on Imposition of Sanctions against Entergy New Orleans, LLC, based upon Report of Independent Investigators filed with the Council on October 29, 2018.

**Annotation:**

RECEIVED.

6. COMMUNICATION - FROM LOGAN A. BURKE, EXECUTIVE DIRECTOR,  
ALLIANCE FOR AFFORDABLE ENERGY

**Brief:**

Submitting an original and two (2) copies of the Alliance for Affordable Energy's Comments In Re: Resolution and Order establishing a docket and procedural schedule to consider the application of Entergy New Orleans, LLC for approval of Renewable Portfolio and Request for Cost Recovery and Timely Relief. (Docket No. UD-18-06)

**Annotation:**

RECEIVED.

7. COMMUNICATION - FROM TIMOTHY S. CRAGIN, ASSISTANT GENERAL  
COUNSEL, LEGAL SERVICES - REGULATORY, ENTERGY SERVICES, LLC

**Brief:**

Submitting for further handling an original and two (2) copies of Entergy New Orleans, LLC.'s ("ENO") 2018 Reliability Project Status Report as of October 31, 2018, pursuant to Council Resolution R-18-98 and filed in Re: Resolution Directing Entergy New Orleans, Inc. to Investigate and Remediate Electric Service Disruptions and Complaints and to Establish Minimum Electric Reliability Performance Standards and Financial Penalty Mechanisms. (CNO Docket No. UD-17-04)

**Annotation:**

RECEIVED.

8. COMMUNICATION - FROM BRIAN L. GUILLOT, SENIOR COUNSEL, LEGAL SERVICES - REGULATORY, ENTERGY SERVICES, LLC

**Brief:**

Submitting for further handling an original and two (2) copies of Entergy New Orleans, LLC's ("ENO") Response to Show Cause filed pursuant to Council Resolution R-18-474.

**Annotation:**

RECEIVED.

9. COMMUNICATION - FROM GRACE MORRIS, SIERRA CLUB

**Brief:**

Submitting an original and two (2) copies of the Sierra Club's request for intervention in *Re: Resolution and Order Establishing a Period of Intervention and Other Procedural Requirements for the Consideration of the Revised Application of Entergy New Orleans, LLC for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief.* (Docket No. UD-18-07)

**Annotation:**

RECEIVED.

10. COMMUNICATION - FROM RICHARD T. SAHUC, INTELLECTUAL PROPERTY CONSULTING

**Brief:**

Requesting to appeal the Vieux Carré Commission's decision of "denial" of the retention of signs for property located at 721 Bourbon Street.

**Annotation:**

RECEIVED. (Hearing Date Set For 12/20/18).

11. COMMUNICATION - FROM ERIN SPEARS, CHIEF OF STAFF, CITY OF NEW ORLEANS, CITY COUNCIL UTILITY REGULATORY OFFICE

**Brief:**

Submitting comments received by the Council Utilities Regulatory Office (CURO) in response to the imposition of sanctions against Entergy New Orleans, LLC, in addition to the comments received, CURO received one (1) phone call from Lou Furman suggesting the fine should be increased, pursuant to R-18-474.

**Annotation:**

RECEIVED.

12. COMMUNICATION - FROM CARRIE R. TOURNILLON, KEAN/MILLER, LLP, ATTORNEYS AT LAW

**Brief:**

Submitting an original and two (2) copies of the Comments on behalf of Air Products and Chemicals, Inc. in RE: Resolution and Order Establishing a Docket and Procedural Schedule to Consider the Application of Entergy New Orleans, LLC for Approval of Renewable Portfolio and Request for Cost Recovery and Timely Relief. (CNO Docket No. UD-18-06)

**Annotation:**

RECEIVED.

13. REPORT - OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION

**Brief:**

Submitting in compliance with City of New Orleans Code Section 2-1000, a transmittal of updates to the HDLC Design Guidelines approved by the New Orleans Historic District Landmarks Commission on November 8, 2018 and expected to be approved by the Central Business District Historic District Landmarks Commission on December 12, 2018.

**Annotation:**

(Cn. Deadline 1/20/19).

RECEIVED. (Hearing Date Set For 12/20/18).

14. REPORT - OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS  
HISTORIC DISTRICT LANDMARKS COMMISSION

**Brief:**

Submitting a report detailing an appeal of the New Orleans Historic District Landmarks Commission's action to levy a fine of \$10,000 for the illegal demolition of 1801-03 Henriette Delille Street and \$9,000 for the illegal demolition of 1807-09 Henriette Delille Street.

**Annotation:**

RECEIVED.

15. REPORT - OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS  
HISTORIC DISTRICT LANDMARKS COMMISSION

**Brief:**

Submitting a report detailing an appeal of the New Orleans Historic District Landmarks Commission's denial of an application of a request to install two front entry doors with textured glass panes for property located at 444 Pacific Avenue.

**Annotation:**

RECEIVED.

16. MOTION NO. M-18-522 - BY: COUNCILMEMBER GIARRUSSO

**Brief:**

Granting the "approval" of the Neighborhood Conservation District Advisory Committee's request for a demolition permit for the property at the following location:

- 9236-38 Forshey St.

**Annotation:**

ADOPTED.



17. MOTION NO. M-18-527 - BY: COUNCILMEMBER NGUYEN

**Brief:**

Granting the "approval" of the Neighborhood Conservation District Advisory Committee's request for a demolition permit for the property at the following location:

- 2216 Delery St.

**Annotation:**

ADOPTED.

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

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

*NAYS: 0*

*ABSENT: 0*

*AND THE CONSENT AGENDA WAS ADOPTED.*

## REGULAR AGENDA

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

1. NCDAC - OF ELIZABETH B. BALLARD, CLERK, DEPARTMENT OF SAFETY AND PERMITS, NEIGHBORHOOD CONSERVATION DISTRICT ADVISORY COMMITTEE (NCDAC)

**Brief:**

Requesting Council action regarding the *Neighborhood Conservation District Advisory Committee's* decision of "denial" on an application for a demolition permit for the following:

- 2213 St. Bernard Avenue

The property owner is requesting a fee reduction/waiver of the post demolition fee of \$10,770.00 which is 15% of the building value of \$71,800.00.

**Annotation:**

(Cm. Brossett, Cn. Deadline 1/28/19).  
CONTINUED TO THE MEETING OF 12/20/18.

2. HDLC APPEAL - OF DREW HANDWERK

**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" for retention of decorative railings for the property located at 332 Slidell Street.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/13/19).  
(Report needed from HDLC).  
CONTINUED TO THE MEETING OF 12/20/18.

3. HDLC APPEAL - OF JONATHAN S. FORESTER, RIESS LEMIEUX, LLC - REPRESENTING ROBERT ROTH

**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of a \$10,000 fine for property located at 1801-1803 Henriette Delille Street.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/13/19).  
(Report received on today's Consent agenda).  
CONTINUED TO THE MEETING OF 12/20/18.

4. HDLC APPEAL - OF JONATHAN S. FORESTER, RIESS LEMIEUX, LLC - REPRESENTING ROBERT ROTH

**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of a \$9,000 fine for property located at 1807-1809 Henriette Delille Street.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/13/19).  
(Report received on today's Consent agenda).  
CONTINUED TO THE MEETING OF 12/20/18.

5. HDLC APPEAL - OF MARK ROUTHIER

**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of an application to install decorative textured glass panes in new doors for property located at 444 Pacific Avenue.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/13/19).  
(Report needed from HDLC).  
CONTINUED TO THE MEETING OF 12/20/18.

6. ZONING DOCKET NO. 104/18 - MICHAEL G. SHERMAN

**Brief:**

Requesting a text amendment to the Comprehensive Zoning Ordinance to amend Article 21, Section 21.5.C.1 *Exterior Lighting, Non-Residential Uses* to add language to allow for light poles for Industrial Uses to have a limitation of a maximum of thirty (30) feet in height and for any other additions, limitations and modifications as may be deemed appropriate by the City Planning Commission staff, Citywide. The recommendation of the City Planning Commission being "FOR APPROVAL".

**Annotation:**

(Cms. All, Cn. Deadline 12/31/18).  
(Applicant requested deferral).  
CONTINUED TO THE MEETING OF 12/20/18.

7. ZONING DOCKET NO. 106/18 - MCDONALD'S CORPORATION

**Brief:**

Requesting a text amendment to the Comprehensive Zoning Ordinance to amend Article 18, Section 18.6 *St. Charles Avenue Use Restriction Overlay District* to:

- Amend Section 18.6.A *Applicability* to modify the existing language to now state that the Saint Charles Avenue Use Restriction Overlay District as applies to
  1. All lots zoned non-residentially fronting on St. Charles Avenue on squares bounded by Jefferson Avenue, Dryades Street, Dufossat Street, Baronne Street, Robert Street, Carondelet Street, Jackson Avenue, Prytania Street, Amelia Street, Pitt Street, Soniat Street, Dufossat Street, Blanc Place, Valmont Street, Pitt Street, Leontine Street, and Atlanta Street.
  2. All lots zoned non-residentially bounded by St. Charles Avenue, Coliseum Street, Pleasant Street and Delachaise Street.
  3. All lots zoned non-residentially located on the downriver side of Jackson Avenue inclusive from St. Charles Avenue to Prytania Street inclusive of the downtown corner lot at Jackson Avenue and Prytania Street.

4. All lots zoned residential fronting St. Charles Avenue between Jackson Avenue and Jefferson Avenue.
- Amend Section 18.6.C *Conditional Uses* to permit the "[d]emolition and reconstruction of, the modification to, and/or the expansion of existing Restaurant, Fast Food" through the conditional use process.
  - Amend Section 18.6.C *Conditional Uses* to permit the "[d]emolition and reconstruction of, the modification to, and/or the expansion of existing Drive-Through Facilities, ancillary to a Restaurant, Fast Food" through the conditional use process.
  - Add Section 18.6.D *Demolition and Reconstruction of Existing Facilities* to read: "1. Notwithstanding any provisions or restrictions in this Section 18.6 or any other provision of this ordinance to the contrary, any existing and operating Restaurant, Fast Food with existing Drive-Through Facilities, either operating as nonconforming structure or nonconforming use under Article 25 or through a duly approved and active Conditional Use permit, may be demolished and reconstructed provided that it is approved and completed pursuant to the terms and conditions set forth in the Conditional Use process of Section 4.3."

The proposed text change would affect regulations that are applied to any properties with a fast food restaurant use located in the Saint Charles Avenue Use Restriction Overlay District. The recommendation of the City Planning Commission being "FOR MODIFIED APPROVAL".

**Annotation:**

(Cm. Banks, Cn. Deadline 12/17/18).

ON DEADLINE.

APPROVED. See Motion No. M-18-520.

8. ZONING DOCKET NO. 107/18 - MCDONALD'S CORPORATION

**Brief:**

Requesting a conditional use to permit a fast food restaurant with drive-through facilities in an HU-MU Historic Urban Neighborhood Mixed-Use District, the St. Charles Avenue Use Restriction Overlay District, and the CPC Character Preservation Corridor Design Overlay District, on Square 425, Lots 1, 2, 3, 4, 5, 29, 30, part of 31, and part of 33, in the Sixth Municipal District, bounded by Saint Charles Avenue, Louisiana Avenue, Toledano Street, and Carondelet Street (Municipal Addresses: 3309-3321 Saint Charles Avenue and 1625 Louisiana Avenue). The recommendation of the City Planning Commission being "FOR DENIAL".

**Annotation:**

(Cm. Banks, Cn. Deadline 12/17/18).  
ON DEADLINE.  
APPROVED. See Motion No. M-18-525.

9. ZONING DOCKET NO. 112/18 - CITY COUNCIL MOTION NO. M-18-320

**Brief:**

Requesting a text amendment to the Comprehensive Zoning Ordinance to incorporate certain recommendations and initiatives contained in the "Smart Housing Mix Ordinance Study" to specifically provide recommended Comprehensive Zoning Ordinance text amendment to capture three potential mandatory inclusionary zoning initiatives:

- Establish a Mandatory Inclusionary Zoning Overlay District  
Amend the Comprehensive Zoning Ordinance to:
  1. Institute a mandatory inclusionary zoning requirement via an overlay district in certain areas of the city whereby disparities in affordable and workforce housing options exist, which requires a mandatory affordable and workforce housing component for all properties:
    - a. seeking a zoning change to permit a higher density zoning classification for development, the minimum threshold and applicability of which will be initially recommended by

the City Planning Commission (e.g., - 5 units, 10 units, etc.; regardless of if the development is new construction or rehabilitation, and offered for rent or for sale;

b. seeking a zoning change to conform to the Master Plan Future Land Use Map amendments adopted by the Council, offered by Cm. Williams, that permit increased residential density;

- Create a New Mandatory Inclusionary Base Zoning District  
Amend the Comprehensive Zoning Ordinance to institute a new zoning district and correlating map changes for certain areas of the city with disparities in affordable and workforce housing options to require a mandatory affordable and workforce housing component for all applicable developments, the minimum threshold and applicability of which will be initially recommended by the City Planning Commission (e.g., - 5 units, 10 units, etc.; regardless of if the development is new construction or rehabilitation, and offered for rent or for sale;
- Create a Mandatory Inclusionary Zoning Planned Development Classification  
Amend the Comprehensive Zoning Ordinance to create a new Planned Development type that permits flexibility in zoning regulations for projects incorporating affordable and workforce housing components, which is approved via conditional use, **Citywide**. The recommendation of the City Planning Commission being **"FOR MODIFIED APPROVAL"**.

**Annotation:**

(Cms. All, Cn. Deadline 1/28/19).

CONTINUED TO THE MEETING OF 12/20/18.

10. ZONING DOCKET NO. 115/18 - CAL MORRIS, LLC

**Brief:**

Requesting a zoning change from an HMR-2 Historic Marigny/Tremé/Bywater Residential District to HMC-1 Historic Marigny/Tremé/Bywater Commercial District, on Square 495, Lot 9, in the Third Municipal District, bounded by Frenchmen Street, Urquhart Street, Marais Street, and Elysian Fields Avenue (Municipal Addresses: **1237-1243 Frenchmen Street**). The recommendation of the City Planning Commission being **"FOR MODIFIED APPROVAL"**.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 12/17/18).  
ON DEADLINE.  
APPROVED. See Motion No. M-18-526.

11. ZONING DOCKET NO. 117/18 - ARMAN Z. RAHMAN

**Brief:**

Requesting a conditional use to permit a bed and breakfast (principal) in an HMR-2 Historic Marigny/Tremé/Bywater Residential District and an RDO-2 Residential Diversity Overlay District, on Square 142, Lot A or Pt. A, in the Second Municipal District, bounded by Esplanade Avenue, Henriette Delille Street, Tremé Street, and Barracks Street (Municipal Addresses: **1206-1208 Esplanade Avenue and 1325 Henriette Delille Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to nine (9) provisos.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-529.



12. ZONING DOCKET NO. 120/18 - DAVID G. MILLAUD

**Brief:**

Requesting a zoning change from an HU-RS Historic Urban Single-Family Residential District to an HU-B1 Neighborhood Business District, on Square B, Lots 26, 27, 28, and part of Lot 25, in the Third Municipal District, bounded by Gentilly Boulevard, Franklin Avenue, Iris Street, and Wisteria Street (Municipal Address: 3670 Gentilly Boulevard). The recommendation of the City Planning Commission being "FOR DENIAL".

**Annotation:**

(Cm. Brossett, Cn. Deadline 1/28/19).  
CONTINUED TO THE MEETING OF 12/20/18.

13. ZONING DOCKET NO. 121/18 - AGA DEVELOPMENT PARTNERS, LLC

**Brief:**

Requesting a conditional use to permit dwellings, above the ground floor in an S-B2 Suburban Pedestrian-Oriented Corridor Business District, an ENORC Eastern New Orleans Renaissance Corridor Use Restriction Overlay District, and a CT Corridor Transformation Design Overlay District, on Prairie Lands, Section A, Phase 1 and Phase 2, or Parts 25 and 27, or Parcel 23B and an undesignated lot, bound by Chef Menteur Highway, Michoud Boulevard, and Alcee Fortier Boulevard (Municipal Addresses: 13707-13733 Chef Menteur Highway). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to fourteen (14) provisos.

**Annotation:**

(Cm. Nguyen, Cn. Deadline 12/31/18).  
CONTINUED TO THE MEETING OF 12/20/18.

14. ZONING DOCKET NO. 122/18 - FAUBOURG FRESH MARKET, LLC

**Brief:**

Requesting a zoning change from an HU-B1A Historic Urban Neighborhood Business District to an HU-MU Historic Urban Neighborhood Mixed-Use District and a conditional use to permit the retail sales of packaged alcoholic beverages, on Square 84, Lot 16, in the Fifth Municipal District, bounded by Eliza, Bermuda, Alix, and Seguin Streets (Municipal Addresses: **541 Bermuda Street and 440 Eliza Street**). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

**Annotation:**

(Cm. ~~Gisleson Palmer, Banks~~, Cn. Deadline 1/28/19).

YEAS: Banks, Brossett, Giarrusso, Moreno, Nguyen,  
Williams - 6

NAYS: 0

ABSENT: 0

RECUSED: Gisleson Palmer - 1

ABSTAIN: 0

APPROVED. See Motion No. M-18-530.

15. ZONING DOCKET NO. 124/18 - 828 TOULOUSE STREET, LLC, 836 TOULOUSE STREET, LLC AND 534 DAUPHINE STREET, LLC

**Brief:**

Requesting a conditional use to permit the modification of an existing hotel to include an accessory coffee shop in a VCR-1 Vieux Carré Residential District, on Square 71, Lots A or 15-A, 16 or an undesignated lot, and 17, in the Second Municipal District, bounded by Toulouse Street, Dauphine Street, Bourbon Street, and Saint Louis Street (Municipal Addresses: **828-836 Toulouse Street and 534-538 Dauphine Street**). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to one (1) proviso.

**Annotation:**

(Cm. Gisleson Palmer, Cn. Deadline 1/28/19).

CONTINUED TO THE MEETING OF 12/20/18.

16. ZONING DOCKET NO. 125/18 - LA VANG PEARL, INC.

**Brief:**

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD1 Historic Urban Two-Family Residential District, on Square 77, Lot 15-A, in the Seventh Municipal District, bounded by Saint Charles Avenue, Cherokee Street, Hampson Street, and Lowerline Street (Municipal Address: 7457 Saint Charles Avenue). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to eight (8) provisos.

**Annotation:**

(Cm. Giarrusso, Cn. Deadline 1/28/19).  
CONTINUED TO THE MEETING OF 12/20/18.

17. ZONING DOCKET NO. 126/18 - 3201 ORLEANS AVE, LLC

**Brief:**

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD1 Historic Urban Two-Family Residential District, on Square 445, Lots D and E, in the Second Municipal District, bounded by Orleans Avenue, North Rendon Street, Hagan Avenue, and Saint Ann Street (Municipal Addresses: 3201-3205 Orleans Avenue and 721-725 North Rendon Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to nine (9) provisos.

**Annotation:**

(Cm. Giarrusso, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-531.

18. ZONING DOCKET NO. 127/18 - JOSEPH J. PACIERA

**Brief:**

Requesting conditional uses to permit a retail goods establishment over 5,000 square feet in floor area with retail sales of packaged alcoholic beverages in an HU-MU Historic Urban Neighborhood Mixed-Use District, CSH Canal Street Height Overlay District, HUC Historic Urban Corridor Use Restriction Overlay District, and EC Enhancement Corridor Design Overlay District, on Square 580, Lots 9 and 10, in the First Municipal District, bounded by Canal Street, South Rocheblave Street, South Dorgenois Street, and Cleveland Avenue (Municipal Address: 2530 Canal Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to eight (8) provisos.

**Annotation:**

(Cm. Banks, Cn. Deadline 1/28/19).  
CONTINUED TO THE MEETING OF 12/20/18.

19. ZONING DOCKET NO. 128/18 - CORNELL E. PENDLETON

**Brief:**

Requesting a conditional use to permit a child day care center (commercial) in an S-B2 Suburban Pedestrian-Oriented Corridor Business District, an ENORC Eastern New Orleans Renaissance Corridor Use Restriction Overlay District, and a CT Corridor Transformation Design Overlay District, on Section 24, Lot 1B3B, in the Third Municipal District, bounded by Read Boulevard, Morrison Road, Flossmoor Drive, and Restgate Road (Municipal Address: 7361 Read Boulevard). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to one (1) waiver and ten (10) provisos.

**Annotation:**

(Cm. Nguyen, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-532.

20. ZONING DOCKET NO. 129/18 - LIFE CHURCH NEW ORLEANS, INC.

**Brief:**

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 329, Lots 5, 24, and 8 or Lots F or 5, 6, 7, and 8, in the Second Municipal District, bounded by Bienville Avenue, North Dorgenois Street, North Rocheblave Street, and Conti Street (Municipal Addresses: 2525-2529 Bienville Avenue). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

**Annotation:**

(Cm. Banks, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-533.

21. ZONING DOCKET NO. 130/18 - CITY COUNCIL MOTION NO. M-18-356

**Brief:**

Requesting an amendment to Ordinance No. 5,697 MCS (Zoning Docket 26/74, which authorized a Residential Planned Community, which per Article 4, Section 4.4.D of the Comprehensive Zoning Ordinance is now considered a "Planned Development") to grant a conditional use to permit a reception facility in an S-RD Suburban Two-Family Residential District and to consider waiving the minimum distance of two hundred (200) feet between any new reception facility and the nearest residential district to the property, and any other necessary waivers to facilitate this request, on Square 1-B, Lot 2A1, in the Third Municipal District, bounded by Saint Ferdinand Street, Higgins Boulevard, Press Street, and Benefit Street (Municipal Addresses: 3251 Saint Ferdinand Street and 2800-2818 Higgins Boulevard). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to one (1) waiver and six (6) provisos.

**Annotation:**

(Cm. Brossett, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-534.

22. ZONING DOCKET NO. 131/18 - CITY COUNCIL MOTION NO. M-18-442

**Brief:**

Requesting a conditional use to permit a live performance venue exceeding 10,000 square feet of floor area in an existing building and a parking lot (principal use) in an HU-MU Historic Urban Neighborhood Mixed-Use District, an AC-1 Arts and Culture Diversity Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 1353, Lot 2A, in the Third Municipal District, bounded by Bayou Road, Columbus Street, North Broad Street, and North Dorgenois Street (Municipal Addresses: 2527-2541 Bayou Road). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to seven (7) provisos.

**Annotation:**

(Cm. Brossett, Cn. Deadline 1/28/19).  
APPROVED. See Motion No. M-18-535.

23. LEGISLATIVE GROUPING - 2019 BUDGET MATTERS

23a. PROPOSED 2019 BUDGET AND WORK PLAN - FOR THE CITY OF NEW ORLEANS DOWNTOWN DEVELOPMENT DISTRICT

**Brief:**

In accordance with Section 33:2740.3E(4) of the Louisiana Revised Statutes, the Downtown Development District (DDD) is required to submit a plan to the New Orleans City Planning Commission specifying the public improvements, facilities and services proposed to be furnished, constructed or acquired for the district. The City Planning Commission is required by law to review and consider the plan in order to determine whether or not it is consistent with the *Plan for the 21<sup>st</sup> Century: New Orleans 2030*, commonly known as the Master Plan. Within thirty days, the City Planning Commission must submit to the City Council its written opinion as to whether or not the plan or any portion or detail thereof is inconsistent with the comprehensive plan for the city, together with any written comments and recommendations. The recommendation of the City Planning Commission being "FOR APPROVAL".

**Annotation:**

(Cms. All, Cn. Deadline 12/1/18).  
(Received at the meeting of 11/1/18).  
CONTINUED TO THE MEETING OF 12/20/18.

23b. CAL. NO. 32,467 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN (BY REQUEST)

**Brief:**

An Ordinance to adopt the Downtown Development District's 2019 Plan to provide additional capital and special services, facilities and/or improvements for the Downtown Development District of the City of New Orleans for the year 2019 and to provide otherwise with respect thereto.

**Annotation:**

CONTINUED TO THE MEETING OF 12/20/18.

23c. MOTION (LYING OVER) - NO. M-18-505 - BY: COUNCILMEMBER  
GISLESON PALMER

**Brief:**

Approving the Operating Budget of the Algiers Economic  
Development District for the year 2019:

**ALGIERS ECONOMIC DEVELOPMENT DISTRICT  
OPERATING BUDGET FOR THE YEAR 2019**

**REVENUES AND SUPPORT**

State Revenue	\$ 515,000
City Revenue	525,000
Interest	10,000
Other Revenue	240,000
Production leasing	30,000
<b>TOTAL REVENUES AND SUPPORT</b>	<b>\$ 1,320,000</b>

**EXPENSES**

Audit/Accounting	\$ 65,000
Office Supplies	3,000
Printing & Postage	5,000
Professional Services	454,000
Insurance	145,000
Telephone/Postage/Internet	6,000
Meetings	5,000
Landscaping	127,000
Equipment lease	3,000
Bond costs	325,000
IT/Tech Support	5,000
Security (cameras & lights)	60,000
Entergy	21,000
Other Expenses	14,000
Green Space	7,000
LSU Payment	75,000
<b>TOTAL EXPENDITURES</b>	<b>\$1,320,000</b>
<b>TOTAL REVENUE</b>	<b>\$1,320,000</b>

**Annotation:**

CONTINUED TO THE MEETING OF 12/20/18.



24. CAL. NO. 32,472 - BY: COUNCILMEMBERS MORENO AND WILLIAMS

**Brief:**

An Ordinance to establish the general review process, procedure, and approval criteria for participation in the Industrial Ad Valorem Tax Exemption Program (ITEP), which offers tax incentives for manufacturers within the state of Louisiana; and to otherwise provide with respect thereto.

**Annotation:**

*(Referred to the Governmental Affairs Committee).*

CONTINUED TO THE MEETING OF 12/20/18.

25. CAL. NO. 32,476 - BY: COUNCILMEMBERS GISLESON PALMER, BANKS AND NGUYEN

**Brief:**

An Ordinance to ordain Section 66-247 of the Code of the City of New Orleans to establish provisions relative to the distribution of solicited and unsolicited print matter; and otherwise to provide with respect thereto.

**Annotation:**

*(Governmental Affairs Committee recommended approval).*

CONTINUED TO THE MEETING OF 12/20/18.

26. CAL. NO. 32,479 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

**Brief:**

An Ordinance to amend and re-ordain the pay plan for officers and employees in the unclassified service, in accordance with Section 3-118 and 4-206(g) of the Home Rule Charter of the City of New Orleans, to authorize the Chief Administrative Officer to establish a new title for the existing position of General Counsel (U-0915), to change the title to Executive Administrator and General Counsel (U-0915) within the Ethics Review Board and to establish a new salary range for this classification within the Unclassified Pay Plan.

**Annotation:**

*(Referred to the Budget Committee).*

CONTINUED TO THE MEETING OF 12/20/18.

27. CAL. NO. 32,487 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

**Brief:**

An Ordinance to amend and re-ordain Ordinance No. 27,609 M.C.S., entitled "An Ordinance Providing a Capital Budget for the Year 2018", to effect the following change to the 2018 Capital Budget: to de-appropriate funds from the Department of Property Management, and to appropriate funds to the Chief Administrative Office; and otherwise to provide with respect thereto.

**Annotation:**

*(Fiscal Note Received).*

*(Referred to the Budget Committee).*

CONTINUED TO THE MEETING OF 12/20/18.

28. CAL. NO. 32,488 - BY: COUNCILMEMBER WILLIAMS

**Brief:**

An Ordinance to ordain Section 26-20 of the Code of the City of New Orleans to establish requirements for the filing of plans for certain public buildings with the Office of Homeland Security to assist first responders in the event of an emergency; and to otherwise provide with respect thereto.

**Annotation:**

*(Referred to the Criminal Justice Committee).*

CONTINUED TO THE MEETING OF 12/20/18.

29. CAL. NO. 32,491 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN AND GISLESON PALMER (BY REQUEST)

**Brief:**

An Ordinance to amend Ordinance No. 27,611 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2018" to transfer funds within the Office of Independent Police Monitor from personal services category to other operating category; and to otherwise provide with respect thereto.

**Annotation:**

*(Fiscal Note Received).*

*(Referred to the Budget Committee).*

CONTINUED TO THE MEETING OF 12/20/18.

30. CAL. NO. 32,492 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN AND GISLESON PALMER (BY REQUEST)

**Brief:**

An Ordinance to amend Ordinance No. 27,611 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2018" to provide funding to the various departments to cover overages incurred during the year for 2018.

**Annotation:**

*(Referred to the Budget Committee).*  
CONTINUED TO THE MEETING OF 12/20/18.

31. CAL. NO. 32,494 - BY: COUNCILMEMBER BANKS

**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a cooperative endeavor agreement by and among the City of New Orleans (the "City"); Broad Street Sports Entertainment and Dining Economic Development District; and Drive Shack New Orleans, LLC, related to the collection, use, and expenditure of a two percent (2%) sales and use tax to be levied in said district, as more fully set forth in the Cooperative Endeavor Agreement attached hereto and made a part hereof; and otherwise to provide with respect thereto.

**Annotation:**

ADOPTED. ORD. NO. 27941 M.C.S.

32. CAL. NO. 32,495 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)

**Brief:**

An Ordinance to authorize the Mayor of the City of New Orleans to enter into an amendment to an existing Cooperative Endeavor Agreement (CEA) between the City of New Orleans (the "City") and Orleans Parish Communications District (the "OPCD") relative to the provision of consolidated call-taking services, to update and make technical changes to the CEA as well as to clarify that OPCD is responsible for providing services to emergency, non-emergency, and 3-1-1 calls, as more fully set forth in the Cooperative Endeavor Agreement form attached hereto and made a part hereof; and otherwise to provide with respect thereto.

**Annotation:**

WITHDRAWN.

33. CAL. NO. 32,499 - BY: COUNCILMEMBERS GISLESON PALMER AND BANKS (BY REQUEST)

**Brief:**

An Ordinance to amend and reordain Sections 162-186, 162-613, and 162-657 of the Code of the City of New Orleans, relative to the requirements and regulations of taxis, to extend the CPNC extension period from one to two years; to remove the regulations for replacement vehicles that require a maximum age; to permit taximeters to be wireless; and to otherwise provide with respect thereto.

**Annotation:**

*(Referred to the Transportation and Airport Committee).*  
CONTINUED TO THE MEETING OF 12/20/18.

34. MOTION NO. M-18-519 - BY: COUNCILMEMBER BANKS

**Brief:**

Granting the "approval" of the Neighborhood Conservation District Advisory Committee's request for a demolition permit for the property at the following location:

- 1805 S. Dupre St.

**Annotation:**

CONTINUED TO THE MEETING OF 12/20/18.

35. RESOLUTION NO. R-18-521 - BY: COUNCILMEMBERS BANKS, BROSSETT AND NGUYEN (BY REQUEST)

**Brief:**

A RESOLUTION calling a special election for Saturday, May 4, 2019 in the City of New Orleans, and at said election the electorate may approve or disapprove authorizing the City Council to annually levy a special 6.31 mills ad valorem tax for the purpose of payment of debt service obligations secured by the Prior Taxes and then dedicated to improving park safety and accessibility, capturing stormwater to reduce flooding, repairing and upgrading playgrounds and recreation centers, conserving natural areas, and constructing, improving, maintaining, and operating parks and recreational and wildlife conservation facilities in the City, for a period of twenty (20) years, beginning January 1, 2021 and ending December 31, 2040 in lieu of 3.00 mills currently levied for Parkway and Parks Commission, and New Orleans Recreation Department and 0.32 mills and 2.99 mills levied for Audubon Commission.

**Annotation:**

ADOPTED, AS AMENDED.

18. MOTION NO. M-18-523 - BY: COUNCILMEMBER BANKS

**Brief:**

Granting the "approval" of the Neighborhood Conservation District Advisory Committee's requests for demolition permits for the properties at the following locations:

- 3032-34 Toledano St. (AKA 3316 S. Roman St.)

**Annotation:**

CONTINUED TO THE MEETING OF 12/20/18.

36. MOTION NO. M-18-524 - BY: COUNCILMEMBER BROSSETT

**Brief:**

Granting the "approval" of the Neighborhood Conservation District Advisory Committee's requests for demolition permits for the properties at the following locations:

- 2260-62 N. Prieur St.
- 1919 Piety St.

**Annotation:**

ADOPTED.

37. RESOLUTION NO. R-18-528 - BY: COUNCILMEMBERS WILLIAMS AND BANKS

**Brief:**

Encouraging the use of 3rd parties or special officers, as authorized by law, to conduct lower-level activities in instances where such use:

1. Will not expose the City to increased cost or liability;
2. Is expected to create efficiencies that will permit New Orleans Police Department officers to focus on more serious business, thereby enhancing public safety efforts; and
3. Will not interfere with public access to police reports.

**Annotation:**

ADOPTED.

38. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 32,500 THRU 32,505

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.