

**THE COUNCIL
City of New Orleans**

HELENA MORENO
Councilmember-At-Large

JP MORRELL
Councilmember-At-Large

JOSEPH I. GIARRUSSO III
Councilmember District A

LESLI D. HARRIS
Councilmember District B

FREDDIE KING III
Councilmember District C

EUGENE J. GREEN, JR.
Councilmember District D

OLIVER M. THOMAS, JR.
Councilmember District E

COMPLETED AGENDA

Regular Meeting of the City Council
held in City Hall Council Chamber
on Thursday, June 23, 2022 at 10:05 A.M.

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



**VICE PRESIDENT
JP MORRELL**
Councilmember-At-Large

ROLL CALL
SHARON B. TEMPLE
ASSISTANT CLERK OF COUNCIL

INVOCATION
PASTOR JONATHAN EVERETT
ROCK OF AGES BAPTIST CHURCH

PLEDGE OF ALLEGIANCE
JOSEPH I. GIARRUSSO III
COUNCILMEMBER DISTRICT "A"

NATIONAL ANTHEM

PUBLIC E-COMMENT FORMS, RULES AND INFORMATION ARE AVAILABLE AT
<https://council.nola.gov/home/>

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

SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - TITLE IX 50TH ANNIVERSARY
- DR. KIKI BAKER-BARNES, COMMISSIONER OF THE GULF COAST ATHLETIC
CONFERENCE

Brief:

Celebrating the 50th Anniversary of the passage of the Title of the Education Amendments of 1972 Title IX protects people from discrimination based on sex in education programs or activities that receive federal financial assistance.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Moreno).

APPEARED.

2. SECOND ORDER OF BUSINESS - PRESENTATION - OBSERVING THE 49TH
ANNIVERSARY OF THE UP STAIRS LOUNGE ARSON ATTACK TRAGEDY -
ROBERT W. FIESELER, AUTHOR OF TINDERBOX: THE UNTOLD STORY
OF THE UP STAIRS LOUNGE FIRE AND THE RISE OF GAY LIBERATION
CLANCY DUBOS, JOURNALIST, FRANK PEREZ, EXECUTIVE DIRECTOR
OF LGBT ARCHIVES PROJECT OF LA, RELATIVES OF CLARENCE
MCCLOSKEY: ROSE LITTLE, BOB LITTLE AND GINA LITTLE

Brief:

The City Council posthumously recognize and honor the 32 victims who lost their lives in the Up Stairs Lounge attack the evening of June 24, 1973.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Morrell).

APPEARED.

3. THIRD ORDER OF BUSINESS

CONSENT AGENDA

1. 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 **June 23, 2022:**

Communications from Entergy New Orleans, LLC ("ENO")

1. Reply Comments, submitted by Entergy New Orleans, LLC, UD-20-02
2. Reliability Plan and First Quarter 2022 Reliability Plan Project Status Report, submitted by Entergy New Orleans, LLC, UD-17-04
3. Petition for Intervention and Inclusion, submitted by Together New Orleans, UD-21-03.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

2. COMMUNICATION – FROM RANDY EPPERLEY

Brief:

Requesting to appeal the \$5,000.00 fine levied by the Historic District Landmarks Commission for property located at **1025 Bartholomew Street.**

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 7/7/22).**

3. **COMMUNICATION – FROM JOSEPH R. MARIOTT, QUALITY TITLE SERVICES LLC**

Brief:

Requesting a Change of Non-Conforming Use for property located at **912 Louisiana Avenue.**

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*Hearing Date Set For 7/7/22*).

(REPORT NEEDED FROM CPC).

4. **REPORT – OF THE DEPUTY DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION | CENTRAL BUSINESS DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION**

Brief:

Submitting a report regarding an appeal of the Historic District Landmarks Commission's (HDLIC) decision to deny the application to retain visually obtrusive HVAC equipment, boxed eaves at gable ends, removal of front porch columns and allow the retention of the incorrectly constructed front stairs for the property located at **511 Red Allen Way.**

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

5. **REPORT – OF THE CEMETERIES SUPERINTENDENT, DEPARTMENT OF PROPERTY MANAGEMENT**

Brief:

Submitting the Division of Cemeteries Rules & Regulations, Lafayette Cemetery No. 1 Reopening, in compliance with the City of New Orleans Code Section 2-1000 a report regarding:

- 1) Proposed Cemetery *Rules & Regulations* and *Lafayette No. 1 Tour Program Guide Book.*
- 2) Legal notice of public hearing published in The Times Picayune | The New Orleans Advocate newspaper

- 3) Transcribed comments made at public hearing on June 6, 2022.
- 4) Resolution regarding the proposed *Rules & Regulations* and *Lafayette No. 1 Tour Program Guide Book*.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

**6. REPORT - OF THE DIRECTOR, OFFICE OF SUPPLIES DIVERSITY,
CITY OF NEW ORLEANS**

Brief:

Submitting the Office of Supplier Diversity adoption New Rules and Regulations relative to the Equitable Business Opportunities (EBO) Program, in compliance with the City of New Orleans Code Section 2-1000(d) a report regarding:

1. **Legal Notice of Public Hearing Published in the Times Picayune/ New Orleans Advocate Newspaper** - A copy of the public notice that was published in the Times Picayune New Orleans Advocate on May 5, 2022.
2. **Minutes of Public Hearing held on May 24, 2022** - A Public Hearing was held on May 24, 2022. There were no comments from the public during the hearing, and no written comments were received.
3. **Equitable Business Opportunities (EBO) Program Report** - Consistent with City Code provisions, a written report detailing the public hearing process, absence of comments/suggestions made or received, together with a statement concerning the fiscal impact of the new Rules and Regulations.
4. **2022 Equitable Business Opportunities Program Rules and Regulations**
5. **Draft Resolution** - Draft resolution for consideration by the New Orleans City Council.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

7. MOTION NO. M-22-286 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Ratifying, confirming and approving the reappointment of Earl Williams as a member of the Alcoholic Beverage Control Board, effective July 1, 2022, for a term that will expire on June 30, 2026.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

8. MOTION NO. M-22-287 - BY: COUNCILMEMBER THOMAS

Brief:

Ratifying, confirming and approving the appointment of Jonas Nash (vice Robert Jones, IV), as a member of the Alcoholic Beverage Control Board, effective July 1, 2022, for a term that will expire on June 30, 2026.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

9. MOTION NO. M-22-288 - BY: COUNCILMEMBERS MORENO AND KING

Brief:

Ratifying, confirming and approving the reappointment of Robert Jenkins as a member of the Alcoholic Beverage Control Board, effective July 1, 2022, for a term that will expire on June 30, 2026.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

10. **MOTION - NO. M-22-289 - BY: COUNCILMEMBER THOMAS (BY REQUEST)**

Brief:

Ratifying, confirming and approving the Mayor's appointment of Aaron Miller (vice Troy Glover), as a member of the Audubon Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2027.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

11. **MOTION - NO. M-22-290 - BY: COUNCILMEMBER KING (BY REQUEST)**

Brief:

Ratifying, confirming and approving the Mayor's appointment of Rev. Dr. Joe Connelly (vice Freddie King), as a member of the Audubon Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2028.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

12. MOTION - NO. M-22-291 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Ratifying, confirming and approving the reappointment of Wade Wootan, nominee of the District A Councilmember, as a member of the Finance Authority of New Orleans, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 23, 2025.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

13. MOTION - NO. M-22-292 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Evelyn Pugh, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

14. MOTION - NO. M-22-293 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Emily Arata, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

15. MOTION - NO. M-22-294 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Joe Bruno, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

16. MOTION - NO. M-22-295 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Ayame Dinkler, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

17. MOTION - NO. M-22-296 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of John Pourciau (vice William Detweiler), as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

18. MOTION - NO. M-22-297 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Tracie Boutte, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

19. MOTION - NO. M-22-298 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Romualdo Gonzalez, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

20. MOTION - NO. M-22-299 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of David Rubenstein, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

21. MOTION - NO. M-22-300 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Robert Becnel, as a member of the New Orleans Building Corporation, effective upon approval by the Council of the City of New Orleans, and serving at the pleasure of the Mayor.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

22. MOTION - NO. M-22-301 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Alcide Tervalon, as a member of the Board of Trustees of the Firefighters' Pension and Relief Fund, effective upon approval by the Council of the City of New Orleans, for a term that will expire on August 22, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

23. MOTION - NO. M-22-302 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Blaine Fernandez representing District B (vice Avis Brock), as a member of the New Orleans Recreation Development Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2025.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

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

YEAS: Giarrusso, Green, Harris, King, Thomas - 5

NAYS: 0

ABSENT: Moreno, Morrell - 2

AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

1. LEGISLATIVE GROUPING

1a. COMMUNICATION - FROM ELIZABETH HOLMAN, DIRECTOR OF LAND USE, COUNCILMEMBER LESLI D. HARRIS, DISTRICT "B"

Brief:

Transmitting the Mayor's Office of Economic Development's recommendation of **approval**, and requesting the scheduling of a public hearing, for the following Restoration Tax Abatement application:

- RTA Application #20180422, 818 Howard Avenue, 818 Howard LLC

Annotation:

ELECTRONICALLY SUBMITTED.

(Communication received at the meeting of 6/9/22).

HEARING HELD.

1b. RESOLUTION - NO. R-22-272 - BY: COUNCILMEMBER HARRIS

Brief:

A resolution **Approving** RTA Application #20180422 for 818 Howard Avenue, 818 Howard LLC.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

2. **COMMUNICATION - FROM ROBERT TURNER**

Brief:

Requesting to appeal the Historic District Landmarks Commission decision of "**approval**" of the partial demolition of the property located at **7314 Zimpel Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. *(Hearing Date Set For 7/7/22).*

3. **COMMUNICATION - FROM ANICKA J. MARSHALL**

Brief:

Requesting to appeal the Historic District Landmarks Commission decision of "**denial**" of the demolition of an existing contributing one-story, two-family residential building to grade for property located at **1917 Soniat Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. *(Hearing Date Set For 7/7/22).*

4. **COMMUNICATION - FROM NICK AND NANCY MATULICH**

Brief:

Requesting to appeal the Historic District Landmarks Commission decision of "**no action**" of the ARC ratification of Staff demolition review calculations and issuance of a Certificate of Review for property located at **1100 N. Broad Street, 2661 Ursulines Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. *(Hearing Date Set For 7/7/22).*

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. HDLC APPEAL - OF CURT FREUDENBERGER, OWNER

Brief:

Requesting to appeal the Historic District Landmarks Commission decision of "**denial**" of the demolition of an existing structure located at **1230 Webster Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 7/3/22).

(Report received at the meeting of 5/19/22).

ON DEADLINE.

HEARING HELD.

1b. MOTION - NO. M-22-279 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving the applicant's request to demolish the existing structure, subject to the following modification:

- The entirety of the front façade and front room must be retained and shall not be demolished

for property located at **1230 Webster Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED, AS AMENDED.

1c. MOTION - NO. M-22-280 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Denying the applicant's request for demolition of the existing structure, with respect to the property located at 1230 Webster Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

WITHDRAWN.

2. LEGISLATIVE GROUPING

2a. HDLC APPEAL - OF ROBERT JOHN

Brief:

Requesting to appeal the Historic District Landmarks Commission decision of "approval" to add additional stucco to the existing chimneys for the property located at 2409 Burgundy Street.

Annotation:

(Cm. King, District C, Cn. Deadline 7/3/22).

(Report received at the meeting of 6/9/22).

ON DEADLINE.

HEARING HELD.

2b. MOTION - NO. M-22-282 - BY: COUNCILMEMBER KING

Brief:

Denying the applicant's request for property located at 2409 Burgundy Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

3. HDLC APPEAL - OF CATHERINE HILTON, RON AUSTIN LAW

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of the application for property located at **511 Red Allen Way**.

Annotation:

(Cm. King, District C, Cn. Deadline 7/24/22).

(Report received on today's Consent Agenda).

CONTINUED TO THE MEETING OF 7/7/22.

4. VCC APPEAL - OF ROBERT T. GARRITY, JR., ESQ., A PROFESSIONAL LAW CORPORATION, ATTORNEY AT LAW

Brief:

Requesting on behalf of Mr. Rex Toole to appeal the Vieux Carré Commission's decision of "**denial**" to replace the damaged roof with roofing material consistent with the existing roof for property located at **1208 Bourbon Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 7/24/22).

(Report received at the meeting of 6/9/22).

CONTINUED TO THE MEETING OF 7/7/22.

5. LEGISLATIVE GROUPING

5a. ZONING DOCKET NO. 21/22 - CITY COUNCIL MOTION M-22-1

Brief:

Requesting a text amendment to the text of the Comprehensive Zoning Ordinance to create a new temporary use category of "parklets" within Article 21, Section 21.8 Temporary Uses and to make recommendations for any other amendments deemed necessary. In the course of review, City Planning Commission (CPC) should study regulations in similarly situated municipalities, as well as applicable State regulations, to guide potential amendment. The proposed text changes would apply **city-wide**. The recommendation of the City Planning Commission being "**FOR MODIFIED APPROVAL**".

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., All Districts, Cn. Deadline 7/4/22).

ON DEADLINE.

ADOPTED.

5b. MOTION - NO. M-22-309 - BY: COUNCILMEMBERS HARRIS AND KING

Brief:

Approving and granting the applicant's text amendment request for **ZD NO. 21/22**, subject to the following modifications:

1. Table 21-3: Permitted Temporary Uses (page 23 of the CPC report) shall be provided as follows:

Table 21-3: Permitted Temporary Uses				
PERMITTED TEMPORARY USE	DISTRICT	TIMEFRAME	HOURS OF OPERATION	TEMPORARY USE STANDARDS
<u>Parklets</u>	<u>For a restaurant, parklets are restricted to locations where: (1) any type of restaurant is a permitted use, under applicable</u>	<u>Valid one (1) year; may be renewed annually.</u>	<u>Pursuant to Section 146-597 of City Code, seating within the Parklet shall not begin before 8:00 a.m., and</u>	<u>Section 21.8.C.16</u>

	<u>zoning; and</u> <u>(2) both sides</u> <u>of the street</u> <u>from corner to</u> <u>corner are</u> <u>within non-</u> <u>residential</u> <u>zoning</u> <u>districts.</u> <u>For a bar,</u> <u>parklets are</u> <u>restricted to</u> <u>locations</u> <u>where: (1) a</u> <u>bar is a</u> <u>permitted use</u> <u>under</u> <u>applicable</u> <u>zoning, or a</u> <u>conditional</u> <u>use is in</u> <u>place for use</u> <u>as a bar; and</u> <u>(2) both sides</u> <u>of the street</u> <u>from corner to</u> <u>corner are</u> <u>within non-</u> <u>residential</u> <u>zoning</u> <u>districts.</u> <u>Parklets are</u> <u>permitted uses</u> <u>accessory to</u> <u>only the</u> <u>following</u> <u>types of</u> <u>establishments</u> <u>that sell food</u> <u>and/or</u> <u>beverages for</u> <u>consumption on</u> <u>premises: any</u> <u>type of</u> <u>restaurant,</u> <u>and a bar.</u>		<u>food and/or</u> <u>beverage</u> <u>service</u> <u>shall not</u> <u>be provided</u> <u>within the</u> <u>Parklet</u> <u>after 10:00</u> <u>p.m.</u> <u>The Parklet</u> <u>permittee</u> <u>shall not</u> <u>use the</u> <u>Parklet for</u> <u>business</u> <u>purposes</u> <u>outside of</u> <u>these</u> <u>hours.</u> <u>Tables,</u> <u>chairs, and</u> <u>other</u> <u>components</u> <u>of the</u> <u>Parklet</u> <u>shall be</u> <u>neatly</u> <u>stacked and</u> <u>organized</u> <u>at the end</u> <u>of each</u> <u>business</u> <u>day, no</u> <u>later than</u> <u>10:30 p.m.</u>	
--	---	--	--	--

2. Article 21, Section 21.8.C.16, Temporary Parklets Use Standards (page 23 of the CPC staff report) shall be amended as follows:

- Use Standard 1: Remove the word "process" and insert the following in lieu thereof: "Parklet permitting program".
- Use Standard 7: Remove the use standard in its entirety and insert the following in lieu thereof: "Locations shall only be eligible for a Parklet upon approval of the Director of the Department of Public Works, who shall consider whether a Parklet would impose an unreasonable impact on traffic congestion, nearby business activity, available on-street parking, and public safety."
- Use Standard 8: Remove the use standard in its entirety and insert the following in lieu thereof: "Parklets are limited to the hours of operation in Table 21-3, pursuant to City Code Section 146-597. The Parklet permittee shall not use the Parklet for business purposes outside of these hours."
- Use Standard 11: Remove the use standard in its entirety and insert the following in lieu thereof:
"Parklets are permitted uses accessory to only the following types of establishments that sell food and/or beverages for consumption on premises: any type of restaurant, and a bar."
 - i. For a restaurant, parklets are restricted to locations where: (1) any type of restaurant is a permitted use, under applicable zoning; (2) both sides of the street from corner to corner are within non-residential zoning districts; and (3) the street's speed limit is 30 miles per hour or less.
 - ii. For a bar, parklets are restricted to locations where: (1) a bar is a permitted use under applicable zoning, or a conditional use is in place for use as a bar; (2) both sides of the street from corner to corner are within non-residential zoning districts; and (3) the street's speed limit is 30 miles per hour or less.

3. Article 26, Section 26.6, Definitions (page 24 of the CPC staff report) shall be amended as follows: Remove the phrase "business," and insert the following in lieu thereof: "business during certain hours,".

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED, AS AMENDED.

Cm. Harris "RECUSED".

6. LEGISLATIVE GROUPING

6a. ZONING DOCKET NO. 24/22 - DIX PACKA SIXIE, LLC

Brief:

Requesting a conditional use to permit a medical clinic over 5,000 square feet in floor area in an HU-MU Historic Urban Neighborhood Mixed-Use District and HUC Historic Urban Corridor Use Restriction Overlay District, located on Square 335, Lots 1, 2, 3 and 4X, in the Third Municipal District, bounded by Saint Claude Avenue, Fats Domino Avenue, Flood Street, and North Rampart Street (**Municipal Addresses: 5500-5530 Saint Claude Avenue**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Thomas, District E, Cn. Deadline 7/4/22).

ON DEADLINE.

HEARING HELD.

6b. MOTION - NO. M-22-283 - BY: COUNCILMEMBER THOMAS

Brief:

Upholding the applicant's conditional use request, subject to the six (6) provisos as stated in the City Planning Commission's report on **ZD NO. 24/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

7. LEGISLATIVE GROUPING

7a. ZONING DOCKET NO. 25/22 - FLORIS M. CAIRO

Brief:

Requesting a zoning change from a VCR-1 Vieux Carré Residential District to a VCC-1 Vieux Carré Commercial District, located on Square 75, Lot A, in the Second Municipal District, bounded by Bourbon Street, Dumaine Street, Dauphine Street, and Saint Ann Street (**Municipal Addresses: 841 Bourbon Street and 804-808 Dumaine Street**). The recommendation of the City Planning Commission being "FOR DENIAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 7/4/22).

ON DEADLINE.

HEARING HELD.

7b. MOTION - NO. M-22-281 - BY: COUNCILMEMBER KING

Brief:

Denying the applicant's zoning change request on ZD NO. 25/22.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

8. ZONING DOCKET NO. 30/22 - CITY COUNCIL MOTION NO. M-22-111

Brief:

Requesting an Amendment to the text of the Comprehensive Zoning Ordinance to incorporate the Phase 1 proposals outlined by the City Planning Commission staff in Section VII Recommended Amendments to the Comprehensive Zoning Ordinance of its Outdoor Live Entertainment Study (pages 73-81); including, but not limited to expanding the allowed number of temporary outdoor entertainment events; expanding the zoning districts in which outdoor amphitheaters may operate; authorizing outdoor live entertainment as an ancillary use for Outdoor Amusement Facilities; clarifying and revising the use standards and use charts for Live Entertainment - Secondary Use; changing the definition of live entertainment - secondary use to include periodic entertainment such as "spiritual events" and "incidental" outdoor live entertainment (e.g., brass band and second line stops on private property along its route); changing use standards for size compatibility applicable to Public Markets to assure the market is the main use when adding live entertainment; expanding Live Entertainment - Secondary Use within Arts & Cultural (AC) Overlay Districts; and expanding ancillary uses of hotel operations to include outdoor live entertainment. The proposed text amendment would have **citywide** impact. The recommendation of the City Planning Commission being **"NO LEGAL MAJORITY"**.

YEAS: Jordan, Lunn, Stewart, Witry - 4

NAYS: Brown, Steeg - 2

ABSENT: Alexander, Flick, Wedberg - 3

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., All Districts, Cn. Deadline 8/8/22).

CONTINUED TO THE MEETING OF 7/7/22.

9. LEGISLATIVE GROUPING

9a. ZONING DOCKET NO. 31/22 - TYLER RABORN AND AMANDA RABORN

Brief:

Requesting a conditional use to permit a commercial short-term rental in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District Overlay district(s): Multi-Modal/Pedestrian Corridor, on Square 218, an undesignated lot or Lots 12 and 13, in the First Municipal District, bounded by Saint Charles Avenue, Girod Street, Julia Street, and Carondelet Street (**Municipal Addresses: 731 Saint Charles Avenue, Unit 204**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to four (4) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 7/18/22).

HEARING HELD.

9b. MOTION (LYING OVER) - NO. M-22-252 - BY: COUNCILMEMBER HARRIS

Brief:

Overruling and denying the conditional use request as recommended by the City Planning Commission on **ZD NO. 31/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

ADOPTED.

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 33/22 - UNITED WAY FOR SOUTHEAST LOUISIANA

Brief:

Requesting a conditional use to permit a commercial use (medical clinic) over 10,000 square feet in floor area in an HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 331, Lots K, L, B, 3, Pt. 2, 4, and 18 or Lots S, 40, 14, A, B, 34, 35, an undesignated lot, 3, 4, and 18, in the Second Municipal District, bounded by Canal Street, North Rocheblave Street, Iberville Street, and North Dorgenois Street (Municipal Addresses: **2519 Canal Street, 121-133 North Rocheblave Street, and 2500-2514 Iberville Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to nine (9) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/8/22).

HEARING HELD.

10b. MOTION - NO. M-22-273 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's conditional use request, subject to nine (9) provisos as set forth by the City Planning Commission on **ZD NO. 33/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

11. LEGISLATIVE GROUPING

11a. ZONING DOCKET NO. 34/22 - DIOCESE OF THE EPISCOPAL CHURCH OF LOUISIANA

Brief:

Requesting a zoning change from an HU-RD2 Historic Urban Two-Family Residential District to an HU-RM2 Historic Urban Multi-Family Residential District, on Square 7, Friburg, Lot 4 (which is proposed to be re-subdivided into Lot 4-A under Subdivision Docket 150/21), in the Sixth Municipal District, bounded by Zimpel/Zimple Street, Broadway Street, Pine Street, and Oak Street (Municipal Address: **7215 Zimple Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 8/8/22).

CONTINUED TO THE MEETING OF 7/7/22.

11b. MOTION - NO. M-22-307 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving and granting the applicant's zoning change request on **ZD NO. 34/22**, subject to the following proviso:

1. No housing unit on the lot may be used as a short term rental.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

CONTINUED TO THE MEETING OF 7/7/22.

12. LEGISLATIVE GROUPING

12a. ZONING DOCKET NO. 36/22 - CITY COUNCIL MOTION NO. M-22-127

Brief:

Requesting an Amendment to the text of the Comprehensive Zoning Ordinance to amend Article 11, Section 11.2 Uses, Table 11-1: Permitted and Conditional Uses to classify "Child Care Center, Small" and "Child Care Center, Large" as conditional uses in the HU-RD2 zoning district; or (b) in the alternative, to consider amending the Use Standards Section 20.3.S.2(d) Child Care Center to add the following: "vi. The required outdoor play area may be located on adjacent residential parcels." The proposed text amendment would affect properties within all HU-RD2 Historic Urban Two-Family Residential Districts. The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., All Districts, Cn. Deadline 8/8/22).

HEARING HELD.

12b. MOTION - NO. M-22-274 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's text amendment request on **ZD NO. 36/22.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

13. LEGISLATIVE GROUPING

13a. ZONING DOCKET NO. 37/22 - TMF HOTEL PROPERTIES, LLC

Brief:

Requesting a conditional use to permit a large childcare center in an HU-B1A Historic Urban Neighborhood Business District and an HU-RD2 Historic Two-Family Residential District, on Square 115, Lots 1, 2, 3, 8, 7, 6, 5, in the First Municipal District, bounded by Annunciation Street, Terpsichore Street, Constance Street, Melpomene Street (Municipal Addresses: **1359-1379 Annunciation Street and 901-907 Terpsichore Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to twelve (12) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/8/22).

HEARING HELD.

13b. MOTION - NO. M-22-275 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's conditional use request, subject to the twelve (12) provisos as set forth by the City Planning Commission on **ZD NO. 37/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

14. LEGISLATIVE GROUPING

14a. ZONING DOCKET NO. 38/22 - LSU A&M BOARD OF SUPERVISORS

Brief:

Requesting a zoning change from an MS Medical Service District to an LI Light Industrial District, on Square 440, Lots 12 and 13, in the Third Municipal District, bounded by South Derbigny Street, South Roman Street, Perdido Street, South Claiborne Street, and Gravier Street (Municipal Addresses: **523-527 South Derbigny Street**). The recommendation of the City Planning Commission being "**NO LEGAL MAJORITY**".

YEAS: Lunn, Jordan, Steeg, Witry - 4

NAYS: Stewart, Brown - 2

ABSENT: Flick, Alexander, Wedberg - 3

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/8/22).

(Technical Correction needed).

HEARING HELD.

14b. MOTION - NO. M-22-285 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's zoning change request on **ZD NO. 38/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

15. LEGISLATIVE GROUPING

15a. ZONING DOCKET NO. 39/22 - CITY COUNCIL MOTION NO. M-21-279

Brief:

Requesting a conditional use to permit a bar in an HU-MU Historic Urban Mixed-Use District, a HUC Historic Urban Corridor Use Restriction Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 538, Lots A, K, C, and 4, in the Seventh Municipal District, bounded by Olive Street, South Carrollton Avenue, Edinburgh Street, and Short Street (Municipal Addresses: **8013-8015 Olive Street and 3415-3417 South Carrollton Avenue**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/8/22).

HEARING HELD.

15b. MOTION - NO. M-22-276 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's conditional use request, subject to six (6) provisos as set forth by the City Planning Commission on **ZD NO. 39/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

16. LEGISLATIVE GROUPING

16a. ZONING DOCKET NO. 40/22 - BDR ITALIAN, LLC

Brief:

Requesting a Conditional Use to permit a standard restaurant in a HU-B1 Historic Urban Neighborhood Business District and the Magazine Street Use Restriction Overlay District, on Square 234, Lots 13 and 14, in the Sixth Municipal District, bounded by Magazine Street, Cadiz Street, Camp Street, and Valence Street (Municipal Addresses: **4609-4611 Magazine Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/8/22).

HEARING HELD.

16b. MOTION - NO. M-22-277 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's conditional use request, subject to the five (5) provisos as set forth by the City Planning Commission on **ZD NO. 40/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

17. UNFINISHED BUSINESS

17a. CAL. NO. 33,639 - BY: COUNCILMEMBERS GREEN, THOMAS AND KING (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 147-2 of the Code of the City of New Orleans regulations pertaining to the City's use of surveillance technology; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Criminal Justice Committee).

WITHDRAWN.

18. 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.

CONTINUED TO THE MEETING OF 8/18/22.

19. CAL. NO. 33,671 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to limit the power of the Mayor to suspend Article X of Chapter 2 of the Code of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/22/22).

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 7/7/22.

20. CAL. NO. 33,680 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to ordain Sections 54-252.1 and 54-252.2 of the Code of the City of New Orleans to create and define the crimes of permitting premises for prostitution and concealment of prostitution, respectively; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 8/5/22).

(Referred to the Criminal Justice Committee).

CONTINUED TO THE MEETING OF 7/7/22.

21. CAL. NO. 33,709 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to establish a conditional use to permit a community center in an S-RS Suburban Single-Family Residential District and an EC Enhancement Corridor Design Overlay District, on Square 3079, Lots 1, 2, 3, and 4, in the Third Municipal District, bounded by Elysian Fields Avenue, Stephen Girard Street, Frenchmen Street, and Mandolin Street **(Municipal Address: 4336 Elysian Fields Avenue)**; and otherwise to provide with respect thereto.
(ZONING DOCKET NO. 6/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 7/20/22).

(Cn. Deadline 7/7/22).

CONTINUED TO THE MEETING OF 7/7/22.

22. LEGISLATIVE GROUPING

22a. CAL. NO. 33,718 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to amend and reordain Section 54-503 of the Code of the City of New Orleans to prohibit vehicular stunt activities, to amend and reordain Section 54-504 of the Code of the City of New Orleans to include vehicular stunts shows within the class of illegal motor vehicle speed contests at which spectators are prohibited, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/2/22).

(Referred to the Criminal Justice Committee).

(Criminal Justice Committee recommended approval

ADOPTED, AS AMENDED. ORD. NO. 29062 M.C.S.

22b. AMENDMENT TO ORD. CAL. NO. 33,718 - BY: COUNCILMEMBER GREEN

Brief:

An amendment to include organizers of speed contests and vehicle stunt activity as offenders and seizure of motor vehicles used in speed racing or vehicular stunt activity.

1. On page 2, line 21 after the word "street" insert the following paragraph:

(e) No person shall organize or help facilitate the gathering of individuals for the purpose of participation or spectatorship of a speed racing contest or vehicle stunt activity through social media or any other medium.

2. On page 2, line 26 after the word "days", insert the following paragraph:

(g) Any motor vehicle used in speed racing or vehicular stunt activity as defined in this section may be impounded by law enforcement to the extent authorized by applicable law. An impounded vehicle may be held in impound for not less than fifteen (15) days or until

final adjudication of the case, with the costs of impound assessed against the violator.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

22c. AMENDMENT TO ORD. CAL. NO. 33,718 - BY: COUNCILMEMBER HARRIS

Brief:

An amendment to broaden the definitions of "motor vehicle", "stunt activity", and placing "any barrier or obstruction".

1. On page 2, after line 16 and before line 17, insert the following new provision:

(3) Operating a motor vehicle in a reckless or careless manner, or violating any traffic regulation for purposes of attracting bystanders or onlookers, or for the entertainment or gratification of bystanders.

2. On page 2, line 19, after the word "obstruction" and before the word "or", insert the following phrase:

, including motor vehicles blocking streets, roadways, or rights-of-way,

3. On page 3, line 31, after the word "shows." insert the following new phrase:

For the purposes of this Section, *motor vehicles* shall be defined pursuant to Sec. 154-2 but shall also include all-terrain vehicles (ATVs), dirt bikes, and minibikes

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

23. CAL. NO. 33,719 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to ordain Section 90-42 of the Code of the City of New Orleans to establish staffing requirements for the New Orleans Police Department Public Integrity Bureau; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/2/22).

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 7/7/22.

24. LEGISLATIVE GROUPING

24a. CAL. NO. 33,724 - BY: COUNCILMEMBERS MORENO, THOMAS, MORRELL, GIARRUSSO, GREEN, HARRIS AND KING

Brief:

An Ordinance requiring the Superintendent of Police, Orleans Parish District Attorney, and Criminal District Court and Orleans Parish Juvenile Court judges to appear before the New Orleans City Council at least quarterly to provide updates on ongoing public safety initiatives and legislative, financial, or operational issues identified; at the New Orleans City Council's Criminal Justice Committee; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

(Referred to the Criminal Justice Committee).

(Criminal Justice Committee recommended approval).

ADOPTED, AS AMENDED. ORD. NO. 29063 M.C.S.

24b. AMENDMENT TO ORD. CAL. NO. 33,724 - BY: COUNCILMEMBERS MORENO AND HARRIS

Brief:

The amendments add the Juvenile Justice Intervention Center to those entities or departments required to appear quarterly before the New Orleans City Council Criminal Justice Committee to provide updates on ongoing public

safety initiatives and clarifies those entities or departments in the preamble.

- 1) On page 1, in the first paragraph, line 2, after the word "Attorney," insert the following:

"the Orleans Parish Sheriff, the Director of the Juvenile Justice Intervention Center, the Independent Police Monitor,"

- 2) On page 2, after line 17, insert the following:

"g. Juvenile Justice Intervention Center"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

25. **CAL. NO. 33,738 - BY: COUNCILMEMBERS HARRIS (BY REQUEST) AND KING**

Brief:

An Ordinance to ordain Sections 146-587 through 146-601 of the City Code to create a Parklet permitting program whereby public parking spaces within parking lanes on City controlled streets may be utilized by adjacent commercial entities for additional seating and public use; to set permit standards and fees; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

ADOPTED. ORD. NO. 29064 M.C.S.

Cm. Harris "RECUSED".

26. CAL. NO. 33,740 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

An Ordinance revoking the dedication to public use and authorizing the sale at public auction for a minimum price to be set by appraisal of a certain portion of ground together with all the rights, ways, privileges, servitudes, and appurtenances thereunto belonging or in anywise appertaining, situated in the state of Louisiana, Parish of Orleans, being a portion of Willow St., between Square 447 and Square No. 424 of the First Municipal District of the City of New Orleans, which portion of Willow St. is bounded by Earhart Boulevard, Square 447, former Euphrosine Street and Square 424, as shown on a survey by Gilbert, Kelly, and Couturie', dated December 6, 2021 ("the Property"), which is no longer needed for public purposes; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

ADOPTED. ORD. NO. 29065 M.C.S.

27. CAL. NO. 33,744 - BY: COUNCILMEMBERS MORENO, HARRIS AND MORRELL

Brief:

An Ordinance requiring all public office buildings constructed or rehabilitated by the City of New Orleans to at least meet the United States Green Buildings Council's Leadership in Energy and Environmental Design (LEED) Gold certification; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

(Referred to the Climate Change and Sustainability Committee).

CONTINUED TO THE MEETING OF 7/7/22.

28. CAL. NO. 33,745 - BY: COUNCILMEMBERS HARRIS, GIARRUSSO AND MORENO

Brief:

An Ordinance to amend and reordain Sections 146-493, 154-2, 154-1401, 154-1409, 154-1421, and 154-1423, and to ordain Sections 154-1751, 154-1752, and 154-1753 of the Code of the City of New Orleans, to distinguish bicycles and electric scooters, and to provide for prohibitions and regulation relative to electric scooters; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

(Referred to the Transportation and Airport Committee).

CONTINUED TO THE MEETING OF 7/7/22.

29. LEGISLATIVE GROUPING

29a. CAL. NO. 33,748 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around Behrman Memorial Park located at 1320 General De Gaulle Dr., New Orleans, Louisiana in conjunction with the Gulf South Battle of the Bands event on Saturday, July 2, 2022, from 4:00 p.m. to 9:00 p.m., to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

ADOPTED, AS AMENDED. ORD. NO. 29066 M.C.S.

29b. AMENDMENT TO ORD. CAL. NO. 33,748 - BY: COUNCILMEMBER KING

Brief:

1) On Page 1, Section 1, Line 2, after the word "that" and before the word "of," delete "one hundred percent (100%)" and insert in lieu thereof "fifty percent (50%)."

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

30. CAL. NO. 33,749 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022"; to appropriate funds in order to correct a budget error where funds were transferred to the Grant Operations Police Fund instead of the Grant Operations Health Department Fund; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29067 M.C.S.

31. LEGISLATIVE GROUPING

31a. CAL. NO. 33,750 - BY: COUNCILMEMBERS MORENO, MORRELL, GREEN, THOMAS AND GIARRUSSO, HARRIS AND KING

Brief:

An Ordinance to amend and re-ordain Ordinance No. 28,869 M.C.S., entitled "An Ordinance Providing a Capital Budget for the Year 2022", to effect the following change to the 2022 Capital Budget: to de-appropriate funds from the Department of Public Works; to appropriate funds to the Chief Administrative Office; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

(Technical Correction needed).

ADOPTED, AS AMENDED. ORD. NO. 29068 M.C.S.

31b. AMENDMENT TO ORD. CAL. NO. 33,750 - BY: COUNCILMEMBERS MORENO AND GREEN

Brief:

The amendment clarifies that the funds appropriated to the Chief Administrative Office will be used to the extent necessary for land acquisition and home replacement costs for residents of Gordon Plaza in New Orleans.

1) On page 1, in the first paragraph, line 4, after the word "thereto." insert the following:

"Funds allocated will be used to the extent necessary for land acquisition and home replacements costs for residents of Gordon Plaza in New Orleans;"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

32. CAL. NO. 33,751 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a First Amendment to the Cooperative Endeavor Agreement ("Amendment") to amend the Cooperative Endeavor Agreement ("Agreement") between the City of New Orleans ("City"), the State of Louisiana ("State"), and the Parish of Jefferson ("Parish") for the redevelopment of West End, to extend the term thereof for an additional two (2) years, to address revenue and cost sharing, and to provide for related matters, as more fully set forth in the Amendment attached hereto as Exhibit "1" and incorporated and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

ADOPTED. ORD. NO. 29069 M.C.S.

33. CAL. NO. 33,752 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by the National Association of County and City Health Officials (NACCHO - Contract # 2022-032115) to provide resources and equipping the New Orleans Health Department (NOHD) for addressing vaccine hesitancy for routine, influenza and COVID-19 vaccines; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29070 M.C.S.

34. CAL. NO. 33,753 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by the National Association of County and City Health Officials (NACCHO - Contract # 2022-032115) to provide resources and equipping the New Orleans Health Department (NOHD) for addressing vaccine hesitancy for routine, influenza and COVID-19 vaccines; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29071 M.C.S.

35. CAL. NO. 33,754 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, MORENO, MORRELL AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend and re-ordain Ordinance No. 28,869 M.C.S., entitled "An Ordinance Providing a Capital Budget for the Year 2022", to effect the following change to the 2022 Capital Budget: to de-appropriate funds to the Department of Property Management, the New Orleans Police Department, and the New Orleans Recreation Development Commission; to appropriate funds to the Chief Administrative Office, the Department of Property Management, and the New Orleans Recreation Development Commission; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

CONINUED TO THE MEETING OF 7/21/22.

36. CAL. NO. 33,755 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, MORENO, MORRELL AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022" to restore a portion of the funding that was transferred out of the Department of Public Works by Ordinance No. 28,995 M.C.S.; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29072 M.C.S.

37. CAL. NO. 33,756 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by FEMA (Project # PW 20 Hurricane Ida) to the Office of Homeland Security to cover the emergency supplies & materials needed during the aftermath of Hurricane Ida; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29073 M.C.S.

38. CAL. NO. 33,757 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by FEMA (Project # PW 20 Hurricane Ida) to the Office of Homeland Security to cover the emergency supplies & materials needed during the aftermath of Hurricane Ida; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29074 M.C.S.

39. CAL. NO. 33,758 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, MORENO, MORRELL AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022" to restore funding that was transferred out of the Department of Safety and Permits by Ordinance No. 28,996 M.C.S.; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29075 M.C.S.

40. CAL. NO. 33,759 - BY: COUNCILMEMBERS THOMAS (BY REQUEST), GIARRUSSO, GREEN, HARRIS, KING AND MORENO

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 1 to a previously executed Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City"), and The Administrators of the Tulane Educational Fund d.b.a Tulane University School of Medicine ("Tulane"), relative to collaborate and engage in referral relationships with the Tulane-supported Formerly-Incarcerated Transitions (FIT) Program so that formerly incarcerated persons participating in the FIT Program ("FIT participants") may be referred to the City's Health Department's Health Care for the Homeless clinic, to modify the provisions thereof and extend the term thereof for two (2) years, as more fully set forth in the Amendment No. 1 form attached hereto as Exhibit "1" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

ADOPTED. ORD. NO. 29076 M.C.S.

41. CAL. NO. 33,760 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022" to appropriate State Funds (Act 119 of 2021) that will be used for the reimbursement of staff salaries that will allow NORD to continue providing high quality recreational opportunities to residents of Orleans parish; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29077 M.C.S.

42. CAL. NO. 33,761 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022" to appropriate State funds (Act 119 of 2021) that will be used for the reimbursement of staff salaries that will allow NORD to continue providing high quality recreational opportunities to residents of Orleans parish; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29078 M.C.S.

43. CAL. NO. 33,762 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by the National Association of County and City Health Officials (NACCHO - Contract # MRC 22-0514) to build the capacity of the local New Orleans Medical Reserve Corps; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29079 M.C.S.

44. CAL. NO. 33,763 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022"; to appropriate Federal funds awarded by the National Association of County and City Health Officials (NACCHO - Contract # MRC 22-0514) to build the capacity of the local New Orleans Medical Reserve Corps; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/7/22).

(Fiscal Note received).

ADOPTED. ORD. NO. 29080 M.C.S.

45. MOTION (LYING OVER) - NO. M-22-235 - BY: COUNCILMEMBER MORRELL

Brief:

Directing the Chief Administrative Officer to compile and transmit to City Council a full list of all classified and unclassified City of New Orleans employees authorized for outside employment pursuant to Policy Memorandum No. 131(R) and Policy Memorandum No. 121 within 10 days of passage of this Motion. Also, directing CAO Gilbert Montaña, to develop a plan and procedures for publishing and maintaining a database, searchable by employee name and business name, of all classified and unclassified City of New Orleans employees authorized for outside employment within 90 days of passage of this Motion.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/16/22).

(Referred to the Governmental Affairs Committee).

(Governmental Affairs Committee recommended approval).

ADOPTED, AS AMENDED.

46. MOTION - NO. M-22-271 - BY: COUNCILMEMBERS MORENO AND MORRELL

Brief:

Requesting and authorizing the President of the Council to sign an amendment to the professional services agreement between the City of New Orleans and AH Datalytics, LLC (the assignee of Jeff Asher Consulting, LLC) extending the term of the agreement for one year and authorizing up to **seventy-five thousand dollars (\$175,000)** in compensation during the renewal term, and containing such other provisions as may be necessary or desirable to accomplish the purposes of this Motion, and that the contract shall be circulated in accordance with normal process and the City Council Rules.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

(Technical Correction needed).

ADOPTED.

Cm. Green "ABSTAIN"

47. MOTION - NO. M-22-278 - BY: COUNCILMEMBER HARRIS

Brief:

Directing the City Planning Commission to conduct a public hearing to consider an Affordable Housing Planned Development in an HU-RD2 Historic Urban Two-Family Residential District and an HUC Historic Urban Corridor Use Restriction Overlay District to allow the adaptive re-use of an existing institutional structure as a multiple-family residence, on Square 682, Lots 16-19, in the First Municipal District, bounded by South Rendon Street, Cleveland Avenue, Palmyra Street and Norman C Francis Parkway (Municipal Addresses: **217 S Rendon Street and 3300 Cleveland Avenue**).

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

48. RESOLUTION - NO. R-22-284 - BY: COUNCILMEMBERS THOMAS, MORENO, MORRELL, GIARRUSSO, HARRIS, KING AND GREEN

Brief:

Honoring Oris Buckner, III for his bravery exemplified through his decision to testify and expressing sincere condolences to his family.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

49. RESOLUTION - NO. R-22-303 - BY: COUNCILMEMBERS THOMAS AND KING (BY REQUEST), MORENO, GIARRUSSO, GREEN AND HARRIS

Brief:

Supporting measures to increase the transparency and affordability of NFIP and does hereby ask that the United States Congress to take such actions as are necessary to review and reform NFIP's pricing methodology known as Risk Rating 2.0.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

50. MOTION - NO. M-22-304 - BY: COUNCILMEMBER MORRELL

Brief:

Directing the Law Department to provide the Council the following information on or before June 30, 2022:

- (a) A list of all outside law firms currently retained to provide legal services on behalf of the City or any of its boards, departments, or agencies (including employees in their official capacity), together with (i) copies of the underlying contract for representation, and (ii) all bid and procurement materials associated with the engagement;
- (b) A list of all cases in which the Council has been sued directly, together with a list of opposing law firm(s) and/or attorneys.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

51. MOTION - NO. M-22-305 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, HARRIS, GREEN AND THOMAS

Brief:

Authorizing the President of the Council to sign a contract with DeLuca Advisory & Consulting Services LLC for a one-year period beginning July 1, 2022, for maximum compensation of \$364,000.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

CONTINUED TO THE MEETING OF 7/21/22.

52. MOTION - NO. M-22-306 - BY: COUNCILMEMBER MORENO

Brief:

Motion stating that the IIJA Joint Council and Legislative Committee shall have until December 30, 2022 to deliver to the City Council the final report described in Motion No. M-22-62.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

53. RESOLUTION - NO. R-22-308 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Resolution stating the City Council deems it not only necessary but past due to formally apologize to the victims, survivors and families affected by the 1973 Up Stairs Lounge fire for the way that those who perished were not adequately and publicly mourned as valuable and irreplaceable members of the community.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 10/21/22).

ADOPTED.

54. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 33,765 THRU 33,786

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.

g:\docs\mills\council 1\agendas\2022\june 23 com agd.docx