

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. BROSSETT
Councilmember District "D"

CYNDI NGUYEN
Councilmember District "E"

COMPLETED AGENDA

Regular Meeting of the City Council
held in City Hall Council Chamber
on Thursday, May 9, 2019 at 10:25 A.M.

PRESIDENT

JASON ROGERS WILLIAMS
Councilmember-At-Large



VICE PRESIDENT

HELENA MORENO
Councilmember-At-Large

ROLL CALL

LORA W. JOHNSON
CLERK OF COUNCIL

INVOCATION

REV. DR. EMANUEL SMITH, JR., PASTOR
ISRAELITE BAPTIST CHURCH

PLEDGE OF ALLEGIANCE TO THE FLAG

HELENA MORENO
COUNCILMEMBER-AT-LARGE

NATIONAL ANTHEM

RECORDING ARTIST SINCERE THE TRUTH

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** - April 11, 2019 and April 25, 2019.

Annotation:
APPROVED.

SPECIAL ORDERS OF BUSINESS

1. **FIRST ORDER OF BUSINESS - PRESENTATION - MOTHER'S DAY CEREMONY**

Brief:

Honoring mothers in New Orleans, to express appreciation for their love and care.

Annotation:
(Cm. Nguyen).
APPEARED.

2. **SECOND ORDER OF BUSINESS - PRESENTATION - DILLARD UNIVERSITY 150TH CELEBRATION - DILLARD PRESIDENT DR. WALTER KIMBROUGH, VICE PRESIDENT MARC BARNES AND AVP/DIRECTOR NICK HARRIS**

Brief:

Presentation on Dillard University's academic programs and to celebrate the 150th Anniversary of the Institution.

Annotation:
(Cm. Banks).
APPEARED.

3. **THIRD ORDER OF BUSINESS - PRESENTATION - MSY AIRPORT - TERMINAL UPDATE, KEVIN DOLLIOLE, DIRECTOR OF AVIATION**

Brief:

Presentation on the construction schedule and other updates regarding the new MSY terminal.

Annotation:
(Cm. Gisleson Palmer).
APPEARED.

CONSENT AGENDA

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

Brief:

Submitting on behalf of Entergy New Orleans, LLC ("ENO" or the Company) for further handling an original and two (2) copies of Revised Rebuttal Testimony (and Public Version of the exhibits) of Robert B. Hevert. In accordance with the referenced Order, the revised testimony and exhibits reflect removal of that portion of the testimony related to the Empirical Capital Asset Pricing Model ("ECAPM") and the Event Study as represented on Exhibit 1 to the Advisors' Motion to Strike. An accompany CD shows a redlined version of the testimony as well as the re-numbered exhibits that result from removal of the excised testimony, pursuant to the Order issued in the captioned matter by Judge Gulin on April 16, 2017 (the Order"), **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 TIMOTHY S. CRAGIN, ASSISTANT GENERAL COUNSEL, LEGAL SERVICES - REGULATORY, ENTERGY SERVICES, LLC**

Brief:

Submitting an original and two copies of a letter from Ernst & Young LLP, certifying that it conducted in-person third-party ethics training on April 15, 2019 for Entergy New Orleans, LLC's ("ENO") management level employees, as well as some non-management level ENO employees. The letter includes a list of the topics covered at the training and attaches, as Appendix A, a list of the employees that attended the training. Appendix A to the letter has had personal cell phone numbers redacted due to privacy considerations, pursuant to Council Resolution R-19-78. **Re: Certification of Third-Party Ethics Training.**

Annotation:

RECEIVED.

3. **COMMUNICATION - FROM LISA M. HUDSON, DIRECTOR OF PERSONNEL,
CITY OF NEW ORLEANS, DEPARTMENT OF CITY CIVIL SERVICE**

Brief:

Submitting for Council approval the amendments to the Classified Pay Plan (**Human Services**) (**Youth Study Center Supportive Services Superintendent (Exempt)**) as adopted by the Civil Service Commission at its meeting of April 19, 2019, in accordance with Article X, Section 10 of the Constitution of Louisiana.

Annotation:

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

4. **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") April 2019 Monthly Progress Report on Its Collaboration with the Sewerage and Water Board of New Orleans to Improve Reliability of Electric Service and Expedite a Long-Term Solution, which is submitted pursuant to **Council Resolution R-19-78**.

Annotation:

RECEIVED.

5. **COMMUNICATION - FROM BOB PERCIASEPE, PRESIDENT, CENTER FOR
CLIMATE AND ENERGY SOLUTIONS**

Brief:

Submitting an original and two (2) copies of the Center for Climate and Energy Solutions' ("C2ES") Petition for Intervention and Inclusion on Service List, **In Re: RESOLUTION AND ORDER ESTABLISHING A DOCKET AND OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS (Docket No. UD-19-01)**

Annotation:

RECEIVED.

6. **COMMUNICATION - FROM JAY BEATMANN, COUNSEL, DENTONS US LLP**

Brief:

Submitting an original and three (3) copies of the *Advisors' Comments on ENO's Response to ENO Filing in Prudence Investigation, In Re: Resolution Directing ENO 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.

7. **COMMUNICATION - FROM THOMAS W. MILLINER, ANZELMO, MILLINER & BURKE LLC, ATTORNEYS AT LAW**

Brief:

Submitting an original and three copies of Rebuttal Testimony of Myron B. Katz, Phd, on Behalf of Building Science Innovators, LLC, **Re: Application for 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.

8. **COMMUNICATION - FROM SHANNON BELL, LEGAL ASSISTANT TO LUKE F. PIONTEK & CHRISTIAN J. RHODES, ROEDEL PARSONS KOCH, BLACHE BALHOFF & MCCOLLISTER, A LAW CORPORATION**

Brief:

Submitting an original and two (2) copies of *Crescent City Power Users' Group's Surrebuttal Testimony and Exhibits of Richard A. Baudino, Surrebuttal and Cross-Answering Testimony of Stephen J. Baron and Surrebuttal and Cross-Answering Testimony and Exhibits of Lane Kollen. 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 Relief: UD-18-07*

Annotation:

RECEIVED.

9. **COMMUNICATION - FROM LOGAN ATKINSON BURKE, EXECUTIVE DIRECTOR, ALLIANCE FOR AFFORDABLE ENERGY, EARTHJUSTICE**

Brief:

Submitting one original and two copies of the public, redacted version of the **Surrebuttal Testimony of Justin R. Barnes on Behalf of the Alliance for Affordable Energy**, The HSPM version of the Surrebuttal Testimony will be served in hard copy only to the appropriate parties who have executed Non-Disclosure Certificates pursuant to Council Resolution R-07-432. **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, City Council of New Orleans Docket No. UD-18-07.**

Annotation:

RECEIVED.

10. **COMMUNICATION - FROM LOGAN ATKINSON BURKE, EXECUTIVE DIRECTOR, ALLIANCE FOR AFFORDABLE ENERGY, EARTHJUSTICE**

Brief:

Submitting one original and two copies of the **Surrebuttal Testimony and Exhibit of Pamela G. Morgan on Behalf of the Alliance for Affordable Energy**, 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, *City Council of New Orleans Docket No. UD-18-07.*

Annotation:

RECEIVED.

11. **COMMUNICATION - FROM CARRIE R. TOURNILLON, KEAN | MILLER LLP, ATTORNEYS AT LAW**

Brief:

Submitting the original and two copies of the Surrebuttal Testimony and Schedules of Christopher C. Walters on behalf of Air Products and Chemicals, Inc., **RE: Revised Application of ENO for a Change in Electric and Gas Rate in the City of New Orleans Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief. CNO Docket No. UD-18-07. File No.: 7717-46**

Annotation:

RECEIVED.

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

Brief:

Submitting the original and two copies of the Surrebuttal and Cross-Answering Testimony and Schedules of Maurice Brubaker on behalf of Air Products and Chemicals, Inc. **RE: Revised Application of ENO for a Change in Electric and Gas Rate in the City of New Orleans Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief. CNO Docket No. UD-18-07. File No.: 7717-46**

Annotation:

RECEIVED.

13. **COMMUNICATION - FROM JAY BEATMANN, COUNSEL, DENTONS US LLP**

Brief:

Submitting an original and three copies of Surrebuttal Testimony, **In Re: Application of ENO for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief. CNO Docket No. UD-18-07.**

Annotation:

RECEIVED.

14. **COMMUNICATION - FROM ELIZABETH GALANTE, POSIGEN SOLAR**

Brief:

Submitting an original and two copies of the Motion to Intervene from PosiGen Solar, **RE: A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS. (Docket No. UD-19-01).**

Annotation:

RECEIVED.

15. **COMMUNICATION - FROM THADEUS B. CULLEY, REGIONAL DIRECTOR,
VOTE SOLAR**

Brief:

Submitting an original copy of the *Motion to Intervene of Vote Solar*, which is submitted to request party status in Docket No. UD-19-01, **RE: Docket No. UD-19-01; Motion to Intervene of Vote Solar.**

Annotation:

RECEIVED.

16. **COMMUNICATION - FROM STEPHEN P. WRIGHT, GULF STATES
RENEWABLE ENERGY INDUSTRIES ASSOCIATION (GSREIA)**

Brief:

Submitting the Motion to Intervention in UD-19-01, **ESTABLISHING A DOCKET AND OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS**, filed on behalf of the Gulf States Renewable Energy Industry Alliance, **RE: UD-19-01.**

Annotation:

RECEIVED.

17. **COMMUNICATION - FROM CARRIE R. TOURNILLON, KEAN | MILLER
LLP, ATTORNEYS AT LAW**

Brief:

Submitting an original and two copies of the Motion for Intervention and Inclusion on Service List on behalf of Air Products and Chemicals, Inc. **RE: Resolution and Order Establishing a Docket and Opening a Rulemaking Proceeding to Establish Renewable Portfolio Standards. CNO Docket No. UD-19-01. File No.: 7717-47**

Annotation:

RECEIVED.

18. **COMMUNICATION - FROM SIMON MAHAN, EXECUTIVE DIRECTOR,
SOUTHERN RENEWABLE ENERGY ASSOCIATION**

Brief:

Submitting the Southern Renewable Energy Association's Motion to Intervene, **RE: *Docket No. UD-19-01, A Rulemaking Proceeding to Establish Renewable Portfolio Standards.***

Annotation:

RECEIVED.

19. **COMMUNICATION - FROM BRIAN L. GUILLOT, VICE PRESIDENT,
REGULATORY AFFAIRS, ENTERGY NEW ORLEANS, LLC**

Brief:

Submitting an original and two copies of the Energy Smart Quarterly Report for the period of January 1, 2019 to March 31, 2019, **RE: *Filing of Entergy New Orleans, LLC's Energy Smart Quarterly Report for the Period of January 1, 2019 to March 31, 2019 (Resolutions R-11-52, R-17-31, R-17-176, R-17-177, R-17-623; UD-08-02)*** on behalf of APTIM, Entergy New Orleans, LLC.

Annotation:

RECEIVED.

20. **COMMUNICATION - FROM KAREN J. PROFITA, VICE PRESIDENT,
NATIONAL AUDUBON SOCIETY, EXECUTIVE DIRECTOR, AUDUBON
LOUISIANA**

Brief:

Submitting an original and two (2) copies of the National Audubon Society's Petition for Intervention and Inclusion on the Service List, **In Re: *RESOLUTION AND ORDER ESTABLISHING A DOCKET AND OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS. (Docket No. UD-19-01)***

Annotation:

RECEIVED.

21. **COMMUNICATION - FROM G. BEN JOHNSON, PRESIDENT & CEO, NEW ORLEANS CHAMBER, BOARD OF DIRECTORS**

Brief:

Submitting an original copy of the New Orleans Chamber's Petition for Intervention and Inclusion on the Service List,
Re: Resolution and Order Establishing a Docket and Opening a Rulemaking to Establish Renewable Portfolio Standards.
(Docket No. UD-19-01)

Annotation:

RECEIVED.

22. **COMMUNICATION - FROM GRACE MORRIS, ORGANIZING REPRESENTATIVE, SIERRA CLUB**

Brief:

Submitting an original and two copies of the Sierra Club's request for intervention, **Re: UD-19-01 A Rulemaking Proceeding to Establish Renewable Portfolio Standards.**

Annotation:

RECEIVED.

23. **COMMUNICATION - FROM BRIAN L. GUILLOT, VICE PRESIDENT, REGULATORY AFFAIRS, ENTERGY NEW ORLEANS, LLC**

Brief:

Submitting an original and two copies of the Energy Smart Annual Program Report and Annual Evaluation, Measurement and Verification Report for the period of January 1, 2018 to December 31, 2018. **RE: Filing of Entergy New Orleans, LLC's Energy Smart Program Year 8 Annual Program Report, and Annual Evaluation, Measurement and Verification Report**
(Resolutions R-11-52, R-17-31, R-17-176, R-17-177, R-17-623; UD-08-02, UD-17-03)

Annotation:

RECEIVED.

24. COMMUNICATION - FROM MONIQUE HARDEN, ATTORNEY, DEEPSOUTH CENTER FOR ENVIRONMENTAL JUSTICE

Brief:

Submitting an original and two (2) copies of the *Petition to Intervention by the Deep South Center for Environmental Justice*, Re: Petition for Intervention in Docket No. UD-19-01

Annotation:

RECEIVED.

25. REPORT - OF COUNCILMANIC DISTRICT "C"

Brief:

Submitting the Mayor's Office of Economic Development's recommendation of "**approval**" of the Restoration Tax Abatement request for:

- RTA #2014-1316; 2317 Burgundy Street, Peter and Paul

Annotation:

RECEIVED. (*Hearing Date Set For 5/23/19*).

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

Brief:

Submitting a report detailing an appeal of the New Orleans Historic District Landmarks Commission's "**denial**" of an application to demolish a one-story, single family residence for property located at **307 Hillary Street**.

Annotation:

RECEIVED.

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

Brief:

Submitting a report detailing an appeal of the New Orleans Historic District Landmarks Commission's "**denial**" of an application to retain the installation of brick veneer and new vents at the front porch in deviation of the Certificate of Appropriateness for property located at **815 Ninth Street**.

Annotation:

RECEIVED.

28. **REPORT - OF THE EXECUTIVE DIRECTOR OF THE CITY PLANNING
COMMISSION**

Brief:

Transmitting Zoning Docket Numbers 36/19 - Cm. Banks, 42/19 - Cm. Gisleson Palmer and 43/19 - Cm. Brossett, Cn. Deadline 7/8/19.

Annotation:

RECEIVED. (Hearing Date Set For 5/23/19).

29. **CAL. NO. 32,618 - BY: COUNCILMEMBER NGUYEN**

Brief:

An Ordinance to effect a zoning change from an S-RD Suburban Two-Family Residential District to an HU-RD2 Historic Urban Two-Family Residential District for all properties currently zoned S-RD District, in the Third Municipal District, bounded by St. Claude Avenue, and the Orleans/St. Bernard Parish Line. The map change would apply to all properties zoned S-RD District in the area bounded by St. Claude Avenue, and the Orleans/St. Bernard Parish Line; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 10/19)**

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28076 M.C.S.

30. CAL. NO. 32,619 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to amend and reordain Article 19 Temporary Prohibitions of Ordinance No. 4264 M.C.S., amended by Ordinance No. 26,413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to establish a new Interim Zoning District (IZD) to be named the *Lower Ninth Ward Housing Development* IZD; establish standards for the redevelopment of non-conforming lots in the areas currently zoned S-RS Suburban Single-Family Residential District and S-RD Suburban Two-Family Residential District, bounded by N. Claiborne Avenue, the Industrial Canal, Florida Avenue, and Delery Street; to allow for development of single-family residences on the existing non-conforming lots with widths of thirty (30) feet or less to permit a front yard setback of ten (10) feet while allowing a variation of three feet (3) plus or minus to provide variation on the block face; to illuminate the off-street parking requirements for single-family residences and to reduce the off-street parking requirement for two-family residences to one (1) off-street parking space; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 9/19)**

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28077 M.C.S.

31. CAL. NO. 32,627 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a secondary educational facility in an HU-RD2 Historic Urban Two-Family Residential District and an HUC Historic Urban Corridor Use Restriction Overlay District, on Square 399, Lots 16 and 17, in the Second Municipal District, bounded by Iberville Street, Bienville Street, North Gayoso Street, and North Salcedo Street (Municipal Addresses: **3017-3023 Iberville Street**); and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 142/18)**

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28082 M.C.S.

32. CAL. NO. 32,628 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to effect a zoning change from an HU-RD2 Historic Urban Two-Family Residential District to an HU-B1A Historic Urban Neighborhood Business District, on Square 155, Lots 1, 2, and 3 or Lots 27 and 28, in the First Municipal District, bounded by Camp Street, Thalia Street, Magazine Street, and Erato Street (Municipal Addresses: **1236-1240 Camp Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 14/19**)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28083 M.C.S.

33. CAL. NO. 32,629 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a multi-service business with retail sale of packaged alcoholic beverages, live performance venue, and bar components in a CBD-1 Core Central Business District, on Square 172, Lot 11A, in the First Municipal District, bounded by Gravier Street, Camp Street, Saint Charles Avenue, and Commercial Place (Municipal Addresses: **614-618 Gravier Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 15/19**)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28084 M.C.S.

34. CAL. NO. 32,630 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit retail sales of packaged alcoholic beverages in a CBD-2 Historic Commercial and Mixed-Use District, on Square 166, Lot A or Pt. Lot 16, B or Pt. Lot 16, and C or Pt. Lot 16, in the First Municipal District, bounded by Magazine Street, Gravier Street, Picayune Place, and Natchez Street (Municipal Address: **301 Magazine Street**); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 17/19*)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28085 M.C.S.

35. CAL. NO. 32,631 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use 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, on Square 605, Lots 1, B or 27, N or 25, R, and 24, in the Sixth Municipal District, bounded by Freret Street, Valence Street, Cadiz Street, and South Robertson Street (Municipal Addresses: **4621-4645 Freret Street**); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 20/19*)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28086 M.C.S.

36. CAL. NO. 32,632 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a warehousing and food processing facility in an HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 605, Lot 23, in the Sixth Municipal District, bounded by Freret Street, Valence Street, Cadiz Street, and South Robertson Street (Municipal Addresses: **4617-4619 Freret Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 21/19**)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28087 M.C.S.

37. CAL. NO. 32,633 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to provide for the establishment of a Conditional Use to a community center in an HU-RD2 Historic Urban Two-Family Residential District, on Square 451, Lots 16, 1A, 1B, 2, 13, 14, and 15, in the Fourth Municipal District, bounded by South Galvez Street, First Street, South Miro Street, and Second Street (Municipal Addresses: **2403 South Galvez Street and 3520-3532 First Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 23/19**)

Annotation:

(90 Days, Cn. Deadline 6/26/19).

(Cn. Deadline 6/20/19).

ADOPTED. ORD. NO. 28088 M.C.S.

38. MOTION - NO. M-19-176 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Dow Michael Edwards (fulfilling a vacancy, representing District B), as a member of the Central Business District Historic District Landmarks Commission, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2022.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.

39. MOTION - NO. M-19-177 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Ratifying, confirming and approving the appointment of Steven Kennedy (fulfilling a vacancy), as a member of the Economic Development Advisory Committee, effective upon approval by the Council of the City of New Orleans, for a term ending on December 31, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.

40. MOTION - NO. M-19-178 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

Ratifying, confirming and approving the appointment of Cynthia Sylvain-Lear (representing the Department of Sanitation, fulfilling the unexpired term of Matt Torri, initial term ending on September 12, 2019), as a member of the Environmental Advisory Committee, effective upon approval by the Council of the City of New Orleans, for a term ending on September 12, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

41. MOTION - NO. M-19-179 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Emilie Bahr (fulfilling the unexpired term of Jeanne Nathan, initial term ending June 30, 2019, representing the Esplanade Ridge Historic District), as a member of the New Orleans Historic District Landmarks Commission, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

42. MOTION - NO. M-19-180 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Karla Sikaffy duPlantier (fulfilling the unexpired term of Julie Thibodaux ending on June 30, 2019, as a member of the Human Relations Commission Advisory Committee, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2019.

Annotation:

**(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.**

43. MOTION - NO. M-19-181 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Nick L. Harris (fulfilling a vacancy, representing District D), as a member of the Neighborhood Housing Advisory Committee, effective upon approval by the Council of the City of New Orleans, for a term ending on December 31, 2019.

Annotation:

**(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.**

44. MOTION - NO. M-19-182 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Mara Baumgarten Force (vice Peter Ricchiuti, initial term concurrent with appointing authority), as a member of the Revenue Estimating Conference, effective upon approval by the Council of the City of New Orleans, for a term concurrent with the appointing authority.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.

45. MOTION - NO. M-19-183 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Charles West (initial term ended on December 31, 2018), as a member of the Sanford "Sandy" Krasnoff Criminal Justice Council, effective upon approval by the Council of the City of New Orleans, for a term ending on December 31, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.

46. MOTION - NO. M-19-184 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Thelma French (as a representative of Total Community Action, initial term ended on December 31, 2015), as a member of the Sanford "Sandy" Krasnoff Criminal Justice Council, effective upon approval by the Council of the City of New Orleans, for a term ending on December 31, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

47. MOTION - NO. M-19-185 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Catherine Patteson (initial term ended on December 31, 2018), as a member of the Sanford "Sandy" Krasnoff Criminal Justice Council, effective upon approval by the Council of the City of New Orleans, for a term ending on December 31, 2019.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

48. MOTION - NO. M-19-186 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Joseph E. Peychaud, Jr. (serving as a consumer and community advocate), as a member of the Sewerage and Water Board of New Orleans, effective upon approval by the Council of the City of New Orleans.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

49. MOTION - NO. M-19-187 - BY: COUNCILMEMBER NGUYEN (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Dr. Tamika Duplessis (representing District E), as a member of the Sewerage and Water Board of New Orleans, effective upon approval by the Council of the City of New Orleans.

Annotation:

(Questionnaire received. Governmental Affairs Committee recommended approval).

ADOPTED.

50. MOTION - NO. M-19-192 - BY: COUNCILMEMBER GIARRUSSO

Brief:

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

- 4234 General Ogden St.
- 4201 General Ogden 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

1. LEGISLATIVE GROUPING - TAX ABATEMENT

1a. REPORT - OF COUNCILMANIC DISTRICT "B"

Brief:

Submitting the Mayor's Office of Economic Development's recommendation of "**approval**" of the Restoration Tax Abatement request for:

- RTA #2017-0066; 101 Magazine Street, Sazerac Holdings LLC

Annotation:

(Report received at the meeting of 4/25/19).

HEARING HELD.

1b. RESOLUTION - NO. R-19-175 - BY: COUNCILMEMBER BANKS

Brief:

Approving the participation of Municipal Address **101 Magazine Street** owned by **Sazerac Holdings LLC**, in the Property Tax Abatement Program. *(RTA #2017-0066)*

Annotation:

ADOPTED.

2. LEGISLATIVE GROUPING - TAX ABATEMENT

2a. REPORT - OF COUNCILMANIC DISTRICT "B"

Brief:

Submitting the Mayor's Office of Economic Development's recommendation of "**disapproval**" of the Restoration Tax Abatement request for:

- RTA #2017-0295, 320 Andrew Higgins Drive, Venture International, LLC

Annotation:

(Report received at the meeting of 4/25/19).

CONTINUED TO THE MEETING OF 5/23/19.

2b. RESOLUTION - NO. R-19-193 - BY: COUNCILMEMBER BANKS

Brief:

Approving the participation of Municipal Address **320 Andrew Higgins Drive** owned by **Venture International LLC**, in the Property Tax Abatement Program. **(RTA #2017-0295)**

Annotation:

CONTINUED TO THE MEETING OF 5/23/19.

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

1. LEGISLATIVE GROUPING

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

Brief:

Requesting Council action regarding the *Neighborhood Conservation District Advisory Committee's* decision of "**no recommendation**" on an application for a demolition permit for the following location:

2109-11 Second St.

The NCDAC Committee recommended a motion to deny. Motion failed by lack of votes. This property will be forwarded to The Clerk of Council's Office without a recommendation, as the committee did not pass a Motion.

Annotation:

(Cm. Banks, Cn. Deadline 6/10/19).
HEARING HELD.

1b. MOTION - NO. M-19-196 - BY: COUNCILMEMBER BANKS

Brief:

Denying the "no recommendation" of the *Neighborhood Conservation District Advisory Committee's* review of the request for a demolition permit for the property at the following location:

- 2109-11 Second St.

Annotation:

ADOPTED.

2. HDLC APPEAL - OF CHARLES J. NEYREY, AIA | NCARB | LEED AP, ARCHITECT, M2 STUDIO ON BEHALF OF KEITH VODANOVICH, PROPERTY OWNER

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of the application for demolition for property located at **307 Hillary Street**.

Annotation:

(Cm. Giarrusso, Cn. Deadline 6/9/19).
APPROVED. See Motion No. M-19-199.
Cm. Gisleson Palmer voting "Nay".

3. HDLC APPEAL - OF STEVE TETREAUULT

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of the retention of brick veneer installed at front porch in deviation of a Certificate of Appropriateness for property located at **815 Ninth Street**.

Annotation:

(Cm. Banks, Cn. Deadline 6/9/19).
CONTINUED TO THE MEETING OF 5/23/19.

4. ZONING DOCKET NO. 26/19 - CITY COUNCIL MOTION M-19-4

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to incorporate certain recommendations and initiatives contained in the 2018 "Short Term Rental Study," to specifically provide desired CZO text amendments as follows:

- Establish only two categories for short term rental permitting/licensure and land use - "Residential" and "Commercial".
 - Residential Short Term Rental License - one type - which is valid in residential zoning districts, subject to the following requirements:
 1. A valid, homestead exemption for the licensed property;
 2. Up to three licenses per lot of record or parcel (appropriate terminology to be recommended by the City Planning Commission); and
 3. Limit rentals to up to three rooms and six total guests per unit.
 - Commercial Short Term Rental Licenses - four types - which are valid in mixed-use and commercial zoning districts, subject to the following requirements:
 - a. Commercial License - Single Unit
 1. A valid, homestead exemption for the licensed unit; and
 2. Limit rentals to up to three rooms and six total guests per unit.
 - b. Commercial License - Small Scale
 1. Less than five total licensed units; and
 2. Limit rentals for up to five rooms and ten guests per unit.
 - c. Commercial License - Large Scale Commercial

Type 1

1. Five (5) to forty-nine (49) residential units on one lot of record or parcel; and
2. Up to five rooms and ten guests per unit.

d. Commercial License - Large Scale Commercial
Type 2

1. Fifty (50) or more residential units on one lot of record or parcel; and
2. Up to five rooms and ten guests per unit.

- For "small scale commercial" and "large scale commercial" short term rentals, using research that includes the forthcoming inclusionary zoning financial feasibility study, recommend provisions to create affordable housing.
- For "small scale commercial" and "large scale commercial" short term rentals, recommend spacing restrictions in the mixed-use land use districts, including the possibility of one short term rental permit per block face.
- For "large scale commercial type 1" short term rentals, establish security requirements that include provisions for cameras, lighting, and landscaping.
- For "large scale commercial type 2" short term rentals, establish security requirements that include provisions for cameras, lighting, landscaping, 24/7 on-site security guard(s), and a front desk to be staffed at all times.
- For "large scale commercial" short term rentals, establish additional life safety requirements for units within high rise structures.
 - This includes adequate protection for life safety in every structure as defined in La. R.S.

40:1573, via compliance with applicable rules and regulations contained in the Life Safety Code of the National Fire Protection Association, and Section 518 - Special Provisions for High Rise, of Chapter IV of the Southern Standard Building Code, that are applicable to high rise structures.
(Similar to Louisiana Revised Statutes 40:1578.6.)

- For "large scale commercial" short term rentals, mandate the placement on the back of the main entry door to the unit a map indicating where the exits are located in case of fire or other emergency. (Similar to Louisiana Revised Statutes 40:1580.)
- For all short term rental units, establish requirements that all sleeping rooms be equipped with a fire/smoke alarm detection system.
- For all short term rental units, establish bed linen requirements, whereby each short term rental unit shall furnish clean and fresh bed linens, unused by any other person since the last laundering thereof, on all beds assigned to the use of any guest or patron. (Similar to Louisiana Revised Statutes 21:1 Bed Linens).
- For all short term rental units, establish bathroom and toilet facility sanitation requirements, whereby every owner, manager, or person in charge of the conduct of any short term rental unit shall keep the closets, bathrooms, and toilet facilities provided for the use of its guests and patrons cleaned and maintained in a sanitary condition.
- For all short term rental units, establish anti-discrimination provision, prohibiting any discrimination based on race, religion, national origin, age, sex, gender identity, sexual orientation, HIV/AIDS, or physical/mental disability. Any such violation shall terminate a STR license.
- Reconcile CZO provisions and regulations for uniformity regarding lodging and similar uses, such as bed and breakfasts, in light of this review.

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

Annotation:

(Cms. All, Cn. Deadline 5/27/19).

CONTINUED TO THE MEETING OF 5/16/19 (Special).

5. ZONING DOCKET NO. 27/19 - CITY COUNCIL MOTION M-19-4

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to incorporate certain recommendations and initiatives contained in the 2018 "Short Term Rental Study," to specifically provide desired CZO text amendments as follows:

- Establish an outright prohibition in the French Quarter, except for the VCE zoning district.
- Establish an outright prohibition in the Garden District.

Located in the French Quarter and Garden District. The recommendation of the City Planning Commission being for **"MODIFIED APPROVAL"**.

Annotation:

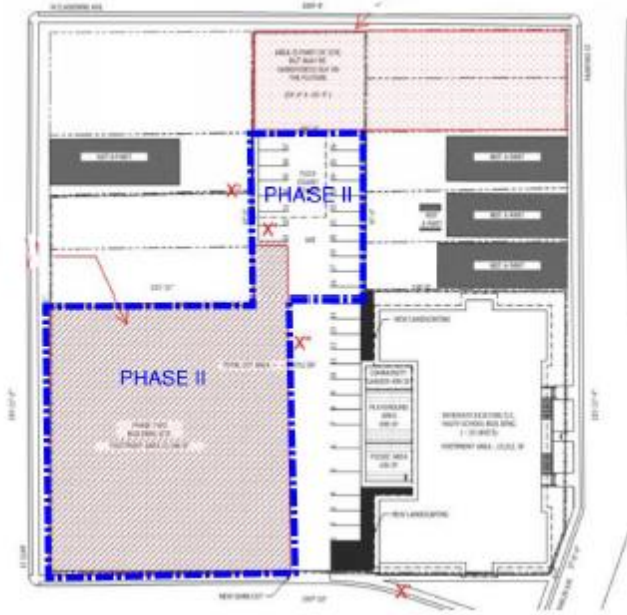
(Cms. Gisleson Palmer and Banks, Cn. Deadline 5/27/19).

CONTINUED TO THE MEETING OF 5/16/19 (Special).

6. ZONING DOCKET NO. 37/19 - CITY COUNCIL MOTION NO. M-19-59

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 646, portion of an undesignated lot (elsewhere identified as Lots 6, 7, and 13 or Lots 5, 6, and 7), in the Third Municipal District, bounded by North Robertson Street, Franklin Avenue, Painters Street, North Claiborne Avenue, and Arts Street. The approximate area to be rezoned is designated as "Phase II" on the image included herein (Municipal Addresses: **2515 North Robertson Street, 1525 Arts Street, and 2518 North Claiborne Avenue**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**.



Annotation:

(Cm. Gisleson Palmer, Cn. Deadline 6/24/19).
APPROVED. See Motion No. M-19-200.

7. ZONING DOCKET NO. 38/19 - GREATER MORNING STAR CHURCH OF ALGIERS

Brief:

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 211, Lot 14, in the Fifth Municipal District, bounded by Vallette Street, Lamarque Street, De Armas Street, Belleville Street, and Belleville Court (Municipal Address: **1236 Vallette Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to six (6) provisos.

Annotation:

(Cm. Gisleson Palmer, Cn. Deadline 6/24/19).
APPROVED. See Motion No. M-19-201.

8. ZONING DOCKET NO. 39/19 - 1701 EAGLE ST, LLC

Brief:

Requesting a conditional use to permit an established multi-family dwelling in an HU-RD2 Historic Urban Two-Family Residential District, on Square 231, Lot 35 or part of Lot 1, in the Seventh Municipal District, bounded by Eagle Street, Green Street, Hickory Street, and Monroe Street (Municipal Addresses: **1701-1703 Eagle Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to six (6) provisos.

Annotation:

(Cm. Giarrusso, Cn. Deadline 6/24/19).
APPROVED. See Motion No. M-19-202.

9. SUBDIVISION APPEAL - OF GREGORY THOMAS, POA

Brief:

Requesting to appeal the **"Modified Approval"** of the City Planning Commission's to the Subdividing of Lots 2 and 3 into Lots 3-A-1, 3-A-2 and 3-A-3, Square 24, in the Fifth Municipal District, for properties located at **1912-1920 Mardi Gras Boulevard. (SD NO. 145/18)**

Annotation:

(Cm. Gisleson Palmer Cn. Deadline 5/12/19).
(Report received at the meeting of 4/11/19).
ON DEADLINE.
APPROVED. See Motion No. M-19-203.

10. CAL. NO. 32,280 - BY: COUNCILMEMBERS BANKS, BROSSETT AND GISLESON PALMER

Brief:

An Ordinance to amend and reordain Sections 162-190, 162-196, and 162-944 of the Code of the City of New Orleans to define and provide for the regulation of a new subclass of tour **vehicle** and a new type of certificate of public necessity and convenience with regard to per capita continuous loop sightseeing tour vehicles; and to otherwise provide with respect thereto.

Annotation:

Technical Correction needed. (Adding an "s" to the word "vehicle").

(Referred to the Transportation and Airport Committee).

CONTINUED TO THE MEETING OF 6/6/19.

11. CAL. NO. 32,562 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 154-868 of the Code of the City of New Orleans, to permit vehicles that are unloading musical equipment for scheduled performances to utilize loading zones, to establish parameters and requirements relative thereto; and to otherwise provide with respect thereto.

Annotation:

(Referred to the Transportation and Airport Committee).

CONTINUED TO THE MEETING OF 5/23/19.

12. CAL. NO. 32,593 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to ordain Article IX of Chapter 158 of the Code of the City of New Orleans, relative to energy conservation, to require owners of nonresidential and multi-family buildings to measure and disclose energy efficiency performance; and to provide otherwise with respect thereto.

Annotation:

CONTINUED TO THE MEETING OF 6/20/19.

13. CAL. NO. 32,604 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 27,931 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2019" to appropriate French Quarter Improvement Funds from Intergovernmental transfers to the Department of Parks and Parkways for Jackson Square improvements, the Department of Sanitation for French Quarter graffiti removal, litter cans, and NOPD Officers to address code violations; the Department of Public Works for French Quarter street light installation, drainage, and structural improvements; the Department of Health for equipment, staffing, and administrative support for the Sobering Center; and the Chief Administrative Office for staffing to support overall project administration; and otherwise to provide with respect thereto.

Annotation:

(Referred to the Budget Committee).

(Budget Committee recommended deferral to 5/9/19).

CONTINUED TO THE MEETING OF 5/23/19.

14. CAL. NO. 32,605 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 27,932 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2019" to appropriate French Quarter Improvement Funds from Intergovernmental transfers to the Department of Parks and Parkways for Jackson Square improvements, the Department of Sanitation for French Quarter graffiti removal, litter cans, and NOPD Officers to address code violations; the Department of Public Works for French Quarter street light installation, drainage, and structural improvements; the Department of Health for equipment, staffing, and administrative support for the Sobering Center; and the Chief Administrative Office for staffing to support overall

project administration; and otherwise to provide with respect thereto.

Annotation:

(Referred to the Budget Committee).

(Budget Committee recommended deferral to 5/9/19).

CONTINUED TO THE MEETING OF 5/23/19.

15. CAL. NO. 32,613 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit the retail sale of packaged alcoholic beverages in an HU-MU Historic Urban Neighborhood Mixed-Use District, an HUC Historic Urban Corridor Use Restriction Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 337, part of Lot 2 and Lots 3 through 12 or Lot 35, in the Third Municipal District, bounded by Saint Claude Avenue, Andry Street, Egania Street, Alice Court, and North Rampart Street (Municipal Address: **5330 Saint Claude Avenue**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 144/18**)

Annotation:

(90 Days, Cn. Deadline 5/22/19).

(Cn. Deadline 5/9/19).

ON DEADLINE.

ADOPTED, AS AMENDED. ORD. NO. 28075 M.C.S.

16. CAL. NO. 32,622 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance revoking the street dedication and authorizing the sale at public auction for a minimum price to be set by appraisal of a parcel of ground with all improvements and appurtenances designated as **a portion of the former THAYER AVENUE public right-of-way (unconstructed) bounded by Thayer Avenue Extension, Mardi Gras Boulevard, Lot T1, and a parcel with property description Pt. Sq. SP-6, Algiers Industrial Park, Parcel 3, located in the Fifth Municipal District, City of New Orleans, Orleans Parish, Louisiana (the "Thayer**

Avenue Parcel"), more particularly being described below, which is no longer needed for public purposes; and otherwise provide with respect thereto.

Annotation:

ADOPTED. ORD. NO. 28078 M.C.S.

17. CAL. NO. 32,624 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into an agreement to grant a servitude to an adjacent property owner for encroachments on/over portions of public right-of-way located at the municipal address **928 North Johnson Street**; to fix the minimum price and terms of said servitude agreement; to declare that such use as granted in the servitude agreement will incorporate space that is neither needed for public purposes nor shall such use interfere with the use of the public right-of-way; to set forth the reasons for said servitude agreement; and otherwise to provide with respect thereto

Annotation:

ADOPTED. ORD. NO. 28079 M.C.S.

18. CAL. NO. 32,625 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor to sign a servitude agreement between the City of New Orleans and The Alabama Great Southern Railroad Company for certain portions of ground more or less between Squares 12 and 13 in the Third Municipal District, bounded by Almonaster Avenue, Florida Avenue, Press Street, and Industry Street, in New Orleans, Orleans Parish, Louisiana which form a part of a parcel formerly known as the Agriculture Street Landfill as more particularly described below, for the purpose of operating and maintaining a railroad known as the NT connection to Chalmette, Saint Bernard Parish, Louisiana; to declare that such use as granted in the servitude agreement will incorporate space that is not needed for public purposes nor will it interfere with the use of the

public right-of-way; to fix the terms of said servitude agreement; and to provide otherwise with respect thereto.

Annotation:

ADOPTED. ORD. NO. 28080 M.C.S.

19. **CAL. NO. 32,626 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, WILLIAMS, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN**

Brief:

An Ordinance to amend and ordain Article XII of Chapter 82 of the Code of the City of New Orleans, relative to the remediation of unauthorized encampments on public property, including the removal and storage of personal property, cleaning, and outreach; to establish notice and reporting requirements; and to provide otherwise with respect thereto.

Annotation:

ADOPTED, AS AMENDED. ORD. NO. 28081 M.C.S.

20. **CAL. NO. 32,634 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)**

Brief:

An Ordinance to amend Ordinance No. 27,931 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2019" to appropriate federal grant funds for the Office of Community Development to fund projects to enhance the City's response to current and resilience against future disaster events, and otherwise to provide with respect thereto.

Annotation:

**(Referred to the Budget Committee).
CONTINUED TO THE MEETING OF 6/6/19.**

21. CAL. NO. 32,635 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 27,932 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2019" to appropriate federal grant funds for the Office of Community Development to fund projects to enhance the City's response to current and resilience against future disaster events, and otherwise to provide with respect thereto.

Annotation:

(Referred to the Budget Committee).
CONTINUED TO THE MEETING OF 6/6/19.

22. CAL. NO. 32,636 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 27,931 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2019" to appropriate foundation grant funds for the Office of the Mayor, Office of Criminal Justice Coordination towards reducing the city jail population and addressing racial disparities in the criminal justice system, and otherwise to provide with respect thereto.

Annotation:

(Referred to the Budget Committee).
CONTINUED TO THE MEETING OF 6/6/19.

23. CAL. NO. 32,637 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 27,932 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2019" to appropriate foundation grant funds for the Office of the Mayor, Office of Criminal Justice Coordination towards reducing the city jail population and addressing racial disparities in the criminal justice system, and otherwise to provide with respect thereto.

Annotation:

(Referred to the Budget Committee).
CONTINUED TO THE MEETING OF 6/6/19.

24. CAL. NO. 32,642 - BY: COUNCILMEMBERS WILLIAMS, GISLESON PALMER, BROSSETT AND NGUYEN (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a multi-year Cooperative Endeavor Agreement between the City of New Orleans (the "City") and the Youth Empowerment Project ("YEP") in order to allow YEP to operate an Evening Reporting Center as a non-secure alternative for youth pending adjudication, 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. 28089 M.C.S.

25. CAL. NO. 32,647 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into an Amendment to a Cooperative Endeavor Agreement between the City of New Orleans (the "City") and GolfNow, LLC to amend a previously executed Cooperative Endeavor Agreement between the same parties relative to the duration of the Original Cooperative Endeavor Agreement, as more fully set forth in the Amendment No. 2 to the Cooperative Endeavor Agreement form attached hereto and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ADOPTED. ORD. NO. 28090 M.C.S.

26. RESOLUTION (LYING OVER) - NO. R-19-57 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Supporting the creation of a municipal youth card, to provide free access to public transit for youth aged 13 to 18, which they may use to reach their schools, recreational activities, and public libraries.

Annotation:

(Referred to the Transportation and Airport Committee).
(Technical correction needed).
CONTINUED TO THE MEETING OF 5/23/19.

27. RESOLUTION (LYING OVER) - NO. R-19-58 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Supporting the initiatives proposed by Louisiana Department of Transportation and Development to administer the environmental assessments necessary to advance the rail service.

Annotation:

(Referred to the Transportation and Airport Committee).
CONTINUED TO THE MEETING OF 6/6/19.

28. RESOLUTION (LYING OVER) - NO. R-19-80 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

RESOLUTION OF THE CITY COUNCIL OF NEW ORLEANS CALLING FOR THE REDEDICATION OF REVENUES TO THE REGIONAL TRANSIT AUTHORITY

Annotation:

*(Referred to the Transportation and Airport Committee).
(Transportation and Airport Committee recommended adoption with amendment).*

Annotation:

ADOPTED, AS AMENDED.

29. MOTION (LYING OVER) - NO. M-19-171 - BY: COUNCILMEMBER BANKS

Brief:

Amending Rule 10A to read as follows:

Note A. Special Orders of Business - Special Orders of Business are intended to provide a brief opportunity for Council members to address areas of specific concern.

- Special Orders of Business are limited to 3 per council meeting.
- Special Orders of Business are limited to 15 minutes in total, inclusive of presentation, discussion, and questions and comments from Council members.
- Presentations shall not exceed 10 minutes with the remaining time allotted for Councilmember questions or comments.
- Council members requesting a Special Order of Business shall forward their request to the Council Research Officer with a copy to the Clerk of Council.
- Special Orders of Business are placed on the agenda on a first come, first served basis, but the request must be complete, with a description of the presentation and anticipated speaker names provided.

- Cancellation of a Special Order of Business and substitution with a new topic after publication of the agenda is prohibited.
- Topics and presentations that require more than fifteen (15) minutes should be heard by the appropriate committee of the Council at a regular or special meeting of the committee.
- No public comment shall be accepted for Special Orders of Business.
- In no event shall Special Orders of Business conclude later than 11:00 a.m.
- Each councilmember is limited to three Special Orders of Business per quarter.

Annotation:
ADOPTED.

30. **MOTION - NO. M-19-188 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN**

Brief:
 Electing Councilmember-At-Large Helena Moreno to serve as President of the Council for the term May 9, 2019 to May 7, 2020.

Annotation:
ADOPTED.

31. **MOTION - NO. M-19-189 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN**

Brief:
 Electing Councilmember-At-Large Jason R. Williams to serve as Vice-President of the Council for the term May 9, 2019 to May 7, 2020.

Annotation:
ADOPTED.

32. MOTION - NO. M-19-190 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Appointing District A Councilmember Joseph I. Giarrusso, III, to the Board of Directors of the New Orleans Building Corporation for the term of May 9, 2019 to May 7, 2020.

Annotation:

ADOPTED.

33. MOTION - NO. M-19-191 - BY: COUNCILMEMBERS WILLIAMS, MORENO, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Suspending Rules 15 and 15.1 of the Council Rules; and with regard to Council appointment of Councilmembers to various boards, commissions and agencies, the following appointments are hereby made:

1. In accordance with Section 4-2101 of the Home Rule Charter, Councilmember Cyndi Nguyen is hereby appointed to the New Orleans Mosquito and Termite Control Board.
2. In accordance with the Articles of Incorporation of the New Orleans Museum of Art, Councilmember Joseph I. Giarrusso III is hereby appointed to the Board of the New Orleans Museum of Art.
3. In accordance with the Articles of Incorporation of the Municipal Yacht Harbor Corporation, Councilmembers Joseph I. Giarrusso III and Jared C. Brossett are hereby appointed to the Board of the Municipal Yacht Harbor Corporation.
4. In accordance with Ordinance Number 21456 as amended by Ordinance Number 26316 M.C.S., Councilmember Cyndi X. Nguyen is hereby appointed to the Sandy Krasnoff Criminal Justice Council.
5. In accordance with City Code Section 2-263, Councilmember Kristen Gisleson Palmer is hereby

appointed to the New Orleans Children and Youth Planning Board.

6. In accordance with the Articles of Incorporation of the City Park Improvement Association, Councilmembers Joseph I. Giarrusso III and Jay H. Banks are hereby appointed to the Board of the City Park Improvement Association.
7. Councilmember Jason R. Williams is hereby appointed as the Council's representative to the Louisiana Police Jury Association.
8. In accordance with the Articles of Incorporation of the NOLA Business Alliance, Councilmember Jason R. Williams is hereby appointed to the Board of Directors of the NOLA Business Alliance for a term to expire December 31, 2019.
9. In accordance with Orleans Parish School Board Resolution No, 11-18, Councilmember Jason R. Williams is hereby appointed to the Orleans Parish School Board Early Childhood Education Working Group.

For the information of the public, members of the Council serve ex-officio on various boards and commissions as follows:

1. In accordance with 5-101 of the Home Rule Charter, the two Councilmembers-at-Large serve ex-officio on the Board of Liquidation, City Debt.
2. In accordance with Section 4-1801 of the Home Rule Charter, the President of the Council as elected in accordance with Section 3-107 of the Home Rule Charter and Rule 8 of the Council Rules, serves ex-officio on the Board of City Trusts.
3. In accordance with Sec. 118-46.1 of the Code of the City of New Orleans, the two Councilmembers-at-Large serve ex-officio on the Regional Planning Commission.
4. In accordance with the Articles of Incorporation of the New Orleans Tourism Marketing Corporation and Ordinance Number. 14118 M.C.S., the District "B" Councilmember and the District "C" Councilmember serve as ex-officio members of the Board of Directors of the New Orleans

Tourism Marketing Corporation. Additionally, the Council President as elected in accordance with Section 3-107 of the Home Rule Charter and Rule 8 of the Council Rules, serves as ex-officio member of the New Orleans Tourism and Marketing Corporation.

5. In accordance with Ordinance Number 21456 as amended by Ordinance Number 26316 M.C.S., the two Councilmembers at Large serve as ex-officio members on the Sandy Krasnoff New Orleans Criminal Justice Council.
6. In accordance with La. R.S. 33:2740.27 and Ord. No. 021282 M.C.S. the Councilmember from District "C" serves ex-officio on the Algiers Development District Board.
7. In accordance with Sec. 2-319 of the Code of the City of New Orleans, the Council President as elected in accordance with Section 3-107 of the Home Rule Charter and Rule 8 of the Council Rules, serves ex-officio on the New Orleans Recreation Development.
8. In accordance with the Articles of Incorporation and Ordinance Number 027239 M.C.S., the Council President as elected in accordance with Section 3-107 of the Home Rule Charter and Rule 8 of the Council Rules, serves as ex-officio members of the Board of Directors of the New Orleans Building Corporation.

Annotation:

ADOPTED.

- 34. MOTION - NO. M-19-194 - BY: COUNCILMEMBERS MORENO, WILLIAMS, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN**

Brief:

Authorizing the President of the Council the appointment of an Ad Valorem and Dedicated Revenue Special Committee to consider ad valorem tax distribution and dedications, as well as other sources of dedicated revenue, in accordance with Rule 37 of the Rules and Regulations of the Council, the membership of the Council's Ad Valorem & Dedicated Revenue Special Committee is as follows:

Ad Valorem & Dedicated Revenue Special Committee

Councilmember Moreno - Chairperson
Councilmember Williams
Councilmember Giarrusso
Councilmember Banks
Councilmember Gisleson Palmer
Councilmember Brossett
Councilmember Nguyen

On or before March 1, 2020, the Council Fiscal Office shall compile a written report outlining and summarizing the information presented to the Special Committee.

Annotation:
ADOPTED.

35. MOTION - NO. M-19-195 - BY: COUNCILMEMBER WILLIAMS

Brief:

Directing the City Planning Commission to conduct a public hearing and study to provide recommendations for a Transfer of Development Rights mechanism in the Comprehensive Zoning Ordinance, as described within the 2018 Canal Street Study recommendations, for the purpose of facilitating the renovation and maintenance of historic structures within the Central Business Districts.

Annotation:
ADOPTED.

36. MOTION - NO. M-19-197 - BY: COUNCILMEMBER NGUYEN

Brief:

Waiving all permit fees relative to the "NORDC Facility Rental Fee" for the event associated with the Zulu Social Aid and Pleasure Club "Mardi Gras Maids Picnic" event on April 28, 2019 at Joe W. Brown Park; as provided by the City Code, upon the condition that the application processes of the City of New Orleans are completed and approvals are granted. The fee waiver authorized by this section shall not include any direct costs to the city.

Annotation:
ADOPTED.

37. RESOLUTION - NO. R-19-198 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

Endorsing and urging the members of Louisiana legislature to support the passage of both Senate Bill 79 and Senate Bill 80.

Annotation:

ADOPTED, AS AMENDED.

38. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 32,648 THRU 32,660, 32,662 THRU 32,665 AND 32,667 THRU 32,669.

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.