

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 July 27, 2023 at 10:15 A.M.

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



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

ROLL CALL
LORA W. JOHNSON
CLERK OF COUNCIL

INVOCATION

PLEDGE OF ALLEGIANCE

NATIONAL ANTHEM

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VIBRATE DURING COUNCIL PROCEEDINGS.

SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - RHYS CHRISTINE BUTLER AND CANDACE BUTLER

Brief:

Recognizing Rhys Christine Butler, a student at Hynes Charter School-Lakeview who scored the highest in Louisiana on the DELF examination. Rhys is an incoming 6th grade French immersion student who has achieved the highest score on the DELF (Diplome d 'Etudes en Langue Francaise) exam in Louisiana with a near perfect score of 99.5 out of 100. The DELF is an official diploma awarded by the French Ministry of Education to certify the French language competency of candidates outside of France.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Thomas).

APPEARED.

2. SECOND ORDER OF BUSINESS - PRESENTATION - SIDNEY CATES, III AND NOPD INTERIM SUPERINTENDENT MICHELLE WOODFORK

Brief:

Honoring Sidney Cates, III for his outstanding services to New Orleans Police Department and the City of New Orleans. Mr. Cates served our city in various capacities over the years with the Bureau of Services, Motor Maintenance, Juvenile Bureau, Supervisor of the Vice Squad and Supervising Commander of the 3rd and 5th Districts.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Thomas).

APPEARED.

3. THIRD ORDER OF BUSINESS - PRESENTATION - GERALD GREGORY GREEN, JR., AND REESE ALLEMORE

Brief:

Honoring Gerald Gregory Green, Jr. who has earned his Pro Card with Powerlifting, Mr. Olympia, the World Cup, USPA Nationals, and broke 13 world records, 12 American records, 68 state records, and became the Louisiana Masters Powerlifting ATHLETE of the year.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Thomas).

APPEARED.

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 **July 27, 2023:**

Communications from Entergy New Orleans, LLC (“ENO”)

1. 2023 Formula Rate Plan Filing Correction Report, UD-18-07
2. Semi-Annual True-Up of the Rate Adjustment related to the Securitized Storm Cost Recovery Rider SSCR, submitted pursuant to Resolution R-15-193, UD-14-01
3. Final Comments, UD-21-03

Other Communications

1. Reply Comments, submitted by Together New Orleans, UD-18-03
2. Direct Testimony and Schedule, submitted on behalf of Air Products, UD-22-05
3. Final Comments, submitted by Air Products, UD-21-03
4. Final Comments, submitted by Alliance for Affordable Energy, UD-21-03
5. Final Comments, submitted by Together New Orleans, UD-21-03

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

2. COMMUNICATION – FROM JENNIFER AVEGNO, MD, DIRECTOR OF HEALTH DEPARTMENT, CITY OF NEW ORLEANS

Brief:

Submitting the June 2023 documentation of all encampment clean-up efforts as required by Section 82-703.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

3. **COMMUNICATION – FROM TYRA JOHNSON BROWN, DIRECTOR HOUSING POLICY AND OFFICE OF COMMUNITY DEVELOPMENT, CITY OF NEW ORLEANS**

Brief:

Submitting a proposed agreement between the City of New Orleans and St. Bernard Circle Apartments, LLC, three accessory documents to the Loan Agreement: Intercreditor Agreement, Regulatory Agreement, Mortgage, a completed contract summary form, and the related Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE JULY 24, 2023 COMMUNITY DEVELOPMENT COMMITTEE. (See Motion No. M-23-320).

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

Brief:

Submitting for Council approval **Amendment to Civil Service Rules (Sick Leave Usage Expansion)** in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of June 23, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

5. **COMMUNICATION – FROM JASMINE BUSH, MANAGEMENT DEVELOPMENT ANALYST I, CITY OF NEW ORLEANS**

Brief:

Submitting a proposed agreement between the City of New Orleans and Materials Management Group, Inc., a completed contract summary form, and the related Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE PUBLIC WORKS COMMITTEE. (See Motion No. M-23-324).

6. **COMMUNICATION - FROM CYNTHIA DAVIS, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS**

Brief:

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

- **1432 Touro Street, 23-15675-DEMO-RSFD - Council District "C"**

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 8/10/23).

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

Brief:

Submitting for Council approval an **Amendment to the Classified Pay Plan (Council)** in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of July 21, 2023, as outlined below:

New Classification:

Class Code	New Classification	Grade	Grade/Step Hiring Rate	FLSA Status
C0520	Broadcast and Production Coordinator	77	77/29 \$65,569	Non-Exempt
C0521	Broadcast and Production Manager	84	84/31 \$79,987	Exempt

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the
Classified Pay Plan (Juvenile Justice Intervention)** in
accordance with Article X, Section 10 of the Constitution of
Louisiana as adopted by the Civil Service Commission at its
meeting of July 21, 2023, as outlined below:

ITEM: HIRING RATES:

		From:	To:	Maximum
Class Code	New Classification	Grade/Step Annual	Grade/Step Annual	Annual
C6063	Juvenile Justice Training Coordinator	69/31 \$55,102	69/43 \$63,960	69/51 \$70,643
C6062	Juvenile Justice Center Residential Life Superintendent, Assistant	69/31 \$55,102	69/43 \$63,960	69/51 \$70,643

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the
Classified Pay Plan (Safety and Permits)** in accordance with
Article X, Section 10 of the Constitution of Louisiana as
adopted by the Civil Service Commission at its meeting of July
21, 2023, as outlined below:

Hiring Rates and New Job Classification

Class Code	Class Title	Grade/ Step	Annual	To: Grade/ Step	Annual
C4251	Zoning Administrator, Assistant	84/13	\$63,960	84/25	\$74,242

Class Code	New Classification	Grade	Grade/Step Hiring Rate	FLSA Status
C4254	Zoning Section Manager	86	86/25 \$78,024	Exempt

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the
Classified Pay Plan (CAO-ITI)** in accordance with Article X,
Section 10 of the Constitution of Louisiana as adopted by the
Civil Service Commission at its meeting of July 21, 2023, as
outlined below:

Hiring Rates: Information Technology Series

Class Code	Class Title	From: Grade/Step	Annual	To: Grade/Step	Annual
C0165	Information Technology Specialist I	67/13	\$41,925	67/21	\$46,306
C0163	Information Technology Specialist II	77/13	\$53,750	77/21	\$59,366
C0177	Information Technology Specialist III	86/13	\$67,218	86/21	\$74,242
C0180	Information Technology Supervisor	90/13	\$74,242	90/21	\$81,999
C0727	Information Technology Security Specialist	93/13	\$79,987	93/21	\$88,344
C0178	Information Technology Manager	93/13	\$79,987	93/21	\$88,344
C0179	Information Technology Director	99/13	\$92,845	99/21	\$102,546
C0188	Geographic Information System Server Administrator	90/13	\$74,242	90/21	\$81,999
C0189	Principal Applications Developer	90/13	\$74,242	90/21	\$81,999
C0181	Geographic Information System Administrator	99/13	\$92,845	99/21	\$102,546
C0182	Police Information Technology Administrator	96/13	\$86,176	96/21	\$95,181

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the
Classified Pay Plan (Emergency Management)** in accordance with
Article X, Section 10 of the Constitution of Louisiana as
adopted by the Civil Service Commission at its meeting of July
21, 2023, as outlined below:

Hiring Rates: Emergency Management Series

Class Code	Class Title	From: Grade/ Step	Annual	To: Grade/ Step	Annual
C8114	Emergency Management Services Associate	65/13	\$39,893	65/23	\$45,169
C8117	Emergency Management Services Analyst	71/13	\$46,306	71/21	\$51,144
C8115	Emergency Management Services Coordinator	74/26	\$58,633	74/33	\$63,960
C8118	Senior Emergency Management Services Coordinator	78/24	\$63,170	78/31	\$68,909
C8119	Principal Emergency Management Services Coordinator	84/17	\$67,218	84/25	\$74,242
C8112	Emergency Management GIS Coordinator	88/13	\$70,643	88/25	\$81,999
C8120	Public Safety Support Services Administrator	87/31	\$84,062	87/37	\$92,845
C8113	Emergency Management Operations Administrator	90/17	\$78,024	90/31	\$92,845

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

12. COMMUNICATION - FROM DARREN P. LOMBARD, CLERK OF CRIMINAL DISTRICT COURT, CHIEF OF ELECTIONS OFFICER

Brief:

Submitting in collaboration with Councilmembers Harris, King and Green the Polling location changes recommended to the City Council.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*See Motion No. M-23-347*).

13. COMMUNICATION - FROM SONG LIU, HONG TU REAL ESTATE LLC

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), per article 19 of the city's Comprehensive Zoning Ordinance, for property located at **3521-27 Cambronne Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*Hearing Date Set For 8/10/23*).

14. REPORT - OF STELLA CZIMENT, INDEPENDENT POLICE MONITOR, OFFICE OF THE INDEPENDENT POLICE MONITOR

Brief:

Submitting a report for the Month of June 2023, providing the Council with the data in accordance with Ordinance No. 29130 (Calendar No. 33,818).

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

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

Brief:

Transmitting the Historic Urban Neighborhood Commercial Short Term Rental Interim Zoning District Appeal for IZD 003-23 - Cm. Harris, Cn. Deadline 9/25/23.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*Hearing Date Set for 8/10/23*).

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

Brief:

Transmitting Zoning Docket Numbers 47/23 - Cm. Thomas and 48/23 - Harris, Cn. Deadline 9/25/23.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (*Hearing Date Set For 8/10/23*).

17. MOTION - NO. M-23-334 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of J. Kelly Duncan, 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, 2029.

Annotation:

(*Council Rule 34. Postponement Deadline 11/24/23*).

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

ADOPTED.

18. MOTION - NO. M-23-335 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Jarred Jupiter (vice Diedre Pierce Kelly), 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, 2029.

Annotation:

*(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).*

ADOPTED.

19. MOTION - NO. M-23-336 - BY: COUNCILMEMBERS HARRIS (BY REQUEST) AND MORRELL

Brief:

Ratifying, confirming and approving the Mayor's appointment of Chadrick Kennedy (vice Mary Zervigon), as a member of the Board of Liquidation/City Debt, effective upon approval by the Council of the City of New Orleans, for a term that will expire on December 31, 2025.

Annotation:

*(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).*

ADOPTED.

20. MOTION - NO. M-23-337 - BY: COUNCILMEMBERS KING (BY REQUEST) AND GIARRUSSO

Brief:

Ratifying, confirming and approving the Mayor's appointment of Darrell Dumestre, fulfilling a vacancy, 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 that will expire on June 30, 2026.

Annotation:

*(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).*

ADOPTED.

21. MOTION - NO. M-23-338 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Dasjon Jordan, as a member of the City Planning Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2032.

Annotation:

*(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.*

22. MOTION - NO. M-23-339 - BY: COUNCILMEMBERS KING (BY REQUEST) AND GIARRUSSO

Brief:

Ratifying, confirming and approving the Mayor's appointment of Ross Karsen (vice Jennie West), as a member of the Historic District Landmarks Commission representing Bywater, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2026.

Annotation:

*(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.*

23. MOTION - NO. M-23-340 - BY: COUNCILMEMBERS KING (BY REQUEST) AND GIARRUSSO

Brief:

Ratifying, confirming and approving the Mayor's reappointment of Theodore Sanders, III, 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, 2028.

Annotation:

**(Council Rule 34. Postponement Deadline 11/24/23).
(Questionnaire received. Governmental Affairs Committee recommended approval).
ADOPTED.**

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

YEAS: Giarrusso, Green, Moreno, Morrell, Thomas - 5

NAYS: 0

ABSENT: Harris, King - 2

AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

LAND USE MATTERS

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

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

No ceding of public speaking time is permitted.

1. LEGISLATIVE GROUPING

1a. HDLC APPEAL - OF JONATHAN LANDRY

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of a roof replacement request for property located at **437 Bermuda Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 8/6/23).

(Communication received at the meeting of 6/22/23).

(Report received at the meeting of 6/22/23).

ON DEADLINE.

HEARING HELD.

**1b. MOTION - NO. M-23-344 - BY: COUNCILMEMBERS KING AND
GIARRUSSO**

Brief:

Overruling and granting the applicant's appeal request to remove existing asphalt shingle roof and English-V ridge tiles and install new, standing seam, metal roofing on a contributing-rated building located at **437 Bermuda Street**, subject to the following two (2) provisos:

1. The standing seam metal roof color shall be limited to a dark shade of gray, black or bronze in a less reflective finish; and
2. The details of the metal roof shall be approved by the HDLC staff.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

2. LEGISLATIVE GROUPING

2a. HDLC APPEAL - OF BRIAN ACE

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of a request to replace approximately 29 feet of iron fencing for property located at **2222 Chartres Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 8/6/23).

(Communication received at the meeting of 6/22/23).

(Report received at the meeting of 6/22/23).

ON DEADLINE.

HEARING HELD.

2b. MOTION - NO. M-23-345 - BY: COUNCILMEMBERS KING AND GIARRUSSO

Brief:

Overruling and granting the applicant's appeal request to replace approximately 29 feet of iron fencing with a taller fence for the property located at **2222 Chartres Street**, subject to the following proviso:

- The details of the fencing shall be approved by the HDLC staff.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

3. LEGISLATIVE GROUPING

3a. HDLC APPEAL - OF SEBASTIAN HERRMANN

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" to retain all windows as they currently are, since they were installed by the previous owner in 2020/21 for property located at **430 Homer Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 8/6/23).

(Communication received at the meeting of 6/22/23).

(Report received at the meeting of 7/13/23).

ON DEADLINE.

HEARING HELD.

3b. MOTION - NO. M-23-346 - BY: COUNCILMEMBERS KING AND GIARRUSSO

Brief:

Overruling and granting the applicant's appeal request to retain the two front most windows and trim at both sides of the building, un-stuccoed piers, and removal of the ridge tiles as installed by the previous owner on a contributing-rated building located at **430 Homer Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

4. LEGISLATIVE GROUPING

4a. HDLC APPEAL - OF JAMES SPALT, LBT VENTURES

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision to levy a fine of \$48,254 for the unpermitted demolition for property located at **838 Lowerline Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District, A, Cm. Deadline, 8/6/23).

(Communication received at the meeting of 6/22/23).

ON DEADLINE.

HEARING HELD.

4b. MOTION - NO. M-23-333 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting the applicant's request to appeal a fine of \$48,254 for unpermitted demolition with respect to the property located at **838 Lowerline Street** and the fine is hereby reduced to \$24,000.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

5. **BED AND BREAKFAST INTERIM ZONING DISTRICT APPEAL - DOCKET
NO. 1/23**

Brief:

Requesting an appeal of the Bed and Breakfast Interim Zoning District to permit one (1) commercial Bed and Breakfast in an HMR-2 Historic Marigny/Tremè/Bywater Residential District, Bed and Breakfast Interim Zoning District and Residential Short Term Rental Interim Zoning Overlay District, on Square 385, Lot 11, bounded by Saint Anthony Street, Henriette Delille Street, Annette Street and Maris Street (**Municipal Address: 1724-1726 Marais Street**).

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, Cn. Deadline 8/21/23).

(Report received at the meeting of 6/22/23).

CONTINUED TO THE MEETING OF 8/10/23.

6. LEGISLATIVE GROUPING

6a. SHORT TERM RENTAL INTERIM ZONING DISTRICT APPEAL - DOCKET NO. 2/23

Brief:

Requesting an appeal of the Historic Urban Neighborhood Short Term Interim Zoning District to permit one (1) commercial short-term rental in an HU-MU Historic Urban Mixed-Use District and Residential Short Term Rental Interim Zoning Overlay District, on Square 71, Lot B, bounded by Saint Charles Avenue, South Carrollton Avenue, Hampson Street, and Short Street (**Municipal Address: 8025 St. Charles Avenue**).

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 8/21/23).

(Report received at the meeting of 6/22/23).

At the 7/13 meeting, this item was continued until 8/10. The sponsoring councilmember has asked that this item be considered at the 7/27 meeting.

HEARING HELD.

6b. MOTION (LYING OVER) - NO. M-23-315 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving and granting the applicant's request on **Short Term Rental Docket: Interim Zoning District 2/23** for the property located at **8025 Saint Charles Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

WITHDRAWN.

6c. MOTION (LYING OVER) - NO. M-23-316 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Denying the applicant's request on **Short Term Rental Docket: Interim Zoning District 2/23** for the property located at **8025 Saint Charles Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

ADOPTED.

7. LEGISLATIVE GROUPING

**7a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF JILL MAUMUS, ARCHITECT | PARTNER, AND JENNIFER
ZURIK, PARTNER, MAUMUS ZURIK ARCHITECTURE**

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **1230 State Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline N/A).

(Communication received at the meeting of 7/13/23).

HEARING HELD.

7b. MOTION - NO. M-23-326 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving and granting the applicant's appeal request for property located at **1230 State Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

8. LEGISLATIVE GROUPING

**8a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF ALEXANDER ADAMICK, M. ARCH, AIA, NCARB,
PRINCIPAL ARCHITECT, ADAMICK ARCHITECTURE**

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **1820 Audubon Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline N/A).

(Communication received at the meeting of 7/13/23).

HEARING HELD.

8b. MOTION - NO. M-23-327 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving and granting the applicant's appeal request for property located at **1820 Audubon Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

9. LEGISLATIVE GROUPING

9a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF ZACHARY SMITH, OWNER, ZACH SMITH
CONSULTING AND DESIGN

Brief:

Requesting to appeal the University Area Off-Street Parking
Interim Zoning District (IZD) for property located at **2619
Calhoun Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline N/A).

(Communication received at the meeting of 7/13/23).

CONTINUED TO THE MEETING OF 8/10/23.

9b. MOTION - NO. M-23-328 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving and granting the applicant's appeal request for
property located at **2619 Calhoun Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

CONTINUED TO THE MEETING OF 8/10/23.

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 22/23 - 2GETHER, LLC

Brief:

Requesting a Conditional Use to permit a standard restaurant over 5,000 square feet in an HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 581, Lots A and B, in the Sixth Municipal District, bounded by Freret Street, Upperline Street, LaSalle Street, and Valence Street (**Municipal Address: 4730 Freret Street**). The recommendation of the City Planning Commission being **"FOR DENIAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 8/7/23).

ON DEADLINE.

HEARING HELD.

10b. MOTION - NO. M-23-332 - BY: COUNCILMEMBER HARRIS

Brief:

Overruling and granting the applicant's Conditional Use request for the property located at **4730 Freret Street**, on **ZD NO. 22/23**, subject to eight (8) provisos set forth in the City Planning Commission staff report and the two (2) additional provisos below:

1. The applicant must indicate in their final plan compliance with the standards for bulk and yard regulations found in **Article 12, Section 12.3.A.1 (Table 12-2)** of the Comprehensive Zoning Ordinance.
2. The applicant shall comply with the standards of the building design standards for the Historic Urban Neighborhoods Non-Residential Districts found in **Article 12, Section 12.3.B**, by modifying the plans with the following changes:
 - a. Combine the mass of the 6 small buildings into a larger building and shift the building footprint so that the structure is built to the corner of Freret and Upperline Streets,
 - b. Provide a clearly identifiable entry from the sidewalk at the corner,

c. Provide a minimum of 50% transparency along Freret Street, and

d. Provide a minimum 12 ft ceiling height for ground floor commercial space.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

11. ZONING DOCKET NO. 31/23 – CITY COUNCIL MOTION NO. M-23-X

Brief:

Requesting a text amendment to Article 19 of the Comprehensive Zoning Ordinance (CZO) to establish a new Interim Zoning District (IZD) to be named the Historic Urban Neighborhood Commercial Short Term Rental Interim Zoning District. The intent of the IZD is to establish a temporary prohibition of new Commercial Short Term Rental Commercial (CSTR) uses within the Historic Urban Neighborhood Mixed-Use District (HU-MU). The proposed text amendment would affect properties across the city currently zoned Historic Urban Neighborhood Mixed Use District (HU-MU) **City-wide**. The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., All Districts, Cn. Deadline 7/24/23).

PAST DEADLINE.

CONTINUED TO THE MEETING OF 8/10/23.

12. ZONING DOCKET NO. 35/23 - THE BLACK SCHOOL, INC

Brief:

Requesting a Conditional Use to permit a community center on a lot with insufficient lot and insufficient off-street parking in an HU-RD2 Historic Urban Two-Family Residential District, on Square 766, Lots 23 and 24, in the Fourth Municipal District, bounded by North Roman Street, New Orleans Avenue, North Derbrigny Street, St. Bernard Avenue, and Seventh Streets (**Municipal Address: 1660 N. Roman Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", with one (1) waiver and twelve (12) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 7/24/23).

PAST DEADLINE.

PETITION DIES.

13. ZONING DOCKET NO. 39/23 - BYWATER JEJ, LLC

Brief:

Requesting a Conditional Use to permit a hotel in an HM-MU Historic Marigny/Tremé/Bywater Mixed-Used District, located on Square 292, Lots Y, 10, 23, and 24 or Lots Y, 1, and two undesignated lots, in the Third Municipal District, bounded by Bartholomew Street, Burgundy Street, Mazant Street, and North Rampart Street (**Municipal Addresses: 901 Bartholemew Street and 4015 Burgundy Street**). The recommendation of the City Planning Commission being "**FOR DENIAL**".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 9/11/23).

CONTINUED TO THE MEETING OF 8/10/23.

14. LEGISLATIVE GROUPING

14a. ZONING DOCKET NO. 42/23 - PROFESSIONAL FUNERAL SERVICES, INC.

Brief:

Requesting a Zoning Change from a LI Light Industrial District to an MU-1 Medium Intensity Mixed-Use District. The petitioned site encompasses the entirety of Square 1804, in the Third Municipal District, bounded by Franklin Avenue, Abundance Street, Agriculture Street, and Eads Street **(Municipal Addresses: 2905-2941 Franklin Avenue)**. The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 9/11/23).

HEARING HELD.

14b. MOTION - NO. M-23-330 - BY: COUNCILMEMBER GREEN

Brief:

Approving the applicant's Zoning Change request on **ZD NO. 42/23.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

15. LEGISLATIVE GROUPING

15a. ZONING DOCKET 43/23 - NEW ORLEANS PROPERTY PARTNERS, LLC

Brief:

Requesting a Conditional Use to permit the retail sale of packaged alcoholic beverages in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District, on Square 256, Parcel 2 or Lots A and 37, in the First Municipal District, bounded by Howard Avenue, Baronne Street, O'Keefe Avenue, and Julia Street (**Municipal Address: 929 Howard Avenue**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", with two (2) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 9/11/23).

HEARING HELD.

15b. MOTION - NO. M-23-322 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's Conditional Use request on **ZD NO. 43/23**, subject to the two (2) provisos set forth by the City Planning Commission.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

16. ZONING DOCKET 44/23 - CITY COUNCIL MOTION NO. M-23-146

Brief:

Requesting an amendment to the text of the Comprehensive Zoning Ordinance to modify Article 24, Section 24.15.C to read as follows:

"24.15.C MAINTENANCE AND RELOCATION

A designated classic sign may be moved to a new location when and where the associated business moves, or an exact replica of a designated classic sign may be installed at a new location when a business with a classic sign moves. Only the business name, other descriptive language, and color of an original designated classic sign may be changed to reflect a new business at the original classic sign location." **(Municipal Addresses: The proposed text change would affect classic signage procedures citywide).** The recommendation of the City Planning Commission being **"FOR DENIAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., All Districts, Cn. Deadline 9/11/23).

CONTINUED TO THE MEETING OF 8/10/23.

17. LEGISLATIVE GROUPING

17a. ZONING DOCKET 46/23 - CITY COUNCIL MOTION NO. M-23-M

Brief:

Requesting a text amendment to Article 17.3.A Table 17-1 *Permitted and Conditional Uses* and any corresponding charts and tables of the Comprehensive Zoning Ordinance to add "broadcasting studio as a permitted use in the CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District. The proposed text amendment would affect regulations that are applied to the CBD-5 District, which is in the Central Business District and encompasses Lafayette Square and much of the surrounding area. The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 9/11/23).

HEARING HELD.

17b. MOTION - NO. M-23-323 - BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's Text Amendment request on **ZD NO. 46/23.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

18. LEGISLATIVE GROUPING

18a. CAL. NO. 34,143 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, HARRIS, MORRELL AND THOMAS

Brief:

An Ordinance to require augmentation of the contact information included on Roadwork.nola.gov ("the Roadwork website") which was designed to provide the public with information about the Federal Emergency Management Agency (FEMA) funded Joint Infrastructure Recovery Roads (JIRR) projects currently under construction and planned city wide; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 8/4/23).

ADOPTED, AS AMENDED. ORD. NO. 29565 M.C.S.

18b. AMENDMENT TO CAL. NO. 34,143 - BY: COUNCILMEMBER GIARRUSSO

Brief:

1. On page 2, after line 8, insert the following:

SECTION 2. THE COUNCIL OF THE CITY OF NEW ORLEANS
HEREBY ORDAINS, that the Roadwork Outreach Specialist assigned to each project shall be the primary contact person for neighborhood associations.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

19. CAL. NO. 34,187 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to ordain Section 166-22 of the Code of the City of New Orleans to temporarily prohibit the prosecution of any violation(s) or prevention of the issuance or renewal of any permit; and to amend and reordain Sections 166-33, 166-83, 166-84, 166-121, and 166-123 of the Code of the City of New Orleans to provide that the Vieux Carré Commission (VCC) make rules and regulations in accordance with Chapter 2, Article XI of the Code, to permit the name of a business to be displayed on the door(s) used for patron ingress and egress as a permitted sign, to provide for the application and issuance of temporary signs to be erected in connection with a special event or celebration, to clarify that the building defects outlined in 166-121 are exclusive, to provide that VCC violation notices shall be specific, and to modify the procedure related to remediatory applications; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/8/23).

CONTINUED TO THE MEETING OF 8/10/23.

20. CAL. NO. 34,188 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to ordain section 10-107 of the Code of the City of New Orleans to establish a temporary alcoholic beverage permit; to amend and reordain section 10-132 to establish a procedure for the issuance of a temporary renewal permit pending appeal of denial of renewal application to alcoholic beverage control board; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/8/23).

CONTINUED TO THE MEETING OF 8/10/23.

21. CAL. NO. 34,198 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend and reordain Section 26-15 of the Code of the City of New Orleans, relative to the City of New Orleans' amendments to the adopted International Building Code, 2015 Edition; to amend therein the Stormwater Code of the City of New Orleans, which includes permitting and submittal requirements, removal of bonding requirements, fees, plan review, and various standards relative thereto; and otherwise provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 9/22/23).

(Technical needed).

CONTINUED TO THE MEETING OF 8/24/23 AND REFERRED TO THE CLIMATE CHANGE AND SUSTAINABILITY COMMITTEE.

22. CAL. NO. 34,241 - BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance to amend and reordain the Unclassified Pay Plan for officers and employees in the unclassified service of the City of New Orleans, in accordance with Section 3-118 and 4-206(1)(g) of the Home Rule Charter of the City of New Orleans, to establish new titles for the existing positions of Chief of EMS (Physician) (U-3005) and Deputy Chief of EMS (U-3006); to change the titles to Medical Director (U-3005) and Chief of EMS (U-3006); to establish new salary ranges for these classifications within the Unclassified Pay Plan; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 10/6/23).

(Referred to the Budget Committee).

(Budget/Audit/Board of Review Committee made "no recommendation").

CONTINUED TO THE MEETING OF 10/5/23.

23. LEGISLATIVE GROUPING

23a. CAL. NO. 34,255 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to amend and reordain Articles 9, 10, 11 12, 13, 14, 15, 17 and 28 of the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments) to create standards for affordable homeownership opportunities by amending Article 5, Article 26, and/or Article 28, and any related articles according to the City Planning Commission, and to consider the community land trust model to define and create standards for Affordable Homeownership Development; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 14/23)**

Annotation:

(90 Days, Cn. Deadline 9/6/23).

(Cn. Deadline 8/24/23).

ADOPTED, AS AMENDED. ORD. NO. 29566 M.C.S.

23b. AMENDMENT TO ORDINANCE CAL. NO. 34,255 - BY: COUNCILMEMBER HARRIS

Brief:

- 1) After Section 9, on page 22 after line 163, insert the following:

SECTION 10. THE COUNCIL OF THE CITY OF NEW ORLEANS
HEREBY ORDAINS, That this ordinance shall become effective on September 1, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

(Technical needed).

ADOPTED.

24. CAL. NO. 34,265 - BY: COUNCILMEMBER THOMAS (BY REQUEST)

Brief:

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City") and the Law Enforcement District ("LED") of the Parish of Orleans, State of Louisiana, represented by its Chief Executive Officer Sheriff Susan Hutson, for a term greater than one year, for the public purpose of constructing a new Medical and Mental Health Services Facility ("Phase III") at the Orleans Justice Center ("OJC") in the City of New Orleans, as more fully detailed in the CEA form as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 10/20/23).
CONTINUED TO THE MEETING OF 8/10/23.

25. CAL. NO. 34,266 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to amend and reordain section 162-155 of the Code of the City of New Orleans to extend the renewal period for expired certificates of public necessity decrease the reinstatement fee; allow for the reissuance of certain revoked CPNCs; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 10/20/23).
(Referred to the Public Works Committee).
ADOPTED. ORD. NO. 29567 M.C.S.

26. CAL. NO. 34,275 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

An Ordinance to provide for the establishment of the Riverwalk-Spanish Plaza Economic Development District in the City of New Orleans, State of Louisiana, comprised of the immovable property described in Exhibit B (the "Riverwalk-Spanish Plaza Site"); designating the governing authority of Riverwalk-Spanish Plaza Economic Development District; providing for the publication of this ordinance; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 10/20/23).
CONTINUED TO THE MEETING OF 8/10/23.

27. CAL. NO. 34,277 - BY: COUNCILMEMBERS THOMAS, HARRIS AND GREEN (BY REQUEST)

Brief:

An Ordinance to amend and reordain Chapter 130 of the Code of the City of New Orleans by amending Section 130-39 to provide for restrictions on payments to sellers of nonferrous materials; and otherwise with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 11/10/23).
(Quality of Life Committee recommended approval).
(Technical needed).
CONTINUED TO THE MEETING OF 8/10/23.

28. CAL. NO. 34,283 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around Morris FX Jeff Sr. Stadium located at 1320 General De Gaulle Drive, New Orleans, Louisiana in conjunction with the 500 Backpacks School Supplies Giveaway Celebration event from Friday, September 1, 2023 at 5:00 p.m. to Saturday, September 2, 2023 at 8:00 p.m., to specify the duration and boundaries of said waiver; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 11/10/23).
WITHDRAWN.

29. CAL NO. 34,284 - BY: COUNCILMEMBERS MORRELL AND GIARRUSSO

Brief:

An Ordinance to establish section 62-4 of the Code of the City of New Orleans relative to outside employment for the Medical Director of Emergency Medical Services; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

CONTINUED TO THE MEETING OF 10/5/23.

30. LEGISLATIVE GROUPING

30a. CAL. NO. 34,288 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend and reordain section 70-10 of the Code of the City of New Orleans to establish an exemption for contracts approved by ordinance; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Governmental Affairs Committee recommended approval).

ADOPTED, AS AMENDED. ORD. NO. 29568 M.C.S.

30b. AMENDMENT TO ORDINANCE CAL. NO. 34,288 - BY: COUNCILMEMBER MORRELL

Brief:

1. On page one, in the preamble, remove the word "ordinance" and insert in lieu thereof the words "the Council".
2. In Section 1, on line 11, remove the word "ordinance" and insert in lieu thereof the words "the Council".

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

31. CAL. NO. 34,290 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate court settlement funds to the Health Department for the Opioid Abatement Task Force to address issues related to the Opioid Crisis; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Joint Economic Development & Budget Committee recommended approval).

ADOPTED. ORD. NO. 29569 M.C.S.

32. CAL. NO. 34,291 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate court settlement funds to the Health Department for the Opioid Abatement Task Force to address issues related to the Opioid Crisis; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Joint Economic Development & Budget Committee recommended approval).

ADOPTED. ORD. NO. 29570 M.C.S.

33. CAL. NO. 34,292 - BY: COUNCILMEMBERS KING (BY REQUEST) AND GREEN

Brief:

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the "City") and Ujamaa Economic Development Corporation, Inc. ("Ujamaa"), for a term greater than one year, for the public purpose of establishing the Claiborne Corridor Cultural Innovation District ("CCID") in the City of New Orleans in accordance with the 2018 CCID Master Plan, as more fully detailed in the Cooperative Endeavor Agreement form attached hereto as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

ADOPTED. ORD. NO. 29571 M.C.S.

34. CAL. NO. 34,293 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to amend and reordain Section 6-37 of the Code of the City of New Orleans to clarify language for the maximum allowable penalty for code violations; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

ADOPTED. ORD. NO. 29572 M.C.S.

35. CAL. NO. 34,294 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate unspent funds to the Law Department for various state settlement and judgment payments; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

36. CAL. NO. 34,295 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate unspent funds to the Law Department for various state settlement and judgment payments; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

37. CAL. NO. 34,296 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate funds to the Department of Public Works for Indigent Defender fees on red light camera tickets; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

38. CAL. NO. 34,297 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate funds to the Department of Public Works for Indigent Defender fees on red light camera tickets; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

39. CAL. NO. 34,298 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate funds to the Orleans Parish Public Defender's Office within Miscellaneous Programs for criminal defense representation to Indigent persons accused of committing crimes in Orleans Parish; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

40. CAL. NO. 34,299 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate funds to the Orleans Parish Public Defender's Office within Miscellaneous Programs for criminal defense representation to Indigent persons accused of committing crimes in Orleans Parish; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

41. CAL. NO. 34,300 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate additional one-time grant funds awarded to the Healthcare for the Homeless Program to expand COVID-19 health center services; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

42. CAL. NO. 34,301 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate additional one-time grant funds awarded to the Healthcare for the Homeless to expand COVID-19 health center services; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

43. CAL. NO. 34,302 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate funds to the Department of Finance for the outstanding Parity Bond Notes in series 2012, 2016 and 2017; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

44. CAL. NO. 34,303 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate funds to the Department of Finance for the outstanding Parity Bond Notes in series 2012, 2016 and 2017; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Fiscal Note received).

CONTINUED TO THE MEETING OF 8/10/23 AND REFERRED TO THE BUDGET COMMITTEE.

45. CAL. NO. 34,304 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to amend and reordain Chapter 82, Article XII, Sections 82-694, 82-697, 82-699, 82-700, and 82-701 of the Code of the City of New Orleans to update the definition of personal property; personal property removal and storage requirements; and city emergency powers and obligations; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Quality of Life Committee recommended approval).

CONTINUED TO THE MEETING OF 8/10/23.

46. CAL. NO. 34,305 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a communications campaign and giving platform relative to supporting unhoused residents in New Orleans; and otherwise to provide with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

CONTINUED TO THE MEETING OF 8/10/23.

47. CAL. NO. 34,306 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around Devour Park located at **1500 Teche Street, New Orleans, Louisiana** in conjunction with the Fatherhood Roundtable event on Saturday, July 15, 2023 from 8:00 a.m. to 4:00 p.m., to specify the duration and boundaries of said waiver; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

CONTINUED TO THE MEETING OF 8/10/23.

48. CAL. NO. 34,307 - BY: COUNCILMEMBERS GREEN AND THOMAS

Brief:

An Ordinance to amend and reordain Section 82-697 of the Code of the City of New Orleans to allow for removal of personal items outside of tents at encampment areas; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

WITHDRAWN.

49. LEGISLATIVE GROUPING

49a. CAL. NO. 34,308 - BY: COUNCILMEMBERS GREEN, THOMAS AND KING

Brief:

An Ordinance to amend and reordain Sections 82-410 and 82-412 to increase penalties and to provide relative to food waste and distribution of food under or adjacent to an overpass or elevated roadway or within or adjacent to any encampment area; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

(Referred to the Quality of Life Committee).

CONTINUED TO THE MEETING OF 8/10/23.

49b. AMENDMENT TO ORDINANCE CAL. NO. 34,308 - BY: COUNCILMEMBER GREEN

Brief:

(1) On page 1, line 2, insert the following at the beginning of paragraph (a):

"The first offense shall result in a warning citation."

(2) On page 1, line 2, replace "The penalty for each" with "Each subsequent"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

CONTINUED TO THE MEETING OF 8/10/23.

50. UNFINISHED BUSINESS - RECONSIDERATION - LEGISLATIVE GROUPING

50a. MOTION - NO. M-23-313 - BY: COUNCILMEMBER MORRELL

Brief:

Amending and restating Rule 15.A of the Council's Rules and Regulations to read as follows:

Rule 15.A.

Except as otherwise provided in this rule, any appointment to a board, commission, or public agency requiring Council approval shall be made by motion, which shall be referred automatically to the Governmental Affairs Committee for initial consideration before approval by the full Council. In accordance with City Code Section 2-87.1, no appointment motion may be considered until a nominee has submitted a completed and notarized questionnaire on forms provided by the Council Research Office.

Any person whose appointment has been referred to the Governmental Affairs Committee pursuant to this subpart shall personally appear before the Committee to answer questions germane to the appointment before any vote is taken on said appointment. The Governmental Affairs Committee may, at the election of the chair or by a majority vote of the Committee members present, excuse any nominee from appearing personally when good cause exists.

Directing and granting the Council Research Office the flexibility to make all appropriate formatting and numbering changes to the foregoing and existing rules to accommodate these changes.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/10/23).

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

NAYS: 0

ABSENT: Harris, Moreno - 2

AND THE MOTION WAS ADOPTED.

(See Substitute Motion No. M-23-313 on page 50, item #50b).

50b. SUBSTITUTE MOTION - NO. M-23-313 - BY: COUNCILMEMBER MORRELL

Brief:

Amending and restating Rule 15.A of the Council's Rules and Regulations to read as follows:

Rule 15.A.

Except as otherwise provided in this rule, any appointment to a board, commission, or public agency requiring Council approval shall be made by motion, which shall be referred automatically to the Governmental Affairs Committee for initial consideration before approval by the full Council. In accordance with City Code Section 2-87.1, no appointment motion may be considered until a nominee has submitted a completed and notarized questionnaire on forms provided by the Council Research Office.

No vote on a motion to approve a new appointee to any board, commission, or public agency may be taken by Council unless the outgoing board, commission, or public agency member is notified in writing of the termination of his or her appointment, and a copy of said notice is provided to the Council Research Office along with the other necessary documents for a new appointment.

Any person whose appointment has been referred to the Governmental Affairs Committee pursuant to this subpart shall personally appear before the committee to answer questions germane to the appointment before any vote is taken on said appointment. The Governmental Affairs Committee may, at the election of the chair or by a majority vote of the committee members present, excuse any nominee from appearing personally when good cause exists; provided that the nominee has requested a waiver of this rule, in writing on a form provided by the Council Research Office, and submitted such waiver request to both the councilmember sponsoring the motion to appoint the nominee, and the chair, no less than 48 hours before the committee meeting at which it will be heard. The sponsoring councilmember also must approve the

waiver in writing and transmit such approval to the chair via email.

Directing and granting the Council Research Office the flexibility to make all appropriate formatting and numbering changes to the foregoing and existing rules to accommodate these changes.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

50. MOTION (LYING OVER) - NO. M-22-516 - BY: COUNCILMEMBER MORRELL

Brief:

Authorizing the creation of committee as an advisory committee, to be known as the City of New Orleans Home Rule Charter Review Committee, to review, opine on and make non-binding recommendations to the New Orleans City Council regarding potential changes to the Home Rule Charter, pursuant Section 3-127 of the City of New Orleans Home Rule Charter.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

(Governmental Affairs Committee recommended approval).

(Technical Correction).

CONTINUED TO THE MEETING OF 8/10/23.

51. MOTION (LYING OVER) - NO. M-23-164 - BY: COUNCILMEMBERS MORRELL, GIARRUSSO, GREEN, HARRIS AND MORENO

Brief:

Stating that before any substantive filing is made in the United States District Court for the Eastern District of Louisiana, or, in any appellate court with jurisdiction over the Eastern District, for either *Lashawn Jones v. Marlin Gusman* or *United State of America v. City of New Orleans*, the Department of Law shall brief the Council on the City's position before the filing occurs.

Annotation:

ELECTRONICALLY SUBMITTED.

(*Council Rule 34. Postponement Deadline 8/18/23*).

ADOPTED.

52. MOTION - NO. M-23-320 - BY: COUNCILMEMBERS KING (BY REQUEST) AND GREEN

Brief:

Adding the President of the Council as a signatory to the Loan Agreement and the three accessory agreements between the City of New Orleans and St. Bernard Circle Apartments, LLC; and authorizing the President of the Council to sign the Loan Agreement and the three accessory agreements between the City of New Orleans and St. Bernard Circle Apartments, LLC, which shall be in a form that substantially conforms with the Loan Agreement and the three accessory agreements (Exhibit A).

Annotation:

ELECTRONICALLY SUBMITTED.

(*Council Rule 34. Postponement Deadline 11/24/23*).

ADOPTED.

53. RESOLUTION - NO. R-23-321 - BY: COUNCILMEMBER THOMAS

Brief:

A RESOLUTION calling an election in the Eastover Neighborhood Improvement and Security District for Saturday, November 18, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

54. MOTION - NO. M-23-324 - BY: COUNCILMEMBER THOMAS (BY REQUEST)

Brief:

Adding the President of the Council as a signatory to the Amendment No. 2 to the contract between the City of New Orleans and Materials Management Group, Inc.; and authorizing the President of the Council to sign the Amendment No. 2 to the contract between the City of New Orleans and Materials Management Group, Inc. (Exhibit A).

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

55. MOTION - NO. M-23-325 - BY: COUNCILMEMBER MORRELL

Brief:

Adding the President of the Council as a signatory to Cooperative Endeavor Agreement between the City of New Orleans and New Orleans Community Support Foundation, and authorizing and directing the President of the Council to execute the Cooperative Endeavor Agreement between the City of New Orleans and New Orleans Community Support Foundation (Exhibit A).

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

56. MOTION - NO. M-23-329 - BY: COUNCILMEMBER GREEN

Brief:

Directing City Planning Commission to conduct a public hearing to consider granting a conditional use to permit a community center in an HU-RD2 Historic Urban Two-Family Residential District on Square 766, Lots 23 and 24, in the Fourth Municipal District, bounded by North Roman Street, New Orleans Avenue, North Derbigny Street, St. Bernard Avenue, and Seventh Street **(Municipal Address: 1660 N. Roman Street)**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

57. RESOLUTION - NO. R-23-331 - BY: COUNCILMEMBER MORRELL

Brief:

A RESOLUTION in support of Louisiana Revised Statute 9:2717, regarding limitations to non-disclosure agreements for public policy reasons.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

58. RESOLUTION - NO. R-23-341 - BY: COUNCILMEMBER GREEN

Brief:

A RESOLUTION calling an election in the Lake Terrace Crime Prevention District for Saturday, November 18, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

59. RESOLUTION - NO. R-23-342 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, HARRIS AND KING

Brief:

A RESOLUTION urging the Louisiana Legislative Auditor (LLA) and the Louisiana Tax Commission (LTC) to review the Orleans Parish Assessor's Office (Assessor) 2023 Quadrennial Assessment to determine if the Assessor violated any LTC policies or Louisiana state laws, particularly urging the inspection of whether the Assessor engaged in the LTC-prohibited practice of "sales chasing".

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

60. RESOLUTION - NO. R-23-343 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

A RESOLUTION urging the New Orleans Police Department (NOPD), the City of New Orleans Finance Department and its Retirement Division, and the Chief Administrative Office to work collaboratively to determine the number of NOPD civilian and administrative employees that are currently members of the New Orleans Municipal Employees' Retirement System (NOMERS), the feasibility of moving said employees to the Municipal Police Employees' Retirement System (MPERS) with respect to number of years required for retirement eligibility and length of Deferred Retirement Option Plans (DROPs), the portability of current benefits, any impacts to eligibility for Social Security benefits, potential adverse impacts an exodus of contributing members of NOMERS would have upon the funding ratio of NOMERS, would an increased NOMERS contribution rate for the City be more or less than the cost of the partial dissolution payments, any additional financial implications or penalties to both the City of New Orleans and employee retirement account holdings, and a timeline for implementation.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

61. MOTION - NO. M-23-347 - BY: COUNCILMEMBERS HARRIS, KING AND GREEN

Brief:

Identifying the wards/precincts that shall be returned to their original polling locations ("Location Change To") following the completion of construction projects, and such location shall be the official polling places for the precincts within the Parish of Orleans for future elections, including the upcoming October 14, 2023 gubernatorial primary election.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 11/24/23).

ADOPTED.

62. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 34,309 THRU 34,336

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.