

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, March 10, 2022 at 10:00 A.M.

PRESIDENT
HELENA MORENO
Councilmember-At-Large



VICE PRESIDENT
JP MORRELL
Councilmember-At-Large

ROLL CALL
LORA W. JOHNSON
CLERK OF COUNCIL

INVOCATION
PASTOR BRANDON BOUTIN
UNITED FELLOWSHIP FULL GOSPEL BAPTIST CHURCH

PLEDGE OF ALLEGIANCE
MARTIN BEHRMAN CHARTER SCHOOL ACADEMY
OF CREATIVE ARTS & SCIENCES

NATIONAL ANTHEM
L. B. LANDRY COLLEGE & CAREER PREPARATORY
HIGH SCHOOL CHOIR

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

1. **APPROVAL OF THE MINUTES** - February 3, 2022 and February 17, 2022.

Annotation:
APPROVED.

SPECIAL ORDERS OF BUSINESS

1. **FIRST ORDER OF BUSINESS - PRESENTATION - MRS. BETTY PUGH**

Brief:

Recognition of Percy Pugh, The Black Cobra known for his speed in the ring as welterweight boxer who passed at the age of 81.

Annotation:
ELECTRONICALLY SUBMITTED.
(Cm. Thomas)
APPEARED.

2. **SECOND ORDER OF BUSINESS - PRESENTATION - ARIN JONES JACKSON AND ALEXIS JONES - RECONGIZING NEW ORLEANS' HOMEGROWN TALENT "THE MAGIC JONES" FOR THEIR GRAMMY NOMINATED ALBUM "ALL 1 TRIBE" AND THEIR CONTRIBUTIONS TO THE ENTERTAINMENT INDUSTRY**

Brief:

A presentation on the pandemic inspired Grammy nominated for Best Children's Album "All 1 Tribe" and the members of "The Magic Jones" Arin Jones Jackson and Alexis Jones.

Annotation:
ELECTRONICALLY SUBMITTED.
(Cm. Green)
APPEARED.

3. **THIRD ORDER OF BUSINESS**

CONSENT AGENDA

1. COMMUNICATION – FROM ERIN SPEARS – CHIEF OF STAFF & COUNSEL, COUNCIL UTILITIES REGULATORY OFFICE

Brief:

Submitting the transmittal document for communications related to electric and gas utility matters to be received by the Council of the City of New Orleans at its meeting on **March 10, 2022:**

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

1. Environmental Adjustments for the March 2022 Billing Cycle
2. Fuel Adjustments for the March 2022 Billing Cycle
3. Purchased Gas Adjustments for the March 2022 Billing Cycle
4. Purchased Power Cost Recovery Adjustments for the March 2022 Billing Cycle
5. 2022 Annual Gas Marketing Report
6. Forecasting Peak Load Report, submitted pursuant to Resolution R-00-650
7. Amended Motion to Extend Deadline, UD-21-03
8. Reply Memorandum in Support of Amended Motion, UD-21-03

Communications from ProRate Energy

1. Motion in Support of ENO's Motion to Extend Deadline by Creation of a New Docket to Provide for Behind the Meter Solutions to the Challenges Posed By and Goals of New Orleans' System Resiliency and Storm Hardening Docket, UD-21-03
2. Motion in Opposition to ENO's Motion to Extend Deadline
3. Motion in Opposition to ENO's Motion to Extend Deadline Rebuttal

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

2. COMMUNICATION – FROM PAUL MARINA – MOTOR VEHICLE INSPECTION PROGRAM MANAGER

Brief:

Submitting the Bureau information concerning the adoption of rules relative to the motor vehicle inspection program, in compliance with City of New Orleans Municipal Code 2-1000(d).

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

3. COMMUNICATION – FROM TIFFANY JACKSON, CPA, SHRM-SCP, DEPUTY DIRECTOR, NEW ORLEANS TOURISM AND CULTURAL FUND (NOTCF)

Brief:

Submitting New Orleans Tourism and Cultural Fund's (NOTCF) 2021 Annual Report. This report was shared with the NOTCF's board of directors, on February 25, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

4. COMMUNICATION – FROM CYNTHIA DAVIS, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS

Brief:

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

- 1233-35 St. Bernard Avenue, #22-03333-DEMO – Council District "C"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (*Hearing Date Set For 3/24/22*).

5. **COMMUNICATION - FROM AMY B. TREPAGNIER, DIRECTOR OF
PERSONNEL, DEPARTMENT OF CIVIL SERVICE**

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Human Services), New Classifications: Juvenile Probation Officer Recruit, Juvenile Probation Officer (Post Certified), Juvenile Probation Officer (Post Certified-Lead) and Juvenile Probation Officer Supervisor (Post Certified) Exempt**, in accordance with Article X, Section 10 of the Constitution of Louisiana, as adopted by the Civil Service Commission at its meeting of February 21, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

6. **COMMUNICATION - FROM AMY B. TREPAGNIER, DIRECTOR OF
PERSONNEL, DEPARTMENT OF CIVIL SERVICE**

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Library), Hiring Rates: Library Associate I, Library Associate II, Library Associate III, Library Associate IV, Librarian I, Librarian II, Librarian III, Library Branch Manager, Library Regional Branch Manager and Library Bureau Chief**, in accordance with Article X, Section 10 of the Constitution of Louisiana, as adopted by the Civil Service Commission at its meeting of February 21, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Police Referral Pay), ITEM: Police Referral Pay (Changes are Underlined - ~~Strikethroughs are Deleted~~)**, in accordance with Article X, Section 10 of the Constitution of Louisiana, as adopted by the Civil Service Commission at its meeting of February 21, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

8. **COMMUNICATION - FROM AMY B. TREPAGNIER, DIRECTOR OF PERSONNEL, DEPARTMENT OF CIVIL SERVICE**

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Special Rate of Pay), 11. Special Rates of Pay: Referral Pay (non-Police Recruit/Officer) and One Time Referral Pay (awarded to an existing employee)**, in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of February 21, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

9. **COMMUNICATION - FROM DAVID BUTLER**

Brief:

Requesting to appeal the New Marigny Historic District (National Register Demolition Review District) for the property located at **1233 St. Bernard Avenue, New Orleans, LA 70116**. Demolishing the existing house and build a single-family home.

Annotation:

ELECTRONICALLY SUBMITTED.

WITHDRAWN. (*At the applicant's request*).

10. **COMMUNICATION - FROM ARTHUR A. MORRELL, CLERK OF CRIMINAL DISTRICT COURT**

Brief:

Submitting temporary emergency polling location changes that was deemed at this time unsafe for election day voting as listed below:

Ward/

Precinct:

From:

To:

14/13A	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/14	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/15	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/16	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

11. COMMUNICATION – FROM TAMMY S. HANSON, NEW ORLEANS PUBLIC LIBRARY (NOPL) EXECUTIVE SECRETARY

Brief:

Submitting the New Orleans Public Library Board of Director attendance record for 2021, pursuant to Section 2-87 of the City's Municipal Code.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

12. COMMUNICATION – FROM ESTELLE T. BROWN, INTAKE SUPERVISOR, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS

Brief:

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

- 2131 Elysian Fields Avenue, #21-34954-DEMO – Council District "D"

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 3/24/22).**

13. COMMUNICATION – FROM MICHAEL ERIC BURNSIDE

Brief:

Requesting answers regarding on-line comments for Ord. 33,617, 33,618 and 33,619 that wasn't read into the record for the February 17, 2022 City Council.

Annotation:

**ELECTRONICALLY SUBMITTED.
RECEIVED.**

14. COMMUNICATION – FROM JUSTIN B. SCHMIDT, THE LAW OFFICE OF JUSTIN B. SCHMIDT, L.L.C.

Brief:

Requesting to appeal Vieux Carre Commission's December 15, 2021 Affirmative Vote to Recommend **"Approval"** for the Change of Use Application for **301 Decatur Street, New Orleans, Louisiana**, pursuant to LA R.S. 25:746 (c)(1).

Annotation:

ELECTRONICALLY SUBMITTED.

WITHDRAWN. (At the applicant's request).

15. REPORT – OF THE EXECUTIVE DIRECTOR OF THE VIEUX CARRE COMMISSION

Brief:

Transmitting a report detailing an appeal of Vieux Carré Commission's to retain a roof deck and hot tub installed without a permit at **533 Toulouse Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

16. REPORT – OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION | CENTRAL BUSINESS DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION

Brief:

Transmitting a report regarding an appeal of the Historic District Landmarks Commission's (HDLIC) decision of **"approval"** regarding an application to demolish the property located at **1025 Henry Clay Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

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

Brief:

Transmitting Zoning Docket Numbers 5/22 - Cm. Green, 7/22 - Cm. King, 8/22 - Cm. Harris, 9/22 - Cm. Harris, 10/22 - Cm. Harris, ***14/22 - Cm. Harris**, Cn. Deadline 5/9/22. For Information purposes only: Property Disposition 001/22: Consideration of the disposition of immovable property consisting of Lot 12. Square 34 of Metairie Park Subdivision, and any right and/or ownership the City may have or claim to have in municipal address 6303 Bellaire Drive, bounded by West Harrison Avenue, 26th Street, Bellaire Drive, and Fleur De Lis Drive. The City Planning Commission recommended being "**FOR APPROVAL**", subject to one (1) proviso. (Cm. Giarrusso - Cn. Deadline None).

For Information purposes only: Property Acquisition 001/22: Consideration of the acquisition of immovable property consisting of right-of-way in Square 240A, in the First Municipal District, bounded by Martin Luther King Boulevard, Carondelet, Baronne, and Erato Streets. The land is the former Thalia Street right-of-way between Carondelet and Baronne Streets adjacent to 1400 Baronne Street. The City Planning Commission recommended being "**FOR APPROVAL**", subject to one (1) proviso. (Cm. Harris - Cn. Deadline None).

Annotation:

RECEIVED. (*Hearing Date Set For 3/24/22*).

(**14/22 Hearing will be held today*).

HEARING HELD. (*See Motion No. M-22-126*).

18. CAL. NO. 33,609 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit a fast food restaurant in a C-2 Auto Oriented Commercial District and an HUC Historic Urban Corridor Use Restriction Overlay District and an EC Enhancement Corridor Overlay District, located on Square B, Lot 26 and part of Lot 25, in the Sixth Municipal District, bounded by South Claiborne Avenue, Louisiana Avenue Parkway, Delachaise Street, and South Roman Street **(Municipal Address: 3421 South Claiborne Avenue)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 88/21)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 4/20/22).

(Cn. Deadline 4/7/22).

ADOPTED. ORD. NO. 28955 M.C.S.

19. CAL. NO. 33,610 - BY: COUNCILMEMBERS GREEN AND MORENO

Brief:

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in an S-LB1 Lake Area Neighborhood Business District, located on Square 17 or 35, Lot 35, in the Second Municipal District, bounded by Spanish Fort Boulevard **(Municipal Address: 6508 Spanish Fort Boulevard)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 90/21)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 4/20/22).

(Cn. Deadline 4/7/22).

ADOPTED. ORD. NO. 28956 M.C.S.

20. CAL. NO. 33,611 - BY: COUNCILMEMBERS GREEN AND MORENO

Brief:

An Ordinance to effect a zoning change from an S-RS Suburban Single-Family Residential District to an S-RM1 Suburban Multi-Family Residential District, located on Square 4815, Lot 9A, in the Third Municipal District, bounded by Madrid Street, Mandeville Street, Spain Street, and Vienna Street (**Municipal Address: 2318-2326 Madrid Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 97/21**)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 4/20/22).

(Cn. Deadline 4/7/22).

(Technical correction needed).

ADOPTED. ORD. NO. 28957 M.C.S.

21. CAL. NO. 33,626 - BY: COUNCILMEMBERS GREEN AND MORENO

Brief:

An Ordinance to amend and reordain Article 15 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 classify "cemetery" as a permitted use in the MU-1 Medium Intensity Mixed-Use District **citywide**; and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 78/21**)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 5/4/22).

(Cn. Deadline 4/21/22).

ADOPTED. ORD. NO. 28963 M.C.S.

22. CAL. NO. 33,627 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to effect a zoning change from an BIP Business Industrial Park District to S-RS Single-Family Residential District, in an ENORC Eastern New Orleans Renaissance Corridor Use Restriction Overlay District and CT Corridor Transformation Design Overlay District, located on Lots G-2-A1-A, G-2-A1-B, and part of Arpent 98 and 100, in the Third Municipal District, bounded by Bullard Avenue, Chef Menteur Highway, Dwyer Road, and Interstate 510 Service Road **(Municipal Address: 11900-11950 Dwyer Road and 4891 Bullard Avenue)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 98/21)**

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Day Deadline 5/4/22).
(Cn. Deadline 4/21/22).
(Technical correction needed).
ADOPTED. ORD. NO. 28964 M.C.S.

23. CAL. NO. 33,628 - BY: COUNCILMEMBERS GREEN AND MORENO

Brief:

An Ordinance to effect a zoning change from an S-B1 Suburban Business District to an S-RS Suburban Single-Family Residential District, located on Square 4411, Lot X (proposed Lots X-1 and X-2), in the Third Municipal District, bounded by Prentiss Street, Saint Roch Avenue, Mendez Street, and Music Street **(Municipal Address: 5329 Saint Roch Avenue)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 102/21)**

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Day Deadline 5/4/22).
(Cn. Deadline 4/21/22).
ADOPTED. ORD. NO. 28965 M.C.S.

24. RESOLUTION (LYING OVER) - NO. R-22-96 - BY: COUNCILMEMBERS MORENO AND MORRELL

Brief:

A RESOLUTION to request that the Civil Service Commission evaluate and amend its rules and regulations to eliminate cannabis testing as a pre-employment screening requirement and as a basis for termination in the absence of clear evidence of impairment or intoxication.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

(Referred to Economic Development & Special Development Projects Committee).

(Economic Development & Special Development Projects Committee recommended approval).

ADOPTED.

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

*YEAS: Giarrusso, Harris, King, Moreno, Morrell,
Thomas - 6*

NAYS: 0

ABSENT: Green - 1

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. HDLC APPEAL - OF BRIAN J. GILLE, AIA, NCARB

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of a new two-story porte-cochere side addition and the removal of an existing masonry chimney for the property located at **5718 St. Charles Avenue.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 4/3/22).

CONTINUED TO THE MEETING OF 3/24/22.

2. HDLC APPEAL - OF SUSAN P. JOHNSON

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**approval**" of the demolition to grade of the contributing-rated, one-story single family home for the property located at **1025 Henry Clay Avenue.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 4/3/22).

(Report received on today's Consent Agenda).

CONTINUED TO THE MEETING OF 3/24/22.

3. LEGISLATIVE GROUPING

3a. EXTENSION REQUEST - OF MICHAEL SHERMAN, SHERMAN STRATEGIES, LLC

Brief:

Requesting an extension of time on a conditional use approval pursuant to Article 4, Section 4.3.H(2)(b) of the Comprehensive Zoning Ordinance for **Zoning Docket 121/19**, Ordinance No. 28,323 M.C.S. at **3801 Monroe Street and 8701 Palmetto Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A).

HEARING HELD.

3b. MOTION - NO. M-22-120 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting the applicant's request for an extension of time on the conditional use authorized pursuant to Article 4, Section 4.3H(2)(b) of the Comprehensive Zoning Ordinance for Zoning Docket 121/19, Ordinance No. 28,323 M.C.S, for the property located at **3801 Monroe Street and 8701 Palmetto Street**, for one (1) year.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

4. LEGISLATIVE GROUPING

4a. EXTENSION REQUEST - OF LAUREN C. JARDELL, DIRECTOR, LOCAL GOVERNMENT & COMMUNITY RELATIONS, OFFICE OF GOVERNMENT & COMMUNITY RELATIONS, ACTING AS AN AGENT FOR TULANE UNIVERSITY

Brief:

Requesting a one-year extension of the deadline for Tulane to complete the Conditional Use process related to **1036 Broadway** (Ordinance No. 32,897 MCS, Zoning Docket 104/19), in accordance with Section 4.3.H 2 of the Comprehensive Zoning Ordinance.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A).

HEARING HELD.

4b. MOTION - NO. M-22-122 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting the applicant's request for an extension of time on the conditional use authorized pursuant to Article 4, Section 4.3H(2) (b) of the Comprehensive Zoning Ordinance for Zoning Docket 104/19, Ordinance No. 28,319 M.C.S, for the property located at **1036 Broadway Street** and **7200 Zimple Street**, for one (1) year.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

5. LEGISLATIVE GROUPING

5a. EXTENSION REQUEST - OF STEVEN KENNEDY, ON BEHALF OF REO, LLC

Brief:

Requesting an Administrative Extension of Time in which to Record Approved Conditional Use Plans for Zoning Docket 71/20 - Ordinance No. 33,190, pursuant to Article 4, Section 4.3.H 2 of the Comprehensive Zoning Ordinance.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B).

HEARING HELD.

5b. MOTION - NO. M-22-123 - BY: COUNCILMEMBER HARRIS

Brief:

Granting the applicant's request for an Administrative Extension of Time in which to Record Approved Conditional Use Plans for Zoning Docket 71/20 - Ordinance No. 33,190, pursuant to Article 4, Section 4.3.H.2 of the Comprehensive Zoning Ordinance until March 10, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

6. LEGISLATIVE GROUPING

6a. VCC APPEAL - OF ERIKA GATES, GATES PRESERVATION, LLC

Brief:

Requesting to appeal the Vieux Carré Commission's decision of "**denial**" to retain roof deck and hot tub for the property located at **533 Toulouse Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Report received on today's Consent Agenda).

(Cn. King, District C, Cn. Deadline 3/20/22).

HEARING HELD.

6b. MOTION - NO. M-22-119 - BY: COUNCILMEMBER KING

Brief:

Overruling the Vieux Carre' Commission's (VCC) decision of "**denial**" in part and granting the applicant's request in part, for the property located at **533 Toulouse Street**, as follows:

- The retention of the roof deck is approved; and
- The retention of the hot tub is denied.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

7. LEGISLATIVE GROUPING

7a. ZONING DOCKET NO. 109/21 - ISMAIL M. ODEH

Brief:

Requesting a conditional use to permit a minor motor vehicle service and repair facility in an S-B1 Suburban Neighborhood Business District, on Square 2259, Lots 16, 17-A, and 18-A, in the Third Municipal District, bounded by Louisa Street, Metropolitan Street, Pleasure Street, and Alja Meyers Place (**Municipal Addresses: 3424 and 3434 Louisa Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to eleven (11) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 4/4/22).

CONTINUED TO THE MEETING OF 3/24/22.

7b. MOTION - NO. M-22-125 - BY: COUNCILMEMBER GREEN

Brief:

Granting the conditional use request as recommended by the City Planning Commission's report on **ZD NO. 109/21**, subject to eleven (11) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

CONTINUED TO THE MEETING OF 3/24/22.

8. LEGISLATIVE GROUPING

8a. ZONING DOCKET NO. 110/21 - GOTHAM MARIGNY PROPERTIES, LLC

Brief:

Requesting a conditional use to permit a bar over 3,000 square feet in floor area in an HMC-1 Historic Marigny/Tremè/Bywater Commercial District and an RDO-1 Residential Diversity Overlay District, located on Square 15, Lots B or 16, in the Third Municipal District, bounded by Chartres Street, Franklin Avenue, Decatur Street, and Port Street (**Municipal Addresses: 2600-2602 Chartres Street**). The recommendation of the City Planning Commission being **"NO RECOMMENDATION"**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 3/24/22.

8b. MOTION - NO. M-22-129 - BY: COUNCILMEMBER KING

Brief:

Overruling and granting the conditional use request as recommended by the City Planning Commission's report on **ZD NO. 110/21**, with the following modifications:

Remove Proviso No. 1 in its entirety and renumber the remaining provisos accordingly. Nineteen additional provisos are hereby added as follows:

* * *

8. The bar shall advertise the official address as 535 Franklin Avenue to assist with vehicular traffic/arrival issues on Chartres.
9. Bar patrons are only permitted to access site via Franklin Avenue.
10. The exterior doors that abut or face any public rights-of-way shall be kept in the closed position after sunset each day.
11. Speakers shall not be attached to any exterior surface of the building.

12. Any source of amplified music shall be directed to the interior of the establishment. No speakers shall be directed towards any public right-of-way.
13. The noise abatement plan submitted to the department of safety and permits shall provide for regular noise monitoring of dBA levels at intersection of Franklin Avenue and Chartres Street.
14. The bar owner must place signs inside and outside the building reminding patrons to respect the neighborhood. Such signs must be posted in a visible location near all entryways/exits.
15. The bar owner shall not be permitted to request or obtain a "parklet" permit. No bar operations are permitted to take place in the streets adjacent to the property.
16. Any tables or chairs in conjunction with any properly issued sidewalk café permit shall be prohibited on the sidewalk after sunset each day.
17. The bar shall be limited to the following hours of operation: Sunday through Thursday: from 11:00 am to 3:00 am; Friday through Saturday: 11:00 am through 4:00 am. The only exceptions to this are on the officially dedicated days of Lundi Gras and Mardi Gras when the bar shall be permitted to stay open all day on these two specified dates.
18. No new customers are permitted after the closing hour. Opening hour is for the first opening of business to customers. A "last call" shall be performed at least thirty (30) minutes prior to closing and no service shall be provided after "last call".
19. The kitchen shall be in operation at all times that the business is open.
20. On site micro-brewing and/or micro-distilling is not allowed.
21. Deliveries shall not be permitted earlier than 8:00AM nor later than 6:00 pm daily, and shall be made on Franklin Avenue.

22. Loitering in front of the structure or in the adjacent rights-of-way shall be prohibited.
23. Alcoholic beverages not purchased in the establishment shall be prohibited.
24. The bar must maintain trash pickup contract for no fewer than five (5) weekly pickups from a qualified, trash removal contractor. Bar owner must maintain a trash collection contract with said trash removal contractor.
25. The bar owner shall provide the City Planning Commission staff a litter abatement program letter, approved by the Department of Sanitation, inclusive of the stated location of trash storage, the type and quantity of trash receptacles and the clearing of all litter from the sidewalks and periodic hosing of the street right-of-way. The name and phone number of the owner/operator of the bar shall be included in this letter to be kept on file in case of any violation. In no case shall trash be stored so that it is visible from the public right-of-way.
26. The plans submitted to the City Planning Commission for final approval shall indicate the installation of one or more bicycle racks, containing a minimum of two bicycle parking spaces. When submitting plans to the City Planning Commission for final approval, the bar owner shall provide documentation of all required approvals by the Department of Public Works for any bicycle parking spaces located in the right of way.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

CONTINUED TO THE MEETING OF 3/24/22.

9. LEGISLATIVE GROUPING

9a. ZONING DOCKET NO. 112/21 - 3030 CANAL STREET, LLC

Brief:

Requesting a conditional use to allow components of a secondary educational facility in an HU-RD2 Historic Urban Two-Family Residential District and an HUC Historic Urban Corridor Use Restriction Overlay District, located on Square 632, Lots 11, 12, 24, 15, and 16, in the First Municipal District, bounded by South Salcedo Street, South Gayoso Street, Cleveland Avenue, and Canal Street (**Municipal Addresses: 118-120 South Salcedo Street, 117 South Gayoso Street, and 3023 Cleveland Avenue**). The recommendation of the City Planning being "**FOR MODIFIED APPROVAL**", subject to fourteen (14) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 4/4/22).

CONTINUED TO THE MEETING OF 3/24/22.

9b. MOTION (LYING OVER) - NO. M-22-112 - BY: COUNCILMEMBER HARRIS

Brief:

Granting the conditional use request as recommended by the City Planning Commission's report on **ZD NO. 112/21**, subject to twelve (12) provisos, with the following modifications:

Remove Proviso No. 10 in its entirety and insert the following in lieu thereof:

"10. A revised circulation plan for the entire campus shall be approved by the Department of Public Works and the City Planning Commission prior to final approval. No bus circulation, loading or unloading, shall be allowed on the petitioned site."

At the end of Proviso No. 14 add the following:

"A solid fence, constructed of wood or simulated wood, shall be constructed on all sides of these lots that abut a residential property. This fence must be reflected on the landscape plan referenced in Proviso 5."

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22.

10. ZONING DOCKET NO. 1/22 - TREYTON DIGGS

Brief:

Requesting a Text amendment to Article 12 of the Comprehensive Zoning Ordinance to classify "animal hospital" as a permitted use in the HU-B1A Historic Urban Neighborhood Business District **Citywide**. The proposed text amendment would affect properties within all HU-B1A Historic Urban Neighborhood Business Districts. The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso - All Cms., Cn. Deadline 4/18/22).

CONTINUED TO THE MEETING OF 3/24/22.

11. LEGISLATIVE GROUPING

11a. ZONING DOCKET NO. 3/22 - FORTUNA LAND HOLDINGS, LLC

Brief:

Requesting for an affordable housing planned development in an MU-2 High Intensity Mixed-Use District. The property is located on Square 547, Lots 16A and 18A, in the First Municipal District, bounded by South Tonti Street, Gravier Street, Perdido Street, and South Miro Street **(Municipal Addresses: 618-620 South Tonti Street)**. The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to eleven (11) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 4/18/22).

HEARING HELD.

11b. MOTION - NO. M-22-121 - BY: COUNCILMEMBER HARRIS

Brief:

A motion **approving** the favorable recommendation of the City Planning Commission and granting an affordable housing planned development request provided in **ZD No. 3/22**, subject to the eleven (11) provisos set forth by the City Planning Commission Report.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

12. LEGISLATIVE GROUPING

12a. ZONING DOCKET NO. 4/22 - CHURCHILL DOWNS INCORPORATED

Brief:

Requesting an Amendment to Ordinance No. 22,053 MCS (Zoning Docket 033/05), as amended, to allow sports wagering at the Fair Grounds Race Course, which is located in an HU-RD1 Historic Urban Two-Family Residential District. The specific language proposed by the applicant is: "Notwithstanding proviso No. 3 in Ordinance No 22053, the applicant shall be authorized to conduct sports wagering in accordance with the acts of the Louisiana Legislature." Multiple squares and lots generally bounded by Gentilly Boulevard, Fortin Street, Belfort Avenue, Desaix Boulevard, and Esplanade Avenue, in the Third Municipal District (**Municipal Address: 1751 Gentilly Boulevard**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 4/18/22).

HEARING HELD.

12b. MOTION - NO. M-22-128 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting the amendment request as recommended by the City Planning Commission's report on **ZD NO. 4/22**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED, AS AMENDED.

13. **STREET NAME CHANGE NO. 1/22 - COUNCILMEMBER JARED BROSSETT
ON BEHALF OF THE JOHNNY JACKSON JR. FOUNDATION**

Brief:

Requesting a Consideration of renaming Louisa Street between Almonaster Avenue and Florida Avenue as Johnny Jackson Jr. Avenue (**Municipal Addresses: 2700-4000 blocks of Louisa Street**). The recommendation of the City Planning Commission being "**FOR MODIFIED APPROVAL**", to rename Louisa Street between Florida Avenue and Chef Menteur Highway as Johnny Jackson Jr. Boulevard.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Green, District D).
WITHDRAWN.

14. LEGISLATIVE GROUPING

14a. CAL. NO. 33,527 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to ordain Sections 90-41 and 90-42 of the Code of the City of New Orleans to establish minimum operational requirements for the New Orleans Police Department Crime Laboratory, including units accredited to test and analyze DNA; to establish regular reporting requirements on sexual assault collection kits; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/24/22).

ADOPTED, AS AMENDED. ORD. NO. 28953 M.C.S.

14b. AMENDMENTS TO ORD. CAL. 33,527 - BY: COUNCILMEMBERS HARRIS AND MORENO

Brief:

An amendment adding the requirement that crime lab accredited units meet FBI Quality Assurance Standards; removing the requirement that the crime lab drug unit become accredited; clarifying that only those sexual assault kits with probative value need to be tested; removing certain reporting requirements for NOPD; clarifying that crime victims' DNA shall not be added to criminal databases; and changing Section 2 to add a deadline for accreditation.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

15. LEGISLATIVE GROUPING

15a. CAL. NO. 33,555 - BY: COUNCILMEMBERS GREEN, MORENO, MORRELL, HARRIS, KING, THOMAS AND GIARRUSSO

Brief:

An Ordinance to change the name of that portion of Louisa Street running from Almonaster Avenue to Florida Avenue, consisting of blocks 2700 through 4000, to Johnny Jackson Jr. Avenue; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/18/22).

ADOPTED, AS AMENDED. ORD. NO. 28954 M.C.S.

15b. AMENDMENT TO ORD. CAL. NO. 33,555 - BY: COUNCILMEMBER GREEN

Brief:

1. On page 1, unnumbered line 2, delete 'Almonaster Avenue' and insert in lieu thereof 'Chef Menteur Highway'.
2. On page 1, unnumbered line 2, delete '4000' and insert in lieu thereof '4200'.
3. On page 1, unnumbered line 3, delete 'Jr. Avenue' and insert in lieu thereof 'Jr Boulevard'.
4. On page 1, unnumbered line 5, delete 'Almonaster Avenue' and insert in lieu thereof 'Chef Menteur Highway'.
5. On page 1, unnumbered line 6, delete '4000' and insert in lieu thereof '4200'.
6. On page 1, unnumbered lines 6-7, delete 'Jr. Avenue' and insert in lieu thereof 'Jr Boulevard'.
7. On page 2, SECTION 1, line 2, delete 'Almonaster Avenue' and insert in lieu thereof 'Chef Menteur Highway'.
8. On page 2, SECTION 1, line 3, delete '4000' and insert in lieu thereof '4200'.

9. On page 2, SECTION 1, line 3, delete 'Jr. Avenue' and insert in lieu thereof 'Jr Boulevard'.
10. On page 2, SECTION 3, lines 4-5, delete 'Almonaster Avenue' and insert in lieu thereof 'Chef Menteur Highway'.
11. On page 2, SECTION 3, line 5, delete '4000' and insert in lieu thereof '4200'.
12. On page 2, SECTION 4, line 1, delete 'February' and insert in lieu thereof 'July'.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

16. **CAL. NO. 33,588 - BY: COUNCILMEMBER HARRIS (BY REQUEST)**

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 4/15/22).

CONTINUED TO THE MEETING OF 3/24/22.

17. CAL. NO. 33,612 - BY: COUNCILMEMBER MORENO (BY REQUEST)

Brief:

An Ordinance to authorize New Orleans Building Corporation ("NOBC") to execute, deliver and enter into the Fifth Amendment to Sublease, substantially in accordance with the document attached hereto as Exhibit "A" and made a part hereof, which will amend the Sublease (as defined below) by and between NOBC and National Passenger Railroad Corporation ("Amtrak") to extend the term of Amtrak's sublease of the Expansion Premises (as defined in the Fifth Amendment to Sublease); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

ADOPTED. ORD. NO. 28958 M.C.S.

18. CAL. NO. 33,613 - BY: COUNCILMEMBER THOMAS (BY REQUEST)

Brief:

An Ordinance revoking the dedication to public use and authorizing the sale at public auction for a minimum price to be set by appraisal of a certain portion of ground together with all the rights, ways, privileges, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in the State of Louisiana, Parish of Orleans, Third Municipal District of the City of New Orleans, being a portion of Brutus Street between Squares C & 3, of that part thereof known as Rosedale Subdivision, as shown on a survey dated November 18, 2019 by Gilbert, Kelly & Couturie, Inc., (hereinafter referred to as "the Property" or "a portion of Brutus Street") which is no longer needed for public purposes; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

ADOPTED. ORD. NO. 28959 M.C.S.

19. CAL. NO. 33,614 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

An Ordinance revoking the street dedication to public use and authorizing the sale at public auction for a minimum price to be set by appraisal of a certain portion of ground together with all the rights, ways, privileges, servitudes and appurtenances thereunto belonging or in anywise appertaining, situated in Square 1192, Third Municipal District, Orleans Parish, Louisiana, designated as a portion of Kerlerec Street ("the Property" or "a Portion of Kerlerec Street"), which is no longer needed for public purposes; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

CONTINUED TO THE MEETING OF 3/24/22.

20. CAL. NO. 33,615 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into an amendment to the Municipal Yacht Harbor Boathouse Lease Agreement dated September 3, 2013 (the "Lease") with SNL2, LLC, a limited liability company organized and existing under the laws of the State of Louisiana (Assignee of William A. Hayes) for the property located at 8136 Breakwater Drive, New Orleans, LA 70124, Boathouse 96, as authorized by Ordinance No. 025434 M.C.S., adopted on August 8, 2013; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

ADOPTED. ORD. NO. 28960 M.C.S.

21. CAL. NO. 33,620 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 1 to a previously executed Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City") and the French Market Corporation ("FMC"), relative to FMC reimbursing the City for security personnel, equipment, and other costs associated with the City's Office of Homeland Security & Emergency Preparedness ("NOHSEP") providing a unified public safety patrol throughout City owned and FMC managed property(ies), to modify the provisions thereof to extend the term thereof for an additional 3 years, as more fully set forth in the Amendment No. 1 form attached hereto as Exhibit "1" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

ADOPTED. ORD. NO. 28961 M.C.S.

22. CAL. NO. 33,622 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, THOMAS AND HARRIS

Brief:

An Ordinance to establish the Victim's Bill of Rights Fund as Division 48 of Article III in Section 70 of the Code of the City of New Orleans; to ordain Sections 70-415.312 through 70-415 of the Code of the City of New Orleans within said Division; and otherwise to provide with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

(Budget/Audit/Board of Review Committee recommended approval).

ADOPTED. ORD. NO. 28962 M.C.S.

23. LEGISLATIVE GROUPING

23a. CAL. NO. 33,623 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022" to appropriate funds to the New Orleans City Council to fund an initiative aimed at returning funds to victims of crime who were charged to retrieve stolen property; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

(Budget/Audit/Board of Review Committee recommended approval, with amendments).

CONTINUED TO THE MEETING OF 3/24/22 AND REFERRED BACK TO THE BUDGET COMMITTEE.

23b. AMENDMENT TO ORD. CAL. NO. 33,623 - BY: COUNCILMEMBER MORENO

Brief:

- 1) On page 1, on the third unnumbered line, delete the verbiage "New Orleans City Council", and insert in lieu thereof the verbiage "Chief Administrative Office".

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22 AND REFERRED BACK TO THE BUDGET COMMITTEE.

24. LEGISLATIVE GROUPING

24a. CAL. NO. 33,624 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022" to appropriate funds to the New Orleans City Council to fund an initiative aimed at returning funds to victims of crime who were charged to retrieve stolen property; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

(Budget/Audit/Board of Review Committee recommended approval, with amendments).

CONTINUED TO THE MEETING OF 3/24/22 AND REFERRED BACK TO THE BUDGET COMMITTEE.

24b. AMENDMENT TO ORD. CAL. NO. 33,624 - BY: COUNCILMEMBER MORENO

Brief:

- 1) On page 1, on the third unnumbered line, delete the verbiage "New Orleans City Council", and insert in lieu thereof the verbiage "Chief Administrative Office".

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22 AND REFERRED BACK TO THE BUDGET COMMITTEE.

25. CAL. NO. 33,625 - BY: COUNCILMEMBERS MORRELL AND MORENO

Brief:

An Ordinance calling for an election on November 8, 2022, at which the electors of the City of New Orleans shall be asked to approve an amendment to Article IV, Section 4-106 of the Home Rule Charter requiring Council approval of any person appointed by the Mayor or Chief Administrative Officer to head any office, unit, department, commission, or board created or recognized in the Home Rule Charter or otherwise established pursuant to the Home Rule Charter and, specifically, (i) any appointment pursuant to Home Rule Charter Section 4-106(1) or Section 4-106(2); (ii) the appointment of the head of any office, department, commission or board created or recognized in the Charter for which approval of the Mayor or Chief Administrative Officer is required; (iii) the appointment of the head of any office or unit established after the date of the Charter in accordance with Charter Section 4-105(2); and (iv) the appointment of the head of any office or unit to which executive powers have been assigned or transferred in accordance with Section 9-201(2) or otherwise; and; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/3/22).

(Referred to the Governmental Affairs Committee).

Technical Correction Needed.

CONTINUED TO THE MEETING OF 3/24/22.

26. CAL. NO. 33,629 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around the Oliver Bush Playground located at 2500 Fats Domino Avenue, New Orleans, Louisiana in conjunction with the Lower 9th Ward Homeownership Association's L9 Community Resource Fair event on Saturday, March 26, 2022 from 7:00 a.m. to 5:30 p.m., to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

ADOPTED. ORD. NO. 28966 M.C.S.

27. CAL. NO. 33,632 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to amend and reordain Section 26-79 of the Code of the City of New Orleans; relative to the areas subject to verification of compliance with building restrictions imposed by the Orleans Levee District; and otherwise to provide thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22.

28. CAL. NO. 33,633 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 2-975 of Article X of Chapter 2 of the Code of the City of New Orleans to exempt juvenile detention officers and corrections staff of the Juvenile Justice Intervention Center and automotive repair staff of the Equipment Maintenance Division from the City's domicile requirement; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22.

29. LEGISLATIVE GROUPING

29a. CAL. NO. 33,634 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to amend and reordain Articles 7, 15, 16, 20 and 26 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 a new use category of "convenience center," to consider the addition of same to the use tables in all appropriate zoning districts, and to establish site design and use standards; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 107/21)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 5/4/22).

(Cn. Deadline 4/21/22).

ADOPTED, AS AMENDED. ORD. NO. 28967 M.C.S.

29b. AMENDMENTS TO ORD. CAL. NUMBER 33,634 - BY: COUNCILMEMBERS KING AND HARRIS

Brief:

1. On Page 4, Line 20, after the word "all" and before the word "property" insert the word "neighboring," such that Paragraph 3 of Section 20.3.TTT of Article 20 of the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments) be, and is hereby amended and reordained to read as follows:
 3. Collection receptables and activities shall be setback at least fifty feet (50 ft.) from all neighboring property lines except those that border an industrial district.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

30. CAL. NO. 33,635 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate state grant funds from Intergovernmental Transfers to the Mayor's Office of Workforce Development for the 2021 National Disaster Dislocated Worker grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

(Referred to the Budget Committee).

CONTINUED TO THE MEETING OF 3/24/22.

31. CAL. NO. 33,636 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021"; to appropriate Federal Dislocated Worker Funds awarded by the State of Louisiana - LWC/OWD, to the City of New Orleans for the Workforce Development Subrecipient Area affected by Hurricane Ida; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

(Referred to the Budget Committee).

CONTINUED TO THE MEETING OF 3/24/22.

32. CAL. NO. 33,637 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to amend Article VII of Chapter 2 of the Code of the City of New Orleans (Code of Ethics) to amend and reordain Section 2-784 of the Code of the City of New Orleans and to ordain Sec. 2-785 and Sec. 2-786 of the Code of the City of New Orleans to prohibit a campaign contribution or other financial benefit from a utility provider or other entity that is regulated or contracted by the New Orleans City Council; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 3/24/22 AND REFERRED TO THE UTILITY, CABLE, TELECOMMUNICATIONS AND TECHNOLOGY COMMITTEE.

33. CAL. NO. 33,638 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to provide for the establishment of a conditional use to permit a hotel in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District, on Square 181, Lots 3-A, 5, E, and D, in the First Municipal District, bounded by Camp Street, Julia Street, Saint Charles Avenue, and Saint Joseph Street (**Municipal Addresses: 823-843 Camp Street**); and to provide otherwise with respect thereto.
(ZONING DOCKET NO. 91/21)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Day Deadline 4/6/22).

(Cn. Deadline 3/24/22).

CONTINUED TO THE MEETING OF 3/24/22.

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

CONTINUED TO THE MEETING OF 4/21/22 AND REFERRED TO THE CRIMINAL JUSTICE COMMITTEE.

35. CAL. NO. 33,640 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

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"), the New Orleans Recreation Development Commission (the "NORD"), and Friends of Lafitte Corridor, Inc., doing business as, Friends of Lafitte Greenway (the "FOLG"), for a term greater than one year, for the public purpose of maximizing the Lafitte Greenway for public recreational use and enjoyment in the City of New Orleans, 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 6/17/22).

(Referred to the Budget Committee).

CONTINUED TO THE MEETING OF 3/24/22.

36. LEGISLATIVE GROUPING

36a. MOTION (LYING OVER) - NO. M-22-95 - BY: COUNCILMEMBERS MORENO, MORRELL, HARRIS, GREEN, KING, GIARRUSSO AND THOMAS

Brief:

Directing the Chief Administrative Office to develop regulations required by Section 70-465 of the Code of the City of New Orleans within 90 days of the date of this Motion.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

(Referred to Economic Development & Special Development Projects Committee).

(Economic Development & Special Development Projects Committee recommended approval).

ADOPTED, AS AMENDED.

36b. AMENDMENT TO MOTION M-22-95 - BY: COUNCILMEMBER MORENO

Brief:

- 1) On page 2, delete the **BE IT FURTHER MOVED** paragraph and insert the following language in lieu thereof:

"BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS,
That upon passage of this motion, the Chief Administrative Office is hereby directed to develop regulations required by Section 70-465 of the Code of the City of New Orleans and has 90 days to develop and deliver additional recommendations, policies, and proposed programmatic offerings not contained in this motion to expand and improve upon the City's existing Equitable Business Opportunities Program. These recommendations must be transmitted to the New Orleans City Council and presented at the Council's Economic Development & Special Development Projects Committee."**"**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

37. LEGISLATIVE GROUPING

**37a. MOTION (LYING OVER) - NO. M-22-114 - BY: COUNCILMEMBERS
THOMAS, MORENO, KING, HARRIS, MORRELL AND GIARRUSSO**

Brief:

Providing regulations promulgated in accordance with M-22-95
for a DBE classification for formerly incarcerated.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/17/22).

(Referred to the Criminal Justice Committee).

ADOPTED, AS AMENDED.

**37b. AMENDMENT TO MOTION M-22-114 - BY: COUNCILMEMBERS MORENO
AND THOMAS**

- 1) On page 2, delete the **BE IT MOVED** paragraph and insert the
following language in lieu thereof:

"BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS,
That the regulations promulgated in accordance with M-22-
95 provides for a distinct and equal DBE classification
for formerly incarcerated individuals; and"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

38. MOTION - NO. M-22-124 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Establishing the following emergency temporary polling location changes as the official polling places for the specified precincts within the Parish of Orleans for the upcoming April 30, 2022 election - the Open General/Orleans Municipal Parochial General Election:

Ward/

Precinct: Original Site:

Temporary New Site:

14/13A	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/14	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/15	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.
14/16	N. O. Math & Science High School (formerly Henry Allen) 5625 Loyola Ave.	Elijah Brimmer, Jr. School (formerly Lusher Charter/ Alcee Fortier) 5624 Freret St. Enter on Joseph St.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

39. MOTION - NO. M-22-126 - BY: COUNCILMEMBER HARRIS

Brief:

Granting the conditional use request as recommended by the City Planning Commission's report on **ZD NO. 14/22**, subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

*(*Report received on today's Consent Agenda).*

ADOPTED.

40. MOTION - NO. M-22-127 - BY: COUNCILMEMBER HARRIS

Brief:

Directing City Planning Commission to conduct a public hearing to consider: (a) amending and reordaining Ordinance No. M.C.S. 4264, as amended by Ordinance No. 26413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 11, Section 11.2 Uses, Table 11-1: Permitted and Conditional Uses to classify "Child Care Center, Small" and "Child Care Center, Large" as conditional uses in the HU-RD2 zoning district; or (b) in the alternative, to consider amending the Use Standards Section 20.3.S.2(d) Child Care Center to add the following: "vi. The required outdoor play area may be located on adjacent residential parcels."

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

41. RESOLUTION - NO. R-22-130 - BY: COUNCILMEMBERS GIARRUSSO, MORRELL, MORENO AND HARRIS

Brief:

Stating that the City shall equitably and fairly follow and enforce laws; and shall recognize and comply with state and federal law preempting the Home Rule Charter; and where the Home Rule Charter is preempted by state or federal law, the Council not take nor be asked to take any action or inaction violating state or federal law.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

42. MOTION - NO. M-22-131 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Suspending Rules 15 and 15.1 of the Council Rules with regard to Council appointment of Councilmembers to various boards, commissions and agencies.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/8/22).

ADOPTED.

43. ORDINANCES ON FIRST READING

CALENDAR NUMBERS 33,641 THRU 33,659.

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.