**THE COUNCIL**

**City of New Orleans**

**JASON ROGERS WILLIAMS HELENA MORENO**

Councilmember-At-Large Councilmember-At-Large

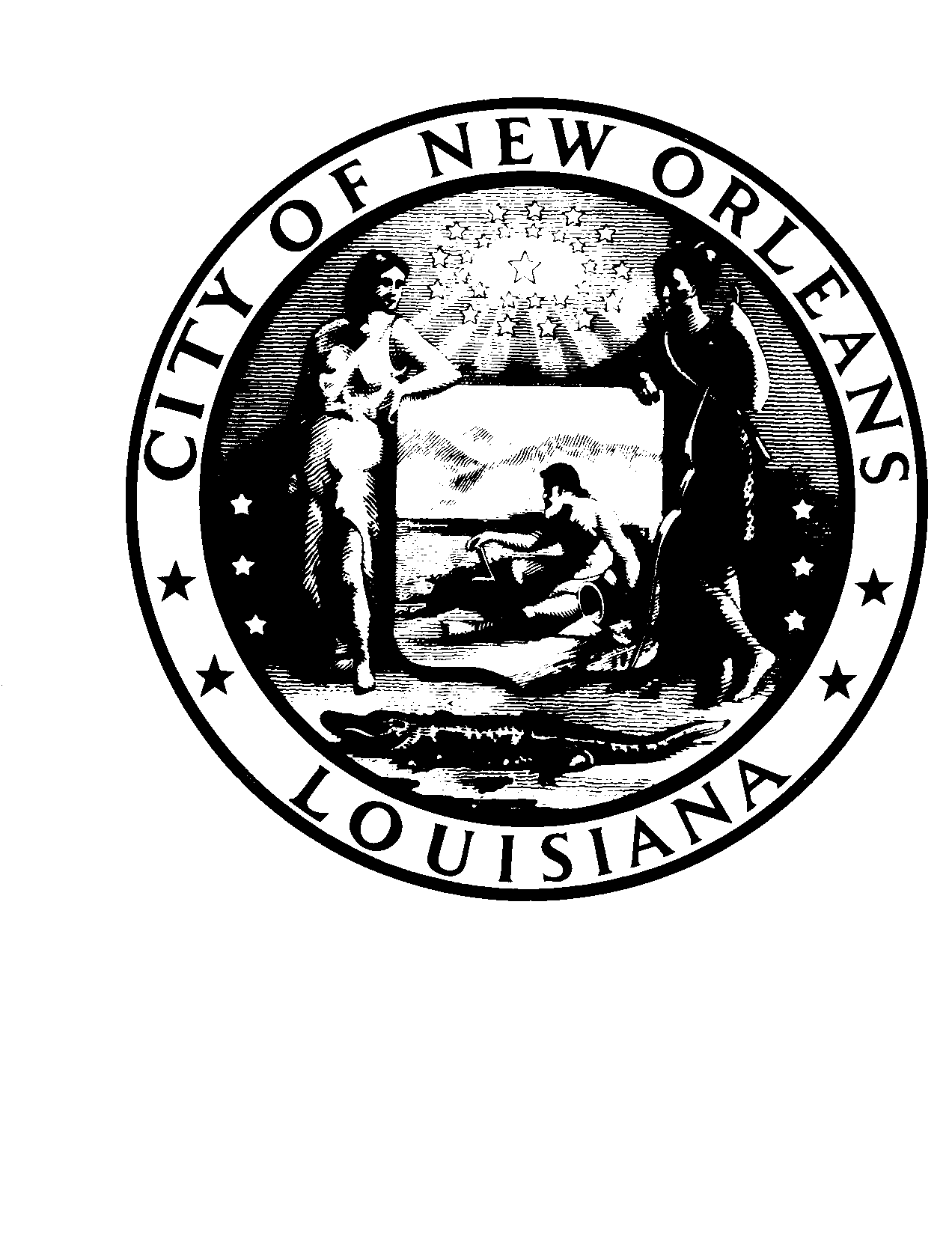
**JOSEPH I. GIARRUSSO III JAY H. BANKS KRISTIN GISLESON PALMER JARED C. BROSSETT** **CYNDI NGUYEN**

Councilmember District "A" Councilmember District "B" Councilmember District "C" Councilmember District "D" Councilmember District "E"

**AGENDA**

Regular Meeting of the City Council

to be held in City Hall Council Chamber



on Thursday, July 25, 2019 at 10:00 A.M.

**PRESIDENT VICE PRESIDENT**

HELENA MORENO JASON ROGERS WILLIAMS

Councilmember-At-Large Councilmember-At-Large

**ROLL CALL**

LORA W. JOHNSON

CLERK OF COUNCIL

**INVOCATION**

REV. DR. EMANUEL SMITH, JR., PASTOR

ISRAELITE BAPTIST CHURCH

**PLEDGE OF ALLEGIANCE TO THE FLAG**

JARED C. BROSSETT

COUNCILMEMBER DISTRICT “D”

**NATIONAL ANTHEM**

RECORDING ARTIST SINCERE THE TRUTH

REV. DR. EMANUEL SMITH, JR., PASTOR CITY COUNCIL CHAPLAIN

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

**SPECIAL ORDERS OF BUSINESS**

1. **FIRST ORDER OF BUSINESS – PRESENTATION – GREENLIGHT NEW ORLEANS, ANDREAS HOFFMAN, E.D./FOUNDER**

**Brief:**

Briefing the Council on the Green Light’s Rain Barrel Program.

**Annotation:**

***(Cm. Giarrusso).***

**TO APPEAR.**

1. **SECOND ORDER OF BUSINESS**
2. **THIRD ORDER OF BUSINESS**

**CONSENT AGENDA**

1. **COMMUNICATION – FROM JAY BEATMANN, COUNSEL, DENTONS US LLP**

**Brief:**

Submitting an original and two (2) copies of the Unopposed Motion to Extend the Date in Which the Hearing Officer Shall Certify the Record to the Council for Consideration, **In Re: Resolution Directing ENO to Investigate and Remediate Electric Service Disruptions and Complaints and to Establish Minimum Electric Reliability Performance Standards and Financial Penalty Mechanisms*.* (CNO Docket UD-17-04)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM HARRY M. BARTON, SENIOR COUNSEL, LEGAL**

**DEPARTMENT – REGULATORY, ENTERGY SERVICES, LLC**

**Brief:**

Submitting for further handling an original and two copies of Entergy New Orleans, LLC’s (“ENO”) Unopposed Motion to Modify Procedural Schedule, **Re: Rulemaking Proceeding to Establish Rules for Community Solar Projects. (CNO Docket No. UD-18-03)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM CARRIE R. TOURNILLON, PARTNER,**

**KEANǀMILLER LLP, ATTORNEYS AT LAW**

**Brief:**

Submitting on behalf of Air Products and Chemicals, Inc. an original and two copies of Reply Comments, **RE: Resolution and Order Establishing a Docket and Opening a Rulemaking Proceeding to Establish Renewable Portfolio Standards.**

**(CNO Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM ANDY KOWALCZYK, JUST TRANSITION GROUP, 350 NEW ORLEANS**

**Brief:**

Submitting an original and two copies of the party 350 New Orleans Reply Comments in accordance with the procedural schedule established in Resolution R-19-109, with the Service List, **In Re: RESOLUTION AND ORDER ESTABLISHING A DOCKET AND OPENING A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS. (Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM HARRY M. BARTON, SENIOR COUNSEL, LEGAL**

**DEPARTMENT – REGULATORY, ENTERGY SERVICES, LLC**

**Brief:**

Submitting an original and two copies of Entergy New

Orleans, LLC’s (“ENO”) Reply Comments in Response to Council Resolution R-19-109 Concerning the Establishment of Renewable Portfolio Standards, **RE: Resolution & Order Establishing a Docket and Opening a Rulemaking Proceeding to Establish Renewable Portfolio Standards. (Council Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM ELIZABETH GALANTE, POSIGEN SOLAR**

**Brief:**

Submitting an original and two copies of PosiGen Solar’s

Reply Comments, **RE: A RULEMAKING PROCEEDING TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS. (Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM ALYSSA MAURICE-ANDERSON, ASSISTANT**

**GENERAL COUNSEL, LEGAL DEPARTMENT – REGULATORY, ENTERGY SERVICES, INC.**

**Brief:**

Submitting on behalf of Entergy New Orleans, LLC (“ENO” or the “Company”) for further handling an original and two copies of the Motion to Extend Post-Hearing Briefing Deadlines**,** **Re: Revised Application of Entergy New Orleans, LLC for a Change in Electric and Gas Rates Pursuant to Council Resolutions R-15-194 and R-17-504 and for Related Relief. (Council Docket No. UD-18-07)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM LOGAN A. BURKE, EXECUTIVE DIRECTOR,**

**ALLIANCE FOR AFFORDABLE ENERGY**

**Brief:**

Submitting an original and two (2) copies of the Energy Future New Orleans Coalition filing, **In Re: Resolution and Order Establishing a Docket and Opening a Rulemaking Proceeding to Establish Renewable Portfolio Standards.**

**(Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM KAREN J. PROFITA, VICE PRESIDENT/ EXECUTIVE DIRECTOR, AUDUBON LOUISIANA**

**Brief:**

Submitting an original and two copies of National Audubon Society/Audubon Louisiana’s Reply Comments, **In Re: A Rulemaking Proceeding to Establish Renewable Portfolio Standards. (Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM SIMON MAHAN, EXECUTIVE DIRECTOR, SOUTHERN RENEWABLE ENERGY ASSOCIATION**

**Brief:**

Submitting Southern Renewable Energy Association’s Reply Comments, **RE: A Rulemaking Proceeding to Establish Renewable Portfolio Standards. (Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

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

**Brief:**

Submitting Response to Reply Comments on behalf of Gulf States Renewable Energy Industry Association. **(UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM LOGAN A. BURKE, EXECUTIVE DIRECTOR,**

**ALLIANCE FOR AFFORDABLE ENERGY**

**Brief:**

Submitting an original and two (2) copies of the Alliance for Affordable Energy’s Reply Comments, **In Re: Resolution and Order Establishing a Docket and Opening a Rulemaking Proceeding to Establish Renewable Portfolio Standards.**

**(Docket No. UD-19-01)**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM TIMOTHY S. CRAGIN, ASSISTANT GENERAL**

**COUNSEL, LEGAL SERVICES – REGULATORY, ENTERGY SERVICES, INC.**

**Brief:**

Submitting an original and two (2) copies of the

Entergy New Orleans, LLC, requesting financing authorization, **RE: Application to the Council of the City of New Orleans for Approval of the Financing Plan to Issue New First Mortgage Bonds, Other Debt Securities, and New Preferred Securities**.

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM BRIAN L. GUILLOT, VICE PRSIDENT,**

**REGULATORY AFFAIRS, ENTERGY NEW ORLEANS, LLC**

**Brief:**

Submitting in accordance with Paragraph B of Schedule FAC-7 (Fuel Adjustment Clause) implemented pursuant to Council Resolution R-09-136, Entergy New Orleans, LLC (“ENO”) hereby notifies the Council that the Company’s preliminary calculation of ENO Algiers August 2019 Fuel Adjustment Clause (“FAC”) factors indicate an increase of more than 25% over the previous billing month. The August 2019 FAC factor for ENO Algiers customers is estimated to be $0.020373/kWh compared to the actual billed July 2019 FAC factor of $0.015960/kWh. The July rate was capped in accordance with the letter from the New Orleans City Council Utility, Cable, Telecommunications, and Technology Committee Chair. The calculated July 2019 rate was $0.024072/kWh. When compared to the calculated July rate, the August 2019 rate of $0.020373/kWh represents a 15.4% decrease, **RE: Pursuant to Rate Schedule FAC-7, Approved by Council Resolution R-09-136, Requiring Notification of a 25% or Greater Increase in the Monthly Electric Fuel Adjustment (ENO – Algiers FAC – Month in Reference – August 2019 compared to July 2019)**.

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM ALYSSA MAURICE-ANDERSON, ASSISTANT**

**GENERAL COUNSEL, LEGAL DEPARTMENT – REGULATORY, ENTERGY SERVICES, LLC**

**Brief:**

Submitting pursuant to the Financing Order adopted in Resolution R-15-193 on May 14, 2015 in regard to the Application of Entergy New Orleans, Inc. for Certification of Costs Related to Hurricane Isaac, and for Related Relief and Application of Entergy Louisiana, LLC for Recovery Rates of Costs Related to Hurricane Isaac, and Related Relief in the Fifteenth Ward of New Orleans (Algiers), Docket No. UD-14-01 (Phase II)(the “Financing Order”), Entergy New Orleans, LLC (“ENO”) as Servicer of the Storm Recovery Bonds or any successor Servicer on behalf of the trustee as assignee of the Special Purpose Entity shall apply semi-annually for a mandatory periodic True-up of the Rate Adjustment shown in Attachment “A” to the Securitized Storm Cost Recovery Rider SSCR (“Rider SSCR”), **Re: Application of Entergy New Orleans, Inc. for Certification of Costs Related to Hurricane Isaac, and for Related Relief Application of Entergy Louisiana, LLC for Recovery in Rates of Costs Related to Hurricane Isaac, and Related Relief in the Fifteenth Ward of New Orleans (Algiers).** **(Docket No. UD-14-01 (Phase II))**

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION - FROM ARTHUR A. MORRELL, CLERK OF CRIMINAL**

**DISTRICT COURT**

**Brief:**

Submitting Polling relocations for immediate consideration in preparation for the October 12, 2019 Fall Gubernatorial Elections.

**Annotation:**

**MAY BE RECEIVED.**

1. **COMMUNICATION – FROM HARRY M. BARTON, SENIOR COUNSEL, LEGAL**

**DEPARTMENT – REGULATORY - ENTERGY SERVICES, LLC**

**Brief:**

Submitting respectfully an original and two copies of Entergy New Orleans, LLC’s (“ENO” or the “Company”) Public Version of the 2018 Integrated Resource Plan with Appendices, **In Re: 2018 Triennial Integrated Resource Plan of Entergy New Orleans, Inc. (Docket No. UD-17-03)**

**Annotation:**

**MAY BE RECEIVED.**

1. **MOTION – NO. M-19-287 – BY: COUNCILMEMBER WILLIAMS**

**Brief:**

Ratifying, confirming and approving the appointment of Julie Schwam Harris, nominee of the Council Vice President, as a member of the Felicia Kahn Equal Pay Advisory Committee, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2020.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-288 – BY: COUNCILMEMBER BROSSETT (BY REQUEST)**

**Brief:**

Ratifying, confirming and approving the Mayor’s reappointment of Edgar L. Chase, III (initial term ending on June 30, 2018), as a member of the Board of Trustees of the Municipal Employees’ Retirement System, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2021.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-289 – BY: COUNCILMEMBER BANKS (BY REQUEST)**

**Brief:**

Ratifying, confirming and approving the Mayor’s appointment of Sadat Spencer (vice James Singleton, initial term ending November 30, 2009), as a member of the New Orleans Redevelopment Authority, effective upon approval by the Council of the City of New Orleans, for a term ending on November 30, 2019.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-290 – BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)**

**Brief:**

Ratifying, confirming and approving the appointment of Ernest P. Price, Jr. (vice Louis Lauricella, representing the New Orleans Recreation Development Foundation, initial term concurrent with Chairmanship of New Orleans Recreation Development Foundation Board of Directors), 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 concurrent with his chairmanship of New Orleans Recreation Development Foundation Board of Directors.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-291 – BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)**

**Brief:**

Ratifying, confirming and approving the Mayor’s reappointment of Roderick A. Fifield (representing the New Orleans Chapter of the American Institute of Architects, initial term ending June 30, 2018), as a member of the Vieux Carre Commission, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2022.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-292 – BY: COUNCILMEMBER BANKS (BY REQUEST)**

**Brief:**

Ratifying, confirming and approving the Mayor’s appointment of Priscilla Lawrence (vice Adrienne Thomas, initial term ending on June 30, 2018, representing the New Orleans Chamber of Commerce), as a member of the Vieux Carre Commission, effective upon approval by the Council of the City of New Orleans, for a term ending on June 30, 2022.

**Annotation:**

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

***(Council Rule 34. Postponement: 11/22/19).***

1. **RESOLUTION – NO. R-19-293 – BY: COUNCILMEMBERS MORENO, WILLIAMS, GIARRUSSO, BANKS AND BROSSETT**

**Brief:**

**APPLICATION OF ENTERGY NEW ORLEANS, LLC FOR APPROVAL OF**

**RENEWABLES PORTFOLIO AND REQUEST FOR COST RECOVERY AND RELATED RELIEF**

**RESOLUTION AND ORDER APPROVING AGREEMENT IN PRINCIPLE**

**DOCKET NO. UD-18-06**

**Annotation:**

**(Utility, Cable, Telecommunications, and Technology Committee recommended approval).**

***(Council Rule 34. Postponement: 11/22/19).***

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

*YEAS:*

*NAYS:*

*ABSENT:*

*AND THE CONSENT AGENDA WAS ADOPTED.*

**REGULAR AGENDA**

1. **REPORT – OF THE EXECUTIVE DIRECTOR OF THE NEW ORLEANS CITY**

**PLANNING COMMISSION**

**Brief:**

Recommending **“denial”** of the appeal for a Short Term Rental

Interim Zoning District for property located at **1805**

**Hollygrove Street**. ***(DR NO. 55/19)***

**Annotation:**

***(Report received at the meeting of 7/18/19).***

***(Cm. Giarrusso, Cn. Deadline 9/9/19).***

***(Need letter from applicant).***

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

*OR THEREAFTER*

1. **NCDAC APPEAL – FROM ELIZABETH B. BALLARD, DEPARTMENT OF**

**SAFETY AND PERMITS, NEIGHBORHOOD CONSERVATION DISTRICT ADVISORY COMMITTEE, NCDAC CLERK**

**Brief:**

Requesting Council action regarding the *Neighborhood Conservation District Advisory Committee’s decision of* ***“approval”*** on an application for a demolition permit for the following location:

1401 Tricou St.

The property owner is requesting a fee waiver of the post demolition fee of $1,605.00 which is 15% of the building value of $10,700.00.

NCDAC recommended a Motion to Approve that the entire fee be waived.

Motion Passed – it is recommended that the entire fee of $1,605.00 fee BE WAIVED ENTIRELY.

**Annotation:**

***(Cm. Nguyen, Cn. Deadline 9/9/19).***

1. **NCDAC APPEAL – FROM ELIZABETH B. BALLARD, DEPARTMENT OF**

**SAFETY AND PERMITS, NEIGHBORHOOD CONSERVATION DISTRICT ADVISORY COMMITTEE, NCDAC CLERK**

**Brief:**

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

2139 Painters St.

**Annotation:**

***(Cm. Brossett, Cn. Deadline 9/9/19).***

1. **LEGISLATIVE GROUPING –**

**3a. NCDAC APPEAL – FROM ELIZABETH B. BALLARD, DEPARTMENT OF**

**SAFETY AND PERMITS, NEIGHBORHOOD CONSERVATION DISTRICT ADVISORY COMMITTEE, NCDAC CLERK**

**Brief:**

Requesting Council action regarding the *Neighborhood Conservation District Advisory Committee’s decision of* ***“approval”*** on an application for a demolition permit for the following location:

9013-15 Peach St.

The property owner is requesting a fee reduction of the post demolition fee $750.00 which is 15% of the building value of $5,000.00.

NCDAC recommended a Motion to Approve that the fee be reduced.

Motion Passed – it is recommended that the fee reduction be reduced to $110.00 fee.

**Annotation:**

***(Cm. Banks, Cn. Deadline 9/9/19).***

**3b. MOTION – NO. M-19-295 – BY: COUNCILMEMBER GIARRUSSO**

**Brief:**

Granting the **“approval”** of the *Neighborhood Conservation District Advisory Committee’s* request for a fee reduction of the post-demolition fee of $750.00, which is 15% of the building value of $5,000, be, and the fee be further reduced to $110.00 for the property at the following location:

9013-15 Peach St.

**Annotation:**

***(Council Rule 34. Postponement: 11/22/19).***

1. **ZONING DOCKET 44/19 – RETIF/N.O. EAST, LLC**

**Brief:**

Requesting an amendment to or the rescission of Ordinance No. 14,306 MCS (Zoning Docket 070/90) to now grant a conditional use to permit a gas station in a MU-1 Medium Intensity Mixed-Use District and an EC Enhancement Corridor Design Overlay District, on Square 121, Lots A and C, in the Second Municipal District, bounded by North Rampart Street, Saint Louis Street, Basin Street, and Conti Street (Municipal Addresses: **421-447 North Rampart Street** and **1180 Saint Louis Street**). The recommendation of the City Planning Commission being **“FOR DENIAL”.**

**Annotation:**

***(Cm. Gisleson Palmer, Cn. Deadline 8/19/19).***

1. **ZONING DOCKET 50/19 – CITY COUNCIL MOTION NO M-19-120**

**Brief:**

Requesting a text amendment to the Comprehensive Zoning Ordinance to amend Article 18 *Overlay Zoning Districts* to establish a new overlay zoning district, to be named the *Lower Ninth Ward Front Yard Parking Overlay District*, the intent of which is to permit front yard parking to accompany the redevelopment of lots for housing in the areas currently zoned S-RS Suburban Single-Family Residential District and S-RD Suburban Two-Family Residential District (and proposed for a zoning change from an S-RD Suburban Two-Family Residential District to an HU-RD2 Historic Urban Two-Family Residential District under Zoning Docket 010/19), generally bounded by North Claiborne Avenue, the Industrial Canal, Florida Avenue, and Delery Street; to allow for front yard parking; and otherwise to provide for with respect thereto. Lot generally bounded by North Claiborne Avenue, the Industrial Canal, Florida Avenue, and Delery Street; to allow for front yard parking; and otherwise to provide for with respect thereto. The recommendation of the City Planning Commission being **“FOR DENIAL”.**

**Annotation:**

***(Cm. Nguyen, Cn. Deadline (8/5/19).***

**ON DEADLINE.**

1. **ZONING DOCKET 53/19 –** **VICTORIA J. NAEGELE AND BDK INVESTMENTS, LLC**

**Brief:**

Requesting a conditional use to permit a bed and breakfast (principal) in an HMR-1 Historic Marigny/Tremé/Bywater Residential District and an RDO-1 Residential Diversity Overlay District, on Square 158, Lots 15 and 31, in the Third Municipal District, bounded by Dauphine Street, Touro Street, Pauger Street, Royal Street, and Kerlerec Street (Municipal Addresses: **1924-1928 Dauphine Street)**. The recommendation of the City Planning Commission being **“NO LEGAL MAJORITY”.**

YEAS: Flick, Hughes, Lunn – 3

NAYS: Brown, Steeg, Witry - 3

ABSENT: Stewart, Isaacson, Wedberg – 3

**Annotation:**

***(Cm. Gisleson Palmer, Cn. Deadline (9/9/19).***

1. **ZONING DOCKET 54/19 –** **JGG LUCAS FAMILY, LLC**

**Brief:**

Requesting a conditional use to permit a community facility in an HMR-2 Historic Marigny/Tremé/Bywater Residential District and an RDO-2 Residential Diversity Overlay District, on Square 638, Lot 2 or C, in the Third Municipal District, bounded by Touro Street, North Claiborne Avenue, North Robertson Street, and Frenchmen Street (Municipal Address: **1511 Touro Street)**. The recommendation of the City Planning Commission being **“FOR APPROVAL”,** subject to ten (10) provisos**.**

**Annotation:**

***(Cm. Gisleson Palmer, Cn. Deadline (8/5/19).***

**ON DEADLINE.**

1. **ZONING DOCKET 59/19** – **MUSTAFA HATIPOGLU**

**Brief:**

Requesting a conditional use to permit a medical clinic over 5,000 square feet in floor area in an HU-MU Historic Urban Neighborhood Mixed-Use District, an HUC Historic Urban Corridor Use Restriction Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 450, Lot 16-A, in the Second Municipal District, bounded by Bienville Avenue, North Jefferson Davis Parkway, Conti Street and North Rendon Street (Municipal Address: **3333 Bienville Avenue**. The recommendation of the City Planning Commission being **“FOR APPROVAL”,** subject to eleven (11) provisos**.**

**Annotation:**

***(Cm. Banks, Cn. Deadline (9/9/19).***

1. **ZONING DOCKET 60/19** – **BASTION COMMUNITY OF RESILIENCE**

**Brief:**

Requesting a zoning change from an S-RM1 Suburban Multi-Family Residential District to an S-B1 Suburban Neighborhood Business District, on Square 3, Section C, Mirabeau Gardens, Lots 30, 29, 28, 27, 26, 25, 24, 23, 22, and 21-A, in the Third Municipal District, bounded by Mirabeau Avenue, Warrington Drive, Wilton Drive, Windsor Drive, and Haik Drive (Municipal Addresses: **1801-1839 Mirabeau Avenue**. The recommendation of the City Planning Commission being **“FOR APPROVAL”.**

**Annotation:**

***(Cm. Brossett, Cn. Deadline (9/9/19).***

1. **CAL. NO. 32,681 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO,**

**MORENO, NGUYEN, AND GISLESON PALMER (BY REQUEST)**

**Brief:**

An Ordinance to amend Ordinance No. 27,931 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2019" to appropriate Federal grant funds from Intergovernmental Transfers to the Office of the Mayor, Office of Homeland Security and Emergency Preparedness for Federal Emergency Management Agency reimbursable related costs; and otherwise to provide with respect thereto.

**Annotation:**

***(Fiscal Note received).***

***(Council Rule 34. Postponement: 10/4/19).***

***(Referred to the Budget Committee).***

1. **CAL. NO. 32,682 - BY: COUNCILMEMBERS BROSSETT, GIARRUSSO, MORENO, NGUYEN AND GISLESON PALMER (BY REQUEST)**

**Brief:**

An Ordinance to amend Ordinance No. 27,932 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2019" to appropriate Federal grant funds from Intergovernmental Transfers to the Office of the Mayor, Office of Homeland Security and Emergency Preparedness for Federal Emergency Management Agency reimbursable related costs; and otherwise to provide with respect thereto.

**Annotation:**

***(Fiscal Note received).***

***(Council Rule 34. Postponement: 10/4/19).***

***(Referred to the Budget Committee).***

1. **CAL. NO. 32,685 - BY: COUNCILMEMBER GISLESON PALMER**

**Brief:**

An Ordinance to amend and reordain Articles 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, and 26 Ordinance No. 4264 M.C.S., amended by Ordinance No. 26,413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to incorporate certain recommendations and initiatives contained in the 2018 “Short Term Rental Study,” and other modifications as recommended by the City Planning Commission, to establish revised short term rental definitions, land-use classifications and categories, permissible and prohibited locations, and other requirements relative thereto, all to apply City-wide; and otherwise to provide with respect thereto. ***(ZONING DOCKET NUMBERS 26/19*** *and* ***27/19)***

**Annotation:**

***(90 Days, Cn. Deadline 8/14/19).***

***(Cn. Deadline 8/8/19).***

1. **CAL. NO. 32,691 - BY: COUNCILMEMBERS GISLESON PALMER,**

**MORENO AND BANKS**

Brief:

An Ordinance to amend and reordain Article XI of

Chapter 26 of the Code of the City of New Orleans,

relative to Short-Term Rentals, to establish application procedures, permit types and fees, operating regulations, enforcement parameters, and penalties; and to provide otherwise with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 10/4/19).***

1. **CAL. NO. 32,700 - BY: COUNCILMEMBER BANKS (BY REQUEST)**

**Brief:**

An Ordinancetoauthorize the Mayor, through a Notarial Act of Transfer and Acceptance and Dedication of Street, to accept the transfer of and to dedicate as a public street a portion of Lot BT, Square 488-A, located in the First District of the City of New Orleans, Orleans Parish, State of Louisiana, bounded by Earhart Boulevard, Roman Street, Erato Street and Galvez Street, within the limits of the First Municipal District of the City of New Orleans and to otherwise provide with respect thereto.

**Annotation:**

**(Council Rule 34. Postponement: 10/18/19).**

1. **CAL. NO. 32,702 - BY: COUNCILMEMBER BANKS (BY REQUEST)**

**Brief:**

An Ordinance to authorize the City of New Orleans to enter into a contract of lease with **JESUIT HIGH SCHOOL OF NEW ORLEANS (“JESUIT HIGH SCHOOL”)** for a volume of airspace over Banks Street Right of Way between Squares 780 and 781, located in the First Municipal District, for an initial period of fifty (50) years, with four (4) consecutive renewal options of ten (10) years each, to fix the annual rent and terms of said lease of airspace; to fix the terms for said lease of airspace to be used to construct and maintain an overhead pedestrian bridge crossing; to declare that such airspace to be leased is not needed for public purposes; and to set forth the reasons for said lease of airspace, which is attached and shall be part of this ordinance; and otherwise to provide with respect thereto.

**Annotation:**

**(Council Rule 34. Postponement: 10/18/19).**

1. **CAL. NO. 32,704 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)**

**Brief:**

An Ordinance to amend and reordain Article XIII of Chapter 30 of the Code of Ordinances of the City of New Orleans, to establish regulations and requirements for operation of Nursing Homes, as defined by state law, in preparation for and during an emergency; to establish licenses, requirements, fees, fines, and penalties relative thereto; and to otherwise provide with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 10/18/19).***

1. **CAL. NO. 32,707 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)**

**Brief:**

An Ordinanceto authorize the Mayor of the City of New Orleans to enter into a Third Amendment to a previously executed Joint Use Agreement (Cooperative Endeavor Agreement) between the City of New Orleans (the “City”) and the State of Louisiana (Department of Transportation and Development) to establish details relative to the construction of skating ramps under I- 610 within the existing limits of the St. Bernard Recreation Center, including landscaping and drainage modifications, as more fully set forth in Amendment No. 3 to Cooperative Endeavor Agreement form; and otherwise to provide with respect thereto.

**Annotation:**

***(Fiscal Note received).***

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,708 - BY: COUNCILMEMBER MORENO**

Brief:

An Ordinance to amend and reordain Section 150-441 of Article VI of Chapter 150 of the Code of the City of New Orleans, relative to sales and use taxes, to clarify that short-term rental platforms shall be included within the definition of “dealer” for the purposes of collecting and remitting sales and use taxes owed in connection with the short-term rental of property; and to provide otherwise with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,709 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)**

**Brief:**

An Ordinance to amend and re-ordain Ordinance No. 27,930 M.C.S., entitled “An Ordinance Providing a Capital Budget for the Year 2019”, to effect the following change to the 2019 Capital Budget: to appropriate funds to the Department of Public Works, and otherwise to provide with respect thereto.

**Annotation:**

***(Fiscal Note received).***

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,712 - BY: COUNCILMEMBER BANKS**

**Brief:**

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around A.L. Davis Park located within the 2600 block LaSalle Street, New Orleans, Louisiana in conjunction with the City of Love’s “Family Day in the Park School Supply Drive” event on Sunday, July 21, 2019 from 12:00 p.m. to 4:00 p.m., to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,713 - BY: COUNCILMEMBER BANKS**

**Brief:**

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around A.L. Davis Park located within the 2600 block LaSalle Street, New Orleans, Louisiana in conjunction with the Love & Lifted Hands’ “Clothes Giveaway” event on Saturday, June 15, 2019 from 9:00 a.m. to 2:00 p.m., to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,714 – BY: COUNCILMEMBERS BANKS, BROSSETT AND NGUYEN (BY REQUEST)**

**Brief:**

An Ordinanceto authorize the Mayor of the City of New Orleans to enter into an Amendment to an existing Cooperative Endeavor Agreement (“Amendment”) between the City of New Orleans (the “City”) and the Ernest N. Morial New Orleans Exhibition Hall Authority (the “Authority”), in order to decrease the Authority’s financial obligations under the Agreement so those funds can be used by the Sewerage and Water Board of New Orleans, as shown in the Amendment Exhibit “A”; and otherwise to provide with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,715 - BY: COUNCILMEMBER NGUYEN (BY REQUEST)**

**Brief:**

An Ordinanceto authorize the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the “City”) and Tulane University to study the effects of blight on youth and family violence by abating and reducing blight in certain high-crime neighborhoods, as more fully set forth in the Cooperative Endeavor Agreement form; and otherwise to provide with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **CAL. NO. 32,716 - BY: COUNCILMEMBER GISLESON PALMER**

**Brief:**

An Ordinancetoauthorize the placement of honorary street dedication signage for Fr. JosephPham Van Tue,along the entire cul-de-sac of Kathy Court (6200-6400 Kathy Court), a cul-de-sac off of Fields Street; to provide for the payment of costs for the creation, installation, and removal of signage; and to otherwise provide with respect thereto.

**Annotation:**

***(Council Rule 34. Postponement: 11/15/19).***

1. **MOTION (LYING OVER) – NO. M-19-244 – BY: COUNCILMEMBER WILLIAMS**

**Brief:**

Requesting and authorizing the President of the Council to sign an amendment to the Agreement extending the term of the Agreement for one year, authorizing up to One Hundred Seventy Thousand ($170,000.00) Dollars in compensation during the renewal term, providing for the assignment of the Agreement, and containing such other provisions as may be necessary or desirable to accomplish the purposes of this Motion.

**Annotation:**

***(Referred to the Criminal Justice Committee).***

***(Council Rule 34. Postponement: 10/4/19).***

***Per Rule 10, Note B, given that the vote by the Criminal Justice Committee was not unanimous, being:***

***Councilmember Williams: Yea***

***Councilmember Moreno: Yea***

***Councilmember Nguyen: Nay***

***Councilmember Banks: Absent***

***Councilmember Gisleson Palmer: Absent***

***Yea: 2, Nay: 1***

***This item is to be placed on the Regular Agenda, with the votes noted, as required by Rule 38 A (6)***

1. **RESOLUTION - NO. R-19-285 – BY: COUNCILMEMBERS BROSSETT, BANKS, GISLESON PALMER AND NGUYEN (BY REQUEST)**

**Brief:**

**A RESOLUTION** calling a special election for Saturday, November 16, 2019, at said election the electorate of the City of New Orleans may approve or disapprove authorizing the City Council to authorize the incurring of debt and issuance of bonds.

**Annotation:**

***(Council Rule 34. Postponement: 11/22/19).***

1. **RESOLUTION - NO. R-19-286 – BY: COUNCILMEMBERS BROSSETT, BANKS, GISLESON PALMER AND NGUYEN (BY REQUEST)**

**Brief:**

**A RESOLUTION** calling a special election for Saturday, November 16, 2019, at said election the electorate of the City of New Orleans may approve or disapprove authorizing the City Council to authorize the levy of an ad valorem tax.

**Annotation:**

***(Council Rule 34. Postponement: 11/22/19).***

1. **RESOLUTION - NO. R-19-294 – BY: COUNCILMEMBER GIARRUSSO**

**Brief:**

**A RESOLUTION** calling a special election in the Mid-City Security District for Saturday, November 16, 2019.

**Annotation:**

***(Council Rule 34. Postponement: 11/22/19).***

1. **MOTION – NO. M-19-296 – BY: COUNCILMEMBERS GIARRUSSO, BANKS AND GISLESON PALMER**

**Brief:**

Establishing as the official polling place relocations, for immediate action prior to the opening of qualifying for the October 12, 2019 election on August 6, 7 and 8, 2019, to be effective August 1, 2019.

**Annotation:**

***(Council Rule 34. Postponement: 11/22/19).***

1. **ORDINANCES ON FIRST READING**

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