

THE COUNCIL City of New Orleans

HELENA MORENO
Councilmember-At-Large

DONNA M. GLAPION
Councilmember -At-Large

JOSEPH I. GIARRUSSO III
Councilmember District A

JAY H. BANKS
Councilmember District B

KRISTIN GISLESON PALMER
Councilmember District C

JARED C. BROSSETT
Councilmember District D

CYNDI NGUYEN
Councilmember District E

AGENDA

Regular Meeting of the City Council
to be held in City Hall Council Chamber
on Thursday, December 16, 2021 at 10:00 A.M.

PRESIDENT
HELENA MORENO
Councilmember-At-Large



VICE PRESIDENT
DONNA M. GLAPION
Councilmember-At-Large

ROLL CALL
LORA W. JOHNSON
CLERK OF COUNCIL

INVOCATION
LIEUTENANT COMMANDER JONATHAN BUSH
CHAPLAIN UNITED STATES NAVY

PRESENTATION OF COLORS
JOINT COLOR GUARD

PLEDGE OF ALLEGIANCE

NATIONAL ANTHEM
MARINE BAND

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VIBRATE DURING COUNCIL PROCEEDINGS.

SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - MAJOR GENERAL
DAVID MIZE, USMC RET., CHAIRMAN OF THE MAYOR'S MILITARY
ADVISORY COMMITTEE

Brief:

Presenting Military Appreciation Day in the City of New Orleans. Celebrating the Military and acknowledging its service to our Country.

Annotation:

(Cm. Moreno).
TO APPEAR.

2. SECOND ORDER OF BUSINESS - PRESENTATION - COACH RON
WASHINGTON

Brief:

Honoring Coach Ron Washington, John McDonough Senior High School Graduate and World Series Champion Atlanta Braves.

Annotation:

(Cm. Glapion).
TO APPEAR.
(To be heard at 1:00 P.M.).

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 **December 16, 2021:**

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

1. Reply Brief, UD-21-01
2. Informational filing related to ENO's credit agreement with Bank of America and the sale of First Mortgage Bonds, submitted pursuant to Resolution R-20-266
3. Environmental Adjustments for the December 2021 billing cycle
4. Fuel Adjustments for the December 2021 billing cycle
5. Purchased Gas Adjustments for the December 2021 billing cycle
6. Purchased Power Cost Recovery Adjustments for the December 2021 billing cycle
7. Technical Reference Manual Version 5.0, UD-08-02 and UD-17-03

Other Communications

1. Petition for Intervention, submitted by ProRate Energy, Inc., UD-21-03
2. Petition for Intervention, submitted by Building Science Innovators, UD-21-03
3. Petition for Intervention, submitted by the Sewerage and Water Board of New Orleans, UD-21-03
4. Petition for Intervention, submitted by Greater New Orleans Interfaith Climate Coalition, UD-21-03
5. Response to Advisors' Final Report, submitted by the Alliance for Affordable Energy, UD-21-01
6. Motion to Amend Community Solar Rules, submitted by the Alliance for Affordable Energy, UD-18-03
7. Letter in support of the Ethics Review Board's proposed amendment to the Code of Ordinances, submitted by Energy Future New Orleans

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

2. COMMUNICATION - FROM JENNIFER AVEGNO, MD, DIRECTOR OF THE HEALTH DEPARTMENT

Brief:

Submitting the November 2021 documentation of all encampment clean-up efforts as required by Section 82-703.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

3. COMMUNICATION - FROM TABITHA DORNER, EXECUTIVE ASSISTANT TO THE PRESIDENT & CEO, AUDUBON NATURE INSTITUTE

Brief:

Submitting in accordance with Section 2-87 of the Municipal Code, the Attendance Record for the Audubon Commission for 2021.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

4. COMMUNICATION - FROM L. RONALD FORMAN, PRESIDENT & CEO, AUDUBON NATURE INSTITUTE

Brief:

Submitting in accordance with the Home Rule Charter a copy of the 2022 Budget for facilities managed by Audubon Nature Institute on behalf of the Audubon Commission.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

5. **COMMUNICATION - FROM MILES L. GRANDERSON, ESQ., SHERMAN STRATEGIES**

Brief:

Requesting an extension of the subject conditional use related to Cal. No. 32,864 in reference to **ZD 73/19** - a conditional use for a gas station and packaged alcoholic beverage sales at **2701 Canal Street, 101-123 N. Broad St.**

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 1/6/22).

6. **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:

- **1823 Euterpe Street, #21-19385-DEMO - Council District "B"** - submitted by Pierre Renior.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 1/6/22).

7. **COMMUNICATION - FROM MICHAEL ERIC BURNSIDE**

Brief:

Requesting to appeal the Administrative Extension of Time for ZD 036-19 for properties located at **1717, 1711, 1701 Saint Charles Avenue** and that the request be denied.

Annotation:

MAY BE RECEIVED. (Hearing date set on today's agenda).

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

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Fire), Hiring Rates: 911 Liaison Officer, 911 Liaison Supervisor** in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of December 13, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the Classified Pay Plan (Health/EMS), Hiring Rates: Emergency Medical Technician, Emergency Medical Technician, Advanced, Emergency Medical Technician, Paramedic, Emergency Medical Coordinator, Assistant, Emergency Medical Coordinator, (EXEMPT)**, in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of December 13, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

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

Brief:

Submitting for Council approval **Amendments to the
Classified Pay Plan Special Rate of Pay (Police)** in
accordance with Article X, Section 10 of the Constitution
of Louisiana as adopted by the Civil Service Commission at
its meeting of December 13, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

**11. REPORT – OF THE EXECUTIVE DIRECTOR OF THE CITY PLANNING
COMMISSION**

Brief:

Transmitting Zoning Dockets 78/21 – All Cms., 82/21 – All
Cms., 86/21 – Cm. Banks, 87/21 – Cm. Banks, 88/21 – Cm.
Banks, 89/21 – Cm. Banks, 90/21 – Cm. Brossett, 91/21 – Cm.
Banks, 92/21 – Cm. Banks, 93/21 – Cm. Banks, 94/21 – Cm.
Nguyen and 95/21 – Cm. Gisleson Palmer, Cn. Deadline
2/14/22.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 1/6/22).

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

Brief:

Transmitting Zoning Dockets 96/21 - Cms. Banks, Gisleson Palmer and Brossett, 97/21 - Cm. Brossett, 98/21 - Cm. Nguyen, 99/21 - Cm. Banks, 100/21 - Cm. Nguyen, Cn. Deadline 2/14/22.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 1/6/22).

13. REPORT - OF THE EXECUTIVE DIRECTOR OF THE VIEUX CARRE COMMISSION

Brief:

Transmitting a report detailing an appeal of Vieux Carre Commission to retain and rebuild a rooftop deck installed at **326 Chartres Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED.

14. CAL. NO. 33,543 - BY: COUNCILMEMBERS BROSSETT AND GIARRUSSO

Brief:

An Ordinance to grant an Affordable Housing Planned Development in a HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 337, Lot 1, Lot 3-A1, Parcel T2, and Parcel T3 (proposed Parcel T4), in the Second Municipal District, bounded by North Broad Street, North Dorgenois Street, Saint Peter Street, and Toulouse Street (Municipal Addresses: **616 and 650 North Broad Street, 629-631 North Dorgenois Street, 2630-2640 Saint Peter Street, and 2619-2645 Toulouse Street**); and otherwise to provide with respect thereto. **(ZONING DOCKET NUMBER 66/21)**

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/19/22).

(Cn. Deadline 1/6/22).

15. CAL. NO. 33,544 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to establish a conditional use to permit a hotel in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District, on Square 217, Lot 13A, in the First Municipal District, bounded by Saint Charles Avenue, Julia Street, Carondelet Street, and St. Joseph Street (Municipal Addresses: **836-859 Carondelet Street**); and otherwise to provide with respect thereto. (***ZONING DOCKET NUMBER 67/21***)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 2/2/22).

(Cn. Deadline 1/20/22).

16. CAL. NO. 33,546 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to establish a conditional use to permit a multi-family dwelling (three units) in an HMR-3 Historic Marigny/Tremé/Bywater Residential District and an RDO-1 Residential Diversity Overlay District, on Square 151, Lots B and 10-B, in the Third Municipal District, bounded by Mandeville Street, Royal Street, Chartres Street, and Marigny Street (Municipal Addresses: **630 Mandeville Street and 2330 Royal Street**); and otherwise to provide with respect thereto. (***ZONING DOCKET NUMBER 65/21***)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/19/22).

(Cn. Deadline 1/6/22).

17. CAL. NO. 33,547 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to amend and reordain Article 18, Section 18.4 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 "reception facility" as a conditional use in the ENORC Eastern New Orleans Renaissance Corridor Use Restriction Overlay District; and otherwise to provide with respect thereto. *(ZONING DOCKET NUMBER 77/21)*

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 2/2/22).

(Cn. Deadline 1/20/22).

18. CAL. NO. 33,562 - BY: COUNCILMEMBER MORENO (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 transfer funds within the General Fund Operating Budget Fund and Economic Development Operating Budget Fund to various departments to cover overages incurred during the year for 2021; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

(Budget Committee recommended approval).

19. MOTION - NO. M-21-451 - BY: COUNCILMEMBERS MORENO, GIARRUSSO, BROSSETT, GISLESON PALMER AND NGUYEN

Brief:

Approving the amendments to the Classified Pay Plan **(Property Management), From: Plant Engineer To: Chief Operating Engineer** and **From: HVAC Services Manager To: No Change** as adopted by the Civil Service Commission at its meeting on October 18, 2021, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective October 18, 2021.

Annotation:

(Council Rule 34. Postponement Deadline 4/15/22).
(Budget Committee recommended approval).

20. MOTION - NO. M-21-452 - BY: COUNCILMEMBERS MORENO, GIARRUSSO, BROSSETT, GISLESON PALMER AND NGUYEN

Brief:

Approving the amendments to the Classified Pay Plan **(Sewerage and Water Board) Class Title)), Water Treatment Operator Class I, II, III, IV and Water Purification Supervisor and Manager)** as adopted by the Civil Service Commission at its meeting on October 18, 2021, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective October 18, 2021.

Annotation:

(Council Rule 34. Postponement Deadline 4/15/22).
(Budget Committee recommended approval).

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

YEAS:

NAYS:

ABSENT:

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. DEMOLITION REQUEST - OF SMS DEVELOPMENT LLC

Brief:

Requesting a demolition permit for the following property:

- 2043 Oretha C. Haley Blvd, 21-26252-DEMO - Council District "B"

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 1/2/22).

(Report received at the meeting of 12/1/21).

ON DEADLINE.

1b. MOTION - NO. M-21-463 - BY: COUNCILMEMBER BANKS

Brief:

Granting the demolition request for property located at 2043 Oretha Castle Haley Boulevard.

Annotation:

ELECTRONICALLY SUBMITTED.

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

2. LEGISLATIVE GROUPING

2a. CBDHDLA APPEAL - OF KIRK P. FABACHER, NCARB, TERRELL-FABACKER ARCHITECTS, L.L.C.

Brief:

Requesting to appeal the \$10,000.00 fine levied by the Central Business District Historic Districts Landmarks Commission for property located at **710 Baronne Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 1/2/22).

(Report received at the meeting of 11/18/21).

ON DEADLINE.

2b. MOTION - NO. M-21-476 - BY: COUNCILMEMBER BANKS

Brief:

Overruling the decision of the Central Business District Historic District Landmarks Commission decision to assess a \$10,000 fine and the applicant's request for is granted, with the following amendment: the fine shall be reduced to \$5000 for property located at **710 Baronne Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

3. LEGISLATIVE GROUPING

3a. HDLC APPEAL - OF LACEY WOTRING, ARCHETYPE, LLC

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of demolition for the property located at **4419 Willow Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 1/2/22).

(Report received at the meeting of 12/1/21).

ON DEADLINE.

3b. MOTION - NO. M-21-464 - BY: COUNCILMEMBER BANKS

Brief:

Overruling the decision of the Historic District Landmarks Commission and approving the applicant's request for demolition for property located at **4419 Willow Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

3c. MOTION - NO. M-21-465 - BY: COUNCILMEMBER BANKS

Brief:

Upholding the decision of the Historic District Landmarks Commission and denying the applicant's request for demolition for property located at **4419 Willow Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

4. LEGISLATIVE GROUPING

- 4a. HDLC APPEAL - OF HIRSCHEL T. ABBOTT, JR., STONE PIGMAN WALTHER WITTMANN LLC, COUNSELLORS AT LAW - ON BEHALF OF: MIMI AND HIRSCHEL ABBOTT, EDWARD J. RICE, ALVA SEE, MARY MARGARET AND JOE GORMAN**

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "approval" for a partial demolition for the property located at **6036-6038 Camp Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 1/2/22).

(Report received at the meeting of 11/18/21).

ON DEADLINE.

- 4b. MOTION - NO. M-21-459 - BY: COUNCILMEMBER GIARRUSSO**

Brief:

Granting the request of **HIRSCHEL T. ABBOTT, JR., STONE PIGMAN WALTHER WITTMANN LLC, COUNSELLORS AT LAW**, regarding the Historic District Landmark Commission's decision of "approval" of the application for partial demolition, with respect to the property located at **6036-6038 Camp Street**, is hereby overruled.

Annotation:

ELECTRONICALLY SUBMITTED.

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

- 4c. MOTION - NO. M-21-460 - BY: COUNCILMEMBER GIARRUSSO**

Brief:

Denying the request of **HIRSCHEL T. ABBOTT, JR., STONE PIGMAN WALTHER WITTMANN LLC, COUNSELLORS AT LAW**, regarding the Historic District Landmark Commission's decision of "approval" of the application for partial demolition, with respect to the property located at **6036-6038 Camp Street**, is hereby upheld.

Annotation:

ELECTRONICALLY SUBMITTED.

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

4d. HDLC APPEAL - OF VICTORIA E. EMMERLING, CHAIR, ZONING AND PLANNING, AUDUBON RIVERSIDE NEIGHBORHOOD ASSOCIATION (ARNA)

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "approval" for a partial demolition for the property located at **6036-6038 Camp Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 1/2/22).

(Report received at the meeting of 11/18/21).

ON DEADLINE.

4e. MOTION - NO. M-21-461 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting the request of **VICTORIA E. EMMERLING, CHAIR, ZONING AND PLANNING, AUDUBON RIVERSIDE NEIGHBORHOOD ASSOCIATION (ARNA)**, regarding the Historic District Landmark Commission's decision of "approval" of the application for partial demolition, with respect to the property located at **6036-6038 Camp Street**, is hereby overruled.

Annotation:

ELECTRONICALLY SUBMITTED.

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

4f. MOTION - NO. M-21-462 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Denying the request of **VICTORIA E. EMMERLING, CHAIR, ZONING AND PLANNING, AUDUBON RIVERSIDE NEIGHBORHOOD ASSOCIATION (ARNA)**, regarding the Historic District Landmark Commission's decision of "approval" of the application for partial demolition, with respect to the property located at **6036-6038 Camp Street**, is hereby upheld.

Annotation:

ELECTRONICALLY SUBMITTED.

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

5. LEGISLATIVE GROUPING

5a. HDLC APPEAL - OF SEAN C. TURNER, MANAGING MEMBER,
MODERN CLASSIC CONCEPTS, LLC

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of a demolition for the property located at **826 Delachaise Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 1/2/22).

(Communication received at the meeting of 11/18/21).

(Report received at the meeting of 12/1/21).

ON DEADLINE.

5b. MOTION - NO. M-21-477 - BY: COUNCILMEMBER BANKS

Brief:

Upholding the decision of the Historic District Landmarks Commission and denying the applicant's request for demolition for property located at **826 Delachaise Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

6. VCC APPEAL - OF EDWARD T. SUFFERN, JR., DWYER, CAMBRE &
SUFFERN ON BEHALF OF 326-30 CHARTRES ST. L.L.C.

Brief:

Requesting to appeal the Vieux Carré Commission's decision of "**denial**" on October 20, 2021 to retain and rebuild a rooftop deck installed by a prior property owner without benefit of VCC review and approval for the property located at **326 Chartres Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Gisleson Palmer, Cn. Deadline 1/15/22).

(Communication received at the meeting of 12/1/21).

(Report received on today's Consent Agenda).

7. LEGISLATIVE GROUPING

7a. EXTENSION REQUEST - OF DAVID R. SHERMAN, FOR THE FIRM CHEHARDY, SHERMAN, WILLIAMS, RECILE, HAYES, ON BEHALF OF ST. CHARLES HOLDINGS, L.L.C., SHERMAN STRATEGIES, LLC

Brief:

Requesting an Administrative Extension of Time in which to Record Approved Conditional Use Plans for Zoning Docket 036/19 - An ordinance to amend Ordinance No. 23,206 (Zoning Docket 47/08), pursuant to Article 4, Section 4.3.H 2 of the Comprehensive Zoning Ordinance.

Annotation:

ELECTRONICALLY SUBMITTED.

(District B, Cm. Banks).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

7b. EXTENSION APPEAL - OF MICHAEL ERIC BURNSIDE

Brief:

Requesting to appeal the Administrative Extension of Time for ZD 036-19 for properties located at **1717, 1711, 1701 Saint Charles Avenue** and that the request be denied.

Annotation:

(District B, Cm. Banks).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

8. LEGISLATIVE GROUPING

8a. EXTENSION REQUEST - OF NATALIE DELISO, CONCORDIA

Brief:

Requesting an extension of time on a conditional use approval pursuant to Article 4, Section 4.3H(2)(b) of the Comprehensive Zoning Ordinance for Zoning Docket 74/19, Ordinance No. 28,282 M.C.S. at **500 Piety Street**, as the previous extension is set to expire on December 26, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.

(District C, Cm. Gisleson Palmer).

8b. MOTION - NO. M-21-468 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Granting the Conditional Use extension request for **Zoning Docket 74/19, Ordinance No. 28,282 M.C.S.** until 12/26/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

9. **LEGISLATIVE GROUPING**

9a. **ZONING DOCKET 69/21 - SLS STUDIOS, LLC**

Brief:

Requesting Zoning change from an HU-RD2 Historic Urban Two-Family Residential District to an MU-2 High Intensity Mixed-Use District, on Square 108, Lot AX-1, in the First Municipal District, bounded by Market Street, Annunciation Street, Chippewa Street, Felicity Street, and Saint James Street (Municipal Addresses: **826-836 Market Street and 1663 Chippewa Street**). The recommendation of City Planning Commission being **"FOR APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(District B, Cm. Banks, Cn. Deadline 12/20/21).
ON DEADLINE.

9b. **MOTION - NO. M-21-466 - BY: COUNCILMEMBER BANKS**

Brief:

A motion approving the zoning change request as provided in ZD 69/21 Municipal Addresses: **826-836 Market Street and 1663 Chippewa Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

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

9c. **MOTION - NO. M-21-467 - BY: COUNCILMEMBER BANKS**

Brief:

A motion denying the zoning change request as provided in ZD 69/21 Municipal Addresses: **826-836 Market Street and 1663 Chippewa Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

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

10. ZONING DOCKET NO. 71/21 - CITY OF NEW ORLEANS

Brief:

Requesting an amendment to Ordinance No. 28,300 MCS (Zoning Docket 105/19), establishing a conditional use to permit a prison and related uses in an LI Light Industrial District, to permit the expansion of the prison to include the construction of a medical and mental health services facility, located on Square 600-A (formerly Square 600), all lots (excluding Lots 28 through 31), Square 615, all lots, Square 624, all lots, Square 624-A, all lots, Square 666, all lots, Square 675, all lots, all of which are now subdivided into Square 600-A, Lots 1 and 2, in the First Municipal District, bounded by Interstate Highway 10, South Broad Street, Perdido Street, and South Jefferson Davis Parkway (Municipal Addresses: **2750-3200 Perdido Street** and **819-821 South Broad Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to one (1) waiver and thirty-one (31) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council District B, Cm. Banks, Cn. Deadline 1/3/22).

ON DEADLINE.

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

11. LEGISLATIVE GROUPING

11a. ZONING DOCKET NO. 73/21 - ROUSE LAND COMPANY, LLC

Brief:

Requesting a conditional use to permit a mini-warehouse in a C-2 Auto-Oriented Commercial District, on proposed Lot 3-B-1-A (which is portion of existing Lot 3-B-1) on an undesignated square in the Third Municipal District, bounded by Franklin Avenue, Leon C. Simon Drive, Lakeshore Drive, and Music Street (Municipal Address: **6750 Franklin Avenue**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

**(Council District D, Cm. Brossett, Cn. Deadline 1/3/22).
ON DEADLINE.**

11b. MOTION - NO. M-21-455 - BY: COUNCILMEMBER BROSSETT

Brief:

Granting the requested conditional use permit subject to the six (6) provisos set forth in the City Planning Commission report and the addition of one (1) proviso, for a total of seven (7) provisos.

ADDED PROVISOS:

7. A security and operation plan. The security plan shall include the provision of exterior security cameras. The exterior security cameras shall maintain recordings for a period not less than ninety (90) days, and any recordings shall be made available to the City of New Orleans Real-Time Crime Center and Department of Safety and Permits upon request. At no time may an exterior camera be out of service for a period longer than thirty (30) days. Required exterior security cameras shall be a part of the SafeCam

platinum initiative and integrated with the City of New Orleans Real-Time Crime Center.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 4/15/22).

12. LEGISLATIVE GROUPING

12a. ZONING DOCKET NO. 74/21 - MARQUITA CAGE

Brief:
Requesting a zoning change from an S-RS Suburban Single-Family Residential District to an S-RD Suburban Two-Family Residential District, on Square 4879, Lot M-5, in the Third Municipal District, bounded by Baccich Street, Lafaye Street, Madrid Street, and Robert E. Lee Boulevard (Municipal Addresses: **6110-6112 Baccich Street**). The recommendation of the City Planning Commission being "**FOR DENIAL**".

Annotation:
ELECTRONICALLY SUBMITTED.
(Council District D, Cm. Brossett, Cn. Deadline 1/3/22).
ON DEADLINE.

12b. MOTION - NO. M-21-456 - BY: COUNCILMEMBER BROSSETT

Brief:
Granting the request for a zoning change from an S-RS Suburban Single-Family Residential District to an S-RD Suburban Two-Family Residential District.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 4/15/22).

13. LEGISLATIVE GROUPING

13a. ZONING DOCKET NO. 76/21 - SAMUEL BAVIDO

Brief:

Requesting a conditional use to permit a multi-family dwelling (three units) in an HMR-3 Historic Marigny/Tremè/Bywater Residential District and an RDO-1 Residential Diversity Overlay District, on Square 243, Lot P, in the Third Municipal District, bounded by Dauphine, Alvar, Burgundy, and Pauline Streets (Municipal Address: **3801 Dauphine Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council District C, Cm. Gisleson Palmer, Cn. Deadline 1/3/22).

ON DEADLINE.

13b. MOTION - NO. M-21-469 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

A motion granting the conditional use request as provided in ZD 76/21 Municipal Address: **3801 Dauphine Street**, subject to five (5) provisos as stated in the City Planning Commission's report.

Annotation:

ELECTRONICALLY SUBMITTED.

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

13c. MOTION - NO. M-21-470 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

A motion denying the conditional use request as provided in ZD 76/21 Municipal Address: **3801 Dauphine Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

14. LEGISLATIVE GROUPING

14a. ZONING DOCKET NO. 79/21 - SIDNEY J. BESTHOFF, III

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, RD02 Residential Diversity Overlay District; AC-1 Arts and Culture Diversity Overlay District and EC Enhancement Corridor Design Overlay District. Location, on Square 345, Lot E, in the Second Municipal District, bounded by North Broad Street, Esplanade Avenue, Barracks Street, and North Dorgenois Street (Municipal Addresses: **1320 North Broad Street and 2558-2562 Esplanade Avenue**). The recommendation of City Planning Commission being "**FOR APPROVAL**", subject to six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(District D, Cm. Brossett, Cn. Deadline 1/17/22).

14b. MOTION - NO. M-21-457 - BY: COUNCILMEMBER BROSSETT

Brief:

Granting the requested conditional use permit subject to the six (6) provisos set forth in the City Planning Commission report.

Annotation:

ELECTRONICALLY SUBMITTED.

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

15. LEGISLATIVE GROUPING

15a. ZONING DOCKET NO. 80/21 - CITY COUNCIL MOTION NO. M-21-255

Brief:

Requesting for an affordable housing planned development in an HU-RD2 Historic Urban Two-Family Residential District, on Square 287, Lots 1 through 6, Pt. 7, 8-A, 12, 13, Half 14, 15, 19, 20, and X, bounded by Milan Street, Coliseum Street, Marengo Street, and Chestnut Street (Municipal Addresses: **1101-1133 Milan Street, 4121 Chestnut Street, 1126 Marengo Street, and 4124 Coliseum Street**). The recommendation of City Planning Commission being "no recommendation".

Annotation:

ELECTRONICALLY SUBMITTED.

(District B, Cm. Banks, Cn. Deadline 1/17/22).

15b. MOTION - NO. M-21-485 - BY: COUNCILMEMBER BANKS

Brief:

Granting the requested affordable housing planned development, subject to the eighteen (18) provisos as provided in the City Planning report with amendments to provisos 1, 3, and 4 and the addition of nine (9) proviso, for a total of twenty-seven (27) provisos.

* * *

1. The applicant shall revise the development plans to eliminate the off-street parking areas near Coliseum Street and behind the proposed ~~two-family~~ dwellings fronting Marengo Street. Off-street parking for each dwelling shall be provided in accordance with the requirements of Article 22.

* * *

3. The applicant ~~shall~~ may consider the development of an additional single- or two-family dwelling unit on

existing Lot X in accordance with the Bulk and Yard Requirements of Article 11, Section 11.3.A (Table 11.2A).

4. The applicant shall revise the development plans to eliminate the exterior stairwells connecting the proposed dwellings and design the dwellings to provide an interior stairwell. Each dwelling shall be detached.

* * *

19. An application may be made to place the historic school building located on subject site on the National Register of Historic Places.
20. The historic school building located on subject site shall be rehabilitated in accordance with National Park Service Standards for the Treatment of Historic Properties and Guidelines for Preserving, Rehabilitating, Restoring and Reconstruction Historic Buildings.
21. The development plan shall contain a maximum of (i) twenty-seven (27) dwelling units located in the historic school building and (ii) up to seven (7) affordable housing single family or two-family dwellings. To the extent feasible, the applicant may consider a lower number of units.
22. Any multi-family residential dwelling units on the subject site shall be used only as senior housing as designated by the federal Department of Housing and Urban Development's guidelines for Senior Housing, and occupied by elderly persons of low income, 62 years of age or older.
23. The elderly multi-family housing in the historic school building shall be served by a single parking lot located immediately adjacent to the historic school building with a curb cut on Chestnut Street and contain no more than twenty-seven (27) parking spaces.
24. The widths and depths of each of the permitted detached

- dwellings shall be in accordance with the requirements of the underlying zoning district and requirements of the CZO.
25. Construction of the improvements shown on the development plan must be carried out in a manner that mitigates the effects of construction on neighboring properties.
26. The applicant may consider the use of sustainable design and architecture, such as the use and/or incorporation of water cistern systems, bio-swales, rain barrels, and other energy efficient design concepts, new building technologies, and structures that meet the standards of recognized green building certification.
27. In accordance with Article 4.4.H Rules for Approved Planned Developments, no planned development may be modified or enlarged unless an application is made for approval of a new planned development in accordance with the procedures set forth in Article 4.4 of the Comprehensive Zoning Ordinance. The planned development shall not be carried out until the applicant has secured all the permits and approvals required by these zoning regulations, the City Code, and any permits required by regional, state, and federal agencies.

* * *

Annotation:

ELECTRONICALLY SUBMITTED.

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

16. ZONING DOCKET NO. 81/21 - I GOTCHA GROCERIES, LLC

Brief:

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RM1 Historic Urban Multi-Family Residential District, on Square 486, Lot 5, in the First Municipal District, bounded by Thalia Street, South Roman Street, South Prieur Street, and Martin Luther King, Jr. Boulevard (Municipal Addresses: **1401-1403 South Roman Street and 3208 Thalia Street**). The recommendation of City Planning Commission being "**FOR APPROVAL**", subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(District B, Cm. Banks, Cn. Deadline 1/17/22).

17. LEGISLATIVE GROUPING

17a. ZONING DOCKET NO. 84/21 - CITY COUNCIL MOTION NO. M-21-264

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to incorporate zoning standards that are in accordance with adopted language to certain Future Land Use Map (FLUM) designations and provide incentives and permissions for developments with one through nine dwelling units that include an affordable housing component, including but not limited to possible reductions of the lot area requirements, bulk area regulations, and other developmental and procedural requirements. The proposed text amendment would affect properties **citywide**. The recommendation of City Planning Commission being **"FOR MODIFIED APPROVAL"**.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Districts, Cn. Deadline 1/17/22).

17b. MOTION (LYING OVER) - NO. M-21-444 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Granting the text amendment request as provided by the City Planning Commission on **ZD NO. 84/21**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

17c. MOTION - NO. M-21-471 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Approving the text amendment request to the Comprehensive Zoning Ordinance to incorporate zoning standards that are in accordance with adopted language to certain Future Land Use Map (FLUM) designations and provide incentives and

permissions for developments with one through nine dwelling units that include an affordable housing component, including but not limited to possible reductions of the lot area requirements, bulk area regulations, and other developmental and procedural requirements, be and the same is hereby approved with the following modifications:

- In Use Standard number 1 of Article 20, Section 20.3.SSS Dwelling, Small Multi-Family Affordable, found on page 133 of the City Planning Commission (CPC) staff report, remove "60" on unnumbered line three and insert in lieu thereof "80". Also remove "50" on unnumbered line two of Use Standard 1(a) and insert in lieu thereof "70".

- In Use Standard number 2 of Article 20, Section 20.3.SSS Dwelling, Small Multi-Family Affordable, found on page 133 of the CPC staff report, remove "ninety-nine (99)" from unnumbered lines one and two and insert in lieu thereof "fifteen (15)".

- In Use Standard number 7 of Article 20, Section 20.3.SSS Dwelling, Small Multi-Family Affordable, found on page 134 of the CPC staff report, insert the following on unnumbered line two, after "be used as", and delete the remainder of the Use Standard: "a short-term rental, nor shall it be used to house the owner of the dwelling."

- Remove in its entirety all text for Use Standard number 8 (regarding the University Area Parking Overlay District) of Article 20, Section 20.3.SSS Dwelling, Small Multi-Family Affordable, found on page 134 of the CPC staff report. Insert the following new text for Use Standard number 8: "Any use of the remaining one or two units of the small multi-family affordable development as a short-term rental shall be subject to all short-term rental requirements of the CZO and City Code. No new short-term rental permissions are associated with the use of small multi-family affordable development."

Annotation:

ELECTRONICALLY SUBMITTED.

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

18. ZONING DOCKET NO. 85/21 - 217 SOUTH RENDON LLC

Brief:

Requesting a Planned Development in an HU-RD2 Historic Urban Two-Family Residential District and an HUC Historic Urban Corridor Use Restriction Overlay District to allow the adaptive re-use of an existing institutional structure as a multiple-family residence, on Square 682, Lots 16-19, in the First Municipal District, bounded by South Rendon Street, Cleveland Avenue, Palmyra Street, and Jefferson Davis Parkway (Municipal Addresses: **217 South Rendon Street and 3300 Cleveland Avenue**). The recommendation of City Planning Commission being "**no recommendation**".

Annotation:

ELECTRONICALLY SUBMITTED.

(District B, Cm. Banks, Cn. Deadline 1/17/22).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

19. CAL. NO. 32,930 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)

Brief:

An Ordinance granting a non-exclusive franchise to McLeodUSA Telecommunications Services, LLC, to construct, maintain and operate an aboveground and/or underground fiber-optic based communications system; to provide for the furnishing of a surety bond, annual payments; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

WITHDRAWAL REQUESTED.

20. LEGISLATIVE GROUPING

20a. CAL. NO. 33,018 - BY: COUNCILMEMBER WILLIAMS

Brief:

An Ordinance to amend and reordain Sections 90-40 and 90-41 of the Code of the City of New Orleans, relative to police, to mandate that NOPD provide an arrestee or their legal counsel prompt access to body-worn and in-car camera footage in connection with the accused's arrest; to provide that NOPD shall disclose and provide an explanation if it determines such footage does not exist; to prohibit NOPD leadership from authorizing deviation from any NOPD policy; to prohibit NOPD from entering into an agreement or Memorandum of Understanding governing a Multi-Agency Task Force that exempts law enforcement officers from any NOPD policy; and otherwise to provide with respect thereto.

Annotation:

**ELECTRONICALLY SUBMITTED.
WITHDRAWAL REQUESTED.**

20b. AMENDMENTS TO ORDINANCE NO. 33,018 - BY: COUNCILMEMBER WILLIAMS

Brief:

- Creating an exception from the 30-day production requirement for footage that would compromise an investigation or endanger witnesses, pending Court authorization.
- Removes the provision prohibiting NOPD from entering into agreements regarding exceptions to NOPD policy.

Annotation:

**ELECTRONICALLY SUBMITTED.
WITHDRAWAL REQUESTED.**

21. CAL. NO. 33,183 - BY: COUNCILMEMBER WILLIAMS (BY REQUEST)

Brief:

An Ordinance granting a non-exclusive franchise to Telepak Networks, Inc. to construct, maintain, and operate an aboveground and/or underground Wireline Telecommunications System, to provide for the furnishing of a surety bond, annual payments, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

22. LEGISLATIVE GROUPING

22a. CAL. NO. 33,460 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 50-86 of Chapter 50 of the Code of the City of New Orleans to provide that certain employees of the Department of Public Works shall have the power to take oaths and verify affidavits made by other employees of the Department of Public Works; to provide that certain employees of the Department of Sanitation shall have the power to take oaths and verify affidavits made by other employees of the Department of Sanitation; to provide that certain employees of the New Orleans Office of Public Safety and Homeland Security shall have the power to take oaths and verify affidavits made by employees of the grounds patrol division of the New Orleans Office of Public Safety and Homeland Security; to provide that the director and deputy director of the New Orleans Mosquito, Termite, and Rodent Control Board shall have the

power to take oaths and verify affidavits made by employees of the New Orleans Mosquito, Termite, and Rodent Control Board; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

22b. CAL. NO. 33,461 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Article II of Chapter 90 of the Code of the City of New Orleans relative to the authority of the Superintendent of Police to deputize persons who are not members of the police force of the City to exercise limited police powers; to provide that certain deputized persons shall be entitled only to the compensation and benefits attached to their regular governmental employment; to provide for promulgation of regulations and submittal of proposed regulations within 90 days of the adoption of this ordinance; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

22c. AMENDMENTS TO ORDINANCE NO. 33,461 - BY: COUNCILMEMBER MORENO

Brief:

1) On page 1, Section 1, after line 13, insert the Following:

"(b) The superintendent of police, in reviewing the licensing requirements regarding private security guards, shall utilize all available crime information

networks, including the Louisiana Automated Computerized Criminal Histories (LACCH) system, to check the background of each applicant.

- (c) A governmental employee deputized to exercise limited police powers pursuant to this Division may issue citations for municipal violations when expressly authorized to do so by law, but shall not make custodial arrests.
- (d) No governmental employee deputized to exercise limited police powers pursuant to this Division shall use force against any individual while exercising the powers granted hereunder, except in self defense or to the extent reasonably necessary to prevent bodily harm to others.
- (e) No governmental employee deputized to exercise limited police powers pursuant to this Division shall carry a firearm while exercising the powers granted hereunder."

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/4/22).

22d. CAL. NO. 33,462 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 138-37 of Article II of Chapter 138 of the Code of the City of New Orleans, to authorize the Superintendent of Police to grant enforcement and citation powers to employees of the Department of Sanitation for the purpose of enforcing the provisions of Sections 138-38, 138-39, 138-41, 138-42, 138-43, 138-44, 138-45, 138-46 and 138-47 of the Code of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

22e. CAL. NO. 33,463 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Article I of Chapter 54, Article V of Chapter 66, and Article I of Chapter 146 of the Code of the City of New Orleans; to authorize the Superintendent of Police to grant enforcement and citation powers to employees of the Department of Sanitation, the Department of Public Works, and the New Orleans Office of Public Safety and Homeland Security, for the purpose of enforcing the provisions of Sections 54-154, 54-155, 54-157, 146-314, 146-436, 146-444, 146-447, 146-453, 146-493, 146-494, 146-495, 146-496, 146-580, 146-581, 146-584, and 146-586, and Article V of Chapter 66 of the Code of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

22f. CAL. NO. 33,464 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Article X of Chapter 82 of the Code of the City of New Orleans, to authorize the Superintendent of Police to grant enforcement and citation powers to employees of the New Orleans Mosquito, Termite, and Rodent Control Board for the purpose of enforcing the provisions of Article X of Chapter 82; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

22g. CAL. NO. 33,465 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Division 1 of Article XXI of Chapter 30 of the Code of the City of New Orleans relative to Tour Guides and Tour Planners and amend and reordain Article I of Chapter 162 of the Code of the City of New Orleans relative to Vehicles for Hire to allow employees of the Ground Transportation Bureau within the Department of Public Works to enforce certain provisions of the City Code; to authorize the Superintendent of Police to grant enforcement and citation powers to employees of the Ground Transportation Bureau for the purpose of enforcing the provisions of Article XXI of Chapter 30 and the provisions of Chapter 162; to provide that noncompliance with any mandatory or prohibitory provision of Article XXI of Chapter 30 shall constitute an offense subject to punishment by a fine and/or imprisonment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Community Development Committee).

(Community Development Committee recommended approval).

23. CAL. NO. 33,485 - BY: COUNCILMEMBER BROSSETT

Brief:

An Ordinance to ordain Article XIII of Chapter 26 of the Code of the City of New Orleans (Building Standards for Motor Fuel Dispensing Facilities); to ordain Section 26-639 of the Code of the City of New Orleans mandating alternate generated power capacity at motor fuel dispensing facilities; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/4/22).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

24. CAL. NO. 33,509 - BY: COUNCILMEMBER BROSSETT

Brief:

An Ordinance to mandate a fifty-percent reduction in the sanitation fee to Section 138-57(a) of the Code of the City of New Orleans until the Mayor restores twice weekly collection citywide; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

(Council Rule 34. Postponement Deadline 2/18/22).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

25. CAL. NO. 33,518 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to amend Ordinance Numbers 17,797 MCS (Zoning Docket 100/96), 16,302 MCS (Zoning Docket 111/93), and 21,721 MCS (Zoning Docket 52/04) to remove the original provisos and add new ones in connection with casino renovations and the construction of a new hotel on the site, for the entirety of Square RS, in the First Municipal District, bounded by Canal Street, Convention Center Boulevard, South Peter Street, and Poydras Street (Municipal Addresses: **4-8 Canal Street**); and otherwise to provide with respect thereto. ***(ZONING DOCKET NO. 68/21)***

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/5/22)

(Cn. Deadline 12/16/21).

ON DEADLINE.

26. CAL. NO. 33,527 - BY: COUNCILMEMBER GISLESON PALMER

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).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

27. CAL. NO. 33,539 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans (the "City") to execute a lease with the New Orleans Redevelopment Authority ("NORA") for the property located at 1141 Esplanade Avenue, New Orleans, LA 70116 (the "Property"); wherein said property will be leased for a period of ninety-nine years and the rent will be derived by establishing the fair market value of the Property, which will be provided to the City in equal or greater value through the development of affordable housing, redevelopment of City-owned property, and economic development (collectively, the "Public Benefit"); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/4/22).

28. CAL. NO. 33,548 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans ("City"), acting by and through the New Orleans Aviation Board ("NOAB"), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with NAVIVAN CORPORATION; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

29. CAL. NO. 33,549 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans ("City"), acting by and through the New Orleans Aviation Board ("NOAB"), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with SURE LOGIX, LLC; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

30. CAL. NO. 33,550 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans ("City"), acting by and through the New Orleans Aviation Board ("NOAB"), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with PELLERIN MILNOR CORPORATION; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

31. CAL. NO. 33,551 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans ("City"), acting by and through the New Orleans Aviation Board ("NOAB"), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with NEAUX DENTS, L.L.C.; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

32. CAL. NO. 33,552 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans ("City"), acting by and through the New Orleans Aviation Board ("NOAB"), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with SOUTHWEST AIRLINES CO.; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33. CAL. NO. 33,555 - BY: COUNCILMEMBERS BROSSETT, MORENO, GLAPION, BANKS, GISLESON PALMER AND NGUYEN

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).

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

34. CAL. NO. 33,560 - BY: COUNCILMEMBER MORENO (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 Federal funds awarded by FEMA to the Office of Homeland Security to cover emergency collection of household solid waste during the aftermath of Hurricane Ida (Project # 52558 - PW 2 Hurricane Ida); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

(Fiscal Note Received).

(Budget Committee recommended approval).

35. CAL. NO. 33,561 - BY: COUNCILMEMBER MORENO (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 funds awarded by FEMA to the Office of Homeland Security to cover emergency collection of household solid waste during the aftermath of Hurricane Ida (Project # 52558 - PW 2 Hurricane Ida); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

(Fiscal Note Received).

(Budget Committee recommended approval).

36. CAL. NO. 33,563 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to provide for the designation of public property within specified areas of the City of New Orleans as a temporary "Clean Zone" during the time period beginning at 6:00 a.m., Monday, April 18, 2022, and ending at 6:00 p.m., Monday, April 25, 2022, relative to the use of these public areas in conjunction with the 2022 French Quarter Festival (FQF) and during the time period beginning at 6:00 a.m., Monday, August 1, 2022, and ending at 6:00 p.m., Monday, August 8, 2022, relative to the use of these areas in conjunction with the 2022 Satchmo SummerFest (SSF) and related activities and events produced by French Quarter Festivals, Incorporated (FQFI); to provide for the temporary prohibition of certain permits within the Clean Zone areas; to provide for the temporary prohibition of transaction of certain business and/or commercial activity in the Clean Zone areas; to provide for the establishment of one or more public participation areas; to provide for the establishment of fines and penalties for violations of this ordinance; to establish the Clean Zone as: 1) the area within the French Quarter, as defined in Section 166-2 of the Code of the City of New Orleans, and 2) the area generally bounded by the east bank of the Mississippi

River, Orange Street, Tchoupitoulas Street, Calliope Street, Rampart Street, and Elysian Fields Avenue, including Woldenberg Riverfront Park, Spanish Plaza, Louis Armstrong Park, Crescent Park, the Louisiana State Museum's New Orleans Jazz Museum at the Mint, and the airspace above the specified boundaries; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

37. CAL. NO. 33,564 - BY: COUNCILMEMBERS BROSSETT, GISLESON PALMER, GLAPION AND NGUYEN

Brief:

An Ordinance to change the name of Robert E. Lee Boulevard to Allen Toussaint Boulevard; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/22).

Technical Correction needed.

DEFERRAL REQUESTED TO THE MEETING OF 1/6/22.

Please Note: Deferral requests are purely tentative until confirmed during the meeting. A request to defer an agenda item may be withdrawn or overruled pursuant to Council Rules.

38. MOTION (LYING OVER) - NO. M-21-121 - BY: COUNCILMEMBER MORENO

Brief:

Amending City Council Rule 10 - Note B, regarding the City Council's Consent Agenda and procedures relative thereto, and replacing it in its entirety as provided in "Exhibit A".

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

**39. MOTION (LYING OVER) - NO. M-21-354 - BY: COUNCILMEMBERS
GISLESON PALMER AND BROSSETT**

Brief:

Motion replacing Rules 1, 2, 3, 10 - Note A, 10 - Note B, 10 - Note C, 15, 15.1, 28, 39, and 50 in their entirety with the version of these Rules attached as "Exhibit A"; and that Council Research Division is directed and granted the flexibility to make all appropriate formatting and numbering changes to the attached and existing Rules to accommodate these changes.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/21/22).

(Referred to the Governmental Affairs Committee).

**40. RESOLUTION (LYING OVER) - NO. R-21-427 - BY: COUNCILMEMBER
GISLESON PALMER**

Brief:

Approving the permanent adoption of the RTA proposed revised fare structure.

Annotation:

ELECTRONICALLY SUBMITTED.

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

**41. RESOLUTION - NO. R-21-450 - BY: COUNCILMEMBERS MORENO,
GLAPION, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND
NGUYEN**

Brief:

Approving the RTA CY2022 Budget.

Annotation:

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

42. MOTION - NO. M-21-453 - BY: COUNCILMEMBER BROSSETT

Brief:

Tabulating the votes cast **FOR** and **AGAINST** the **SEABROOK NEIGHBORHOOD IMPROVEMENT AND SECURITY DISTRICT PROPOSITION** in the Election held on Saturday, November 13, 2021.

VOTES FOR: 364

VOTES AGAINST: 258

TOTAL VOTES: 622

MAJORITY OF VOTES: FOR: 364

Annotation:

ELECTRONICALLY SUBMITTED.

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

43. MOTION - NO. M-21-454 - BY: COUNCILMEMBER MORENO

Brief:

Motion stating that any individual convicted of a violation of Section 54-505 of the Code of the City of New Orleans between May 20, 2021 and September 15, 2021 be and hereby is pardoned for such violation, and that any individual currently accused solely of a violation of Section 54-505 of the Code of the City of New Orleans, as a result of an alleged violation occurring before September 15, 2021, be and hereby is pardoned for such violation and that any summons issued solely for such violation should be deemed revoked, and that City Council Motion M-21-173, and any pardon contemplated therein, is hereby confirmed and ratified, and that no person shall have any right to recover any fine, fee or other monies paid in connection with any violation pardoned hereunder. To the extent any fine, fee, or other financial obligation related to a violation pardoned by this Ordinance remains unpaid, that amount is hereby discharged.

Annotation:

ELECTRONICALLY SUBMITTED.

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

44. RESOLUTION - NO. R-21-458 - BY: COUNCILMEMBER MORENO

Brief:

A **RESOLUTION** supporting the passenger rail service between Louisiana's two largest cities, New Orleans and Baton Rouge, as an opportunity to expand economic and job opportunities for our citizens, bolster business recruitment and retention, strengthen workforce development via improved access to educational and training opportunities, create greater access to affordable housing options, serve as an emergency management and risk mitigation tool, decrease reliance on passenger vehicles for daily commuting to lower car emissions and congestion, and encourage tourism throughout Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED.

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

45. RESOLUTION - NO. R-21-472 - BY: COUNCILMEMBER MORENO

Brief:

RULEMAKING PROCEEDING TO ESTABLISH RULES
FOR COMMUNITY SOLAR PROJECTS

RESOLUTION AND ORDER ESTABLISHING A COMMENT PERIOD TO AMEND
THE COMMUNITY SOLAR RULES

DOCKET NO. UD-18-03

Annotation:

ELECTRONICALLY SUBMITTED.

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

46. MOTION - NO. M-21-473 - BY: COUNCILMEMBER MORENO

Brief:

Authorizing and requesting the Council President to execute a professional services agreement with FLO Analytics to provide redistricting consulting services to the City Council, containing such terms and conditions as may be necessary or advisable to fulfill the purposes of this motion.

Annotation:

ELECTRONICALLY SUBMITTED.

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

47. MOTION - NO. M-21-474 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

Waiving one hundred percent (100%) of the NORDC facility rental fee for the Mystic Krewe of Femme Fatale, in partnership with the Colorful Butterfly Foundation, toy giveaway event on Saturday, December 18, 2021 from 9:30 a.m. to 2:30 p.m. at the Tremé Recreation Community Center located at 900 North Villere Street, New Orleans, Louisiana. The fee waiver authorized by this motion shall not include any direct costs to the City.

Annotation:

ELECTRONICALLY SUBMITTED.

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

48. MOTION - NO. M-21-475 - BY: COUNCILMEMBERS BANKS, GISLESON PALMER, BROSETT AND NGUYEN (BY REQUEST)

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amending and re-ordaining the Comprehensive Zoning Ordinance (Ordinance No. M.C.S. 4264, as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments) to make several minor amendments to the Comprehensive Zoning Ordinance in the exhibit named "Attachment A - Omnibus Minor CZO Amendment Proposals".

Annotation:

ELECTRONICALLY SUBMITTED.

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

49. **MOTION - NO. M-21-478 - BY: COUNCILMEMBERS GIARRUSSO, MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 4, Section 3.D.2, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any amendment to an approved Conditional Use.

Annotation:

ELECTRONICALLY SUBMITTED.

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

50. **MOTION - NO. M-21-479 - BY: COUNCILMEMBERS GIARRUSSO, MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 15, Section 5, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any Institutional Master Plan (IMP) within an EC Educational Campus District and MC Medical Campus District.

Annotation:

ELECTRONICALLY SUBMITTED.

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

51. **MOTION - NO. M-21-480 - BY: COUNCILMEMBERS GIARRUSSO, MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 15, Section 5, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any amendments to an Institutional Master Plan (IMP) within an EC Educational Campus District and MC Medical Campus District.

Annotation:

ELECTRONICALLY SUBMITTED.

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

52. **MOTION - NO. M-21-481 - BY: COUNCILMEMBERS GIARRUSSO, MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 19, Section 3.C, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any interim zoning district.

Annotation:

ELECTRONICALLY SUBMITTED.

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

53. **MOTION - NO. M-21-482 - BY: COUNCILMEMBERS GIARRUSSO,
MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 18, Section 1, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for the establishment of any Overlay Zoning District.

Annotation:

ELECTRONICALLY SUBMITTED.

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

54. **MOTION - NO. M-21-483 - BY: COUNCILMEMBERS GIARRUSSO,
MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 3, Section 2, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any major subdivisions (creation of more than 5 lots).

Annotation:

ELECTRONICALLY SUBMITTED.

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

55. **MOTION - NO. M-21-484 - BY: COUNCILMEMBERS GIARRUSSO, MORENO AND GISLESON PALMER**

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments), to amend Article 4, Section 2.D.2, relative to the pre-application meeting and project neighborhood participation program, to require Project Neighborhood Participation Program (project NPP) for any zoning text amendment.

Annotation:

ELECTRONICALLY SUBMITTED.

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

56. **MOTION - NO. M-21-486 - BY: COUNCILMEMBER MORENO**

Brief:

Approving the amendments to the Classified Pay Plan relative to Emergency Medical Services classifications, with an effective date of January 9, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

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

57. MOTION NO. M-21-487 - BY: COUNCILMEMBER BANKS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Kristi Taglauer (vice James Cook), as a member of the Downtown Development District Board, effective upon approval by the Council of the City of New Orleans, for a term that will expire on 6/30/2026.

Annotation:

ELECTRONICALLY SUBMITTED.

(Questionnaire received.

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

58. ORDINANCES ON FIRST READING