

THE COUNCIL
City of New Orleans

HELENA MORENO
Councilmember-At-Large

JP MORRELL
Councilmember-At-Large

JOSEPH I. GIARRUSSO III
Councilmember District A

LESLI D. HARRIS
Councilmember District B

FREDDIE KING III
Councilmember District C

EUGENE J. GREEN, JR.
Councilmember District D

OLIVER M. THOMAS, JR.
Councilmember District E

AGENDA

Regular Meeting of the City Council
to be held in **City Hall Council Chamber**
on Thursday October 19, 2023 at 10:00 A.M.

PRESIDENT
JP MORRELL
Councilmember-At-Large



VICE PRESIDENT
HELENA MORENO
Councilmember-At-Large

ROLL CALL
LORA W. JOHNSON
CLERK OF COUNCIL

INVOCATION
PASTOR JAMAL WEATHERSBY
NEW HOPE BAPTIST CHURCH

PLEDGE OF ALLEGIANCE
OLIVER M. THOMAS, JR.
COUNCILMEMBER DISTRICT "E"

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DURING COUNCIL PROCEEDINGS.

SPECIAL ORDERS OF BUSINESS

1. **FIRST ORDER OF BUSINESS - PRESENTATION - JACQUELINE MOYSE
BORCHGREVINK**

Brief:

Celebrating the 100th Birthday and Illustrious Life of
Jacqueline Moyse Borchgrevink

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris).

TO APPEAR.

2. **SECOND ORDER OF BUSINESS - PRESENTATION - LARRY LEHMANN,
NEPHEW OF DR. GWENDOLYN MIDLO HALL AND MOLLY MITCHELL,
DIRECTOR, MIDLO CENTER FOR NEW ORLEANS STUDIES AT THE
UNIVERSITY OF NEW ORLEANS**

Brief:

Recognizing and remembering the life of historian Dr.
Gwendolyn Midlo Hall, who, while as a professor at Rutgers
University, revolutionized historians' understanding of
slavery with her book "Africans in Colonial Louisiana: The
Development of Afro-Creole Culture in the Eighteenth
Century," published in 1992.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green).

TO APPEAR.

3. THIRD ORDER OF BUSINESS - RECOGNIZING OCTOBER 2023 AS DOMESTIC VIOLENCE AWARENESS MONTH

- Representatives from the New Orleans Health Department
- Leadership from the New Orleans Family Justice Center
- Adrienna Winfrey with Arin's Nesting Place

Brief:

Receiving presentations from City leadership, service providers, and advocates working to bring greater awareness to available domestic violence resources, identifying the causes of domestic abuse fatality and methods for prevention, as well as wraparound services for survivors of domestic and intimate partner violence.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Moreno).

TO APPEAR.

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 **October 19, 2023:**

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

1. 2023 Status Report for EV Charging Infrastructure and Adoption, submitted pursuant to Resolution R-23-396, UD-18-01 and UD-18-02
2. Energy Smart Year 12 Annual Energy Efficiency Program Report, UD-08-02 and UD-17-03
3. Energy Smart Midyear Report for Program Year 13, UD-08-02 and UD-17-03
4. 2022 New Orleans Power Station Title V Semi-Annual Monitoring Report
5. Second Quarter 2023 Non-Regulated Investments Report, submitted pursuant to Resolution R-98-187
6. Application to Fund and Finance Storm Recovery Reserves and Related Relief, UD-22-01

Other Communications

1. Petition for Intervention, submitted by the Sewerage and Water Board, UD-23-01
2. Reply Comments, submitted by the Alliance for Affordable Energy, UD-18-07
3. Petition for Late Intervention, submitted by Air Products and Chemicals, UD-23-01

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

2. **COMMUNICATION – FROM GILBERT MONTAÑO, CHIEF ADMINISTRATIVE OFFICER, CITY OF NEW ORLEANS**

Brief:

Submitting the Equitable Business Opportunities (EBO) Scorecard Report for 2021 and 2022, pursuant to Chapter 70, Article IV, Section 70-462 of the City Code.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

3. **COMMUNICATION – FROM JONATHAN HARRIS, CHIEF OF STAFF TO THE CHIEF ADMINISTRATIVE OFFICE, CITY OF NEW ORLEANS**

Brief:

Submitting the reports for passenger-type vehicles owned or leased by the City of New Orleans ("City") for the second quarter of 2023, pursuant to Chapter 2, Article IX, Section 2-902 of the City Code. The reports contain information regarding the following:

1. Each passenger-type vehicle owned or leased by the City that has been assigned to an employee with authorization to drive the vehicle to their residence and return to their duty station on a daily basis.
2. Each pool vehicle owned or leased by the City.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

4. **COMMUNICATION – FROM JENNIFER AVEGNO, MD, DIRECTOR OF THE HEALTH DEPARTMENT, CITY OF NEW ORLEANS**

Brief:

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

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

5. **COMMUNICATION - FROM SHANTEL HEBERT-MAGEE**

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of the application for the installation of the proposed doors at the corner entry of the building for property located at **302 Pelican Avenue**.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

6. **COMMUNICATION - FROM JOHN GARNER, ATTORNEY, HALE DEVALL**

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of the application to remove existing street-facing wood windows for replacement with new clad-wood windows at a Contributing rated, three-story residential building for property located at **332 South Diamond Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

7. **COMMUNICATION - FROM LYNNETTE GORDON, SPECTRUM DESIGNS & ENGINEERING LLC**

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **2417 Eagle Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

8. COMMUNICATION - FROM ZACHARY SMITH, OWNER, ZACH SMITH CONSULTING AND DESIGN

Brief:

Requesting to appeal the University Area Off-Street Parking Interim Zoning District (IZD) for property located at **8337 Hickory Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

9. COMMUNICATION - FROM ANITA CURRAN, COUNCIL RESEARCH OFFICER, CITY OF NEW ORLEANS

Brief:

Submitting a statement of findings regarding the Council Research Office's compliance review of the proposed honorary street name dedication of 1000-1100 Valence Street in honor of Art Neville.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED.

10. COMMUNICATION - FROM CARRIE COTTONE, PH.D., MOSQUITO, TERMITE, & RODENT CONTROL ASSISTANT DIRECTOR

Brief:

Submitting a proposed agreement between the City of New Orleans and BASF Corporation, a completed contract summary form, and the related Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED AND REFERRED TO THE PUBLIC WORKS COMMITTEE. (See Motion No. M-23-483).

11. COMMUNICATION - FROM MICHAEL D. BALLARD, JR., AIA NCARB

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of the application to demolish 100% of the roof for property located at **8500 Spruce Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

12. COMMUNICATION - FROM ALEXANDER ADAMICK, M. ARCH, AIA, NCARB

Brief:

Submitting a Withdrawal Letter for the appeal of the Historic District Landmarks Commission's decision of "**denial**" for properties located at **3530 Carondelet Street, 1641 Foucher Street and 1645 Foucher Street**.

Annotation:

MAY BE RECEIVED.

13. COMMUNICATION - FROM TONY ALFORTISH, AIA, NCARB, PRINCIPAL, MATHES BRIERRE, ARCHITECTS

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of de-facto "**denial**" of the application for demolition of an existing contributing rated two-story warehouse building to grade for property located at **1060 Magazine Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

MAY BE RECEIVED. (Suggested Hearing Date Set For 11/2/23).

14. COMMUNICATION - FROM LATOYA CANTRELL, MAYOR, CITY OF NEW ORLEANS

Brief:

Pursuant Section 4-104 of the City of New Orleans Home Rule Charter creating the New Orleans Home Rule Charter Advisory Review Committee as a mayoral advisory committee. Per executive order, LC-23-03, the New Orleans City Council shall appoint three designees to be members of the advisory committee. The executive order outlines the purpose of the advisory committee and guidelines for selecting designees. In addition, making her Chief of Staff, or his designee, available to the advisory committee in their efforts to complete the advisory committee's purpose and added the Council Chief of Staff, or his designee, to do the same.

Annotation:

MAY BE RECEIVED.

15. COMMUNICATION - FROM MATT TORRI, DIRECTOR, DEPARTMENT OF SANITATION, CITY OF NEW ORLEANS

Brief:

Submitting a proposed agreement between the City of New Orleans and Richard's Disposal, Inc., a completed contract summary form, and the related Motion, pursuant to Rule 57.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

16. COMMUNICATION - FROM MATT TORRI, DIRECTOR, DEPARTMENT OF SANITATION, CITY OF NEW ORLEANS

Brief:

Submitting a proposed agreement between the City of New Orleans and IV Waste LLC, a completed contract summary form, and the related Motion, pursuant to Rule 57.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

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

Brief:

Transmitting 2024-2028 Capital Improvement Plan for information purposes only Cn. Deadline N/A.

Annotation:

**ELECTRONICALLY SUBMITTED.
MAY BE RECEIVED.**

18. **CAL. NO. 34,395 - BY: COUNCILMEMBER KING**

Brief:

An Ordinance to establish a conditional use to permit a bed and breakfast (principal) in an HMR-2 Historic Marigny/Tremé/Bywater Residential District, located on Square 157, Lot D or 1 and E, in the Third Municipal District, bounded by Esplanade Avenue, Bourbon Street, Dauphine Street, and Pauger Street (**Municipal Addresses: 807 Esplanade Avenue and 1404-1414 Bourbon Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 51/23**)

Annotation:

**ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 11/22/23).
(Cn. Deadline 11/16/23).**

19. **CAL. NO. 34,396 - BY: COUNCILMEMBER KING**

Brief:

An Ordinance to establish a conditional use to permit a principal bed and breakfast in an HMR-1 Historic Marigny/Tremé/Bywater Residential District, located on Squares 174-175, Lots A and B, in the Second Municipal District, bounded by North Robertson Street, Esplanade Avenue, Governor Nicholls Street, and North Villere Street (**Municipal Addresses: 1238-1240 North Robertson Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 53/23**)

Annotation:

**ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 11/22/23).
(Cn. Deadline 11/16/23).**

20. CAL. NO. 34,397 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in an MU-1 Medium Intensity Mixed-Use District on Square 577, Lots 1, 2, 3, 4, 5, A, 7-A, 8B, 9, 10, 11, 14, 15, 16, 17, portion of 18, D, E, F, G, 36, 26, 27, 28, and pt. 25, in the First Municipal District, bounded by Tulane Avenue, South Dorgenois Street, South Rocheblave Street, and Banks Street **(Municipal Addresses: 2501-2537 Tulane Avenue and 2500-2520 Banks Street)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 54/23)**

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 11/22/23).
(Cn. Deadline 11/16/23).

21. CAL. NO. 34,399 - BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance to establish a conditional use to permit the expansion of the floor area of an established multi-family dwelling in an HU-RD2 Historic Urban Two-Family Residential District, on Square 46, Lot A, in the Seventh Municipal District, bounded by Adams Street, Benjamin Street, Dominican Street, and Hillary Street **(Municipal Address: 301 Adams Street)**; and otherwise to provide with respect thereto. **(ZONING DOCKET NO. 59/23)**

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 12/6/23).
(Cn. Deadline 12/1/23).

22. CAL. NO. 34,400 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to effect a zoning change from an HU-RD2 Historic Urban Two-Family Residential District to an HU-B1A Historic Urban Neighborhood Business District, on Square 538, Lot A-1 or 1A, in the Third Municipal District, bounded by Poland Avenue, Urquhart Street, Kentucky Street, and North Villere Street (**Municipal Addresses: 1301-1303 Poland Avenue**); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 60/23*)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 12/6/23).
(Cn. Deadline 12/1/23).

23. CAL. NO. 34,401 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit a large child-care center in an HU-RD2 Historic Urban Two-Family Residential District, on Square 115, Lots 4 or 17 and 14 or 16, in the First Municipal District, bounded by Terpsichore Street, Annunciation Street, Constance Street, and Melpomene Street (**Municipal Address: 917 Terpsichore Street**); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 61/23*)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 12/6/23).
(Cn. Deadline 12/1/23).

24. MOTION (LYING OVER) - NO. M-23-463 - BY: COUNCILMEMBER
GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming, and approving the Mayor's appointment of LaVerne Toombs, (vice Keely Thibodaux), as an at-large member of the Vieux Carre' Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2026.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Questionnaire received).
(Referred to the Governmental Affairs Committee).
(Governmental Affairs Committee recommended approval).*

25. MOTION (LYING OVER) - NO. M-23-465 - BY: COUNCILMEMBER
GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Emily Wolff (vice Brent Wood), as a member of the Audubon Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2028.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Questionnaire received).
(Referred to the Governmental Affairs Committee).
(Governmental Affairs Committee recommended approval).*

26. MOTION (LYING OVER) - NO. M-23-466 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Ludovico Feoli (vice Daniel O. Conwill, IV), as a member of the Audubon Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2027.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Questionnaire received).
(Referred to the Governmental Affairs Committee).
(Governmental Affairs Committee recommended approval).*

27. MOTION (LYING OVER) - NO. M-23-467 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

Ratifying, confirming, and approving the Mayor's appointment of Vincent Weaver, (vice LaVerne Toombs), representing the New Orleans Chamber of Commerce on the Vieux Carre' Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2026.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Questionnaire received).
(Referred to the Governmental Affairs Committee).
(Governmental Affairs Committee recommended approval).*

28. MOTION - NO. M-23-482 - BY: COUNCILMEMBER MORENO

Brief:

Ratifying, confirming and approving the appointment of Mollie Ponds, fulfilling the unexpired term of Robert Jenkins, as a member of the Alcoholic Beverage Control Board, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2026.

Annotation:

*(Council Rule 34. Postponement Deadline 2/16/24).
(Questionnaire received).
(Governmental Affairs Committee recommended approval).*

29. RESOLUTION - NO. R-23-491 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, KING AND THOMAS

Brief:

RESOLUTION AND ORDER GRANTING MODIFIED APPROVAL OF A PROPOSED EXTENSION TO THE ELECTRIC AND GAS FORMULA RATE PLANS AS APPROVED IN RESOLUTION R-19-457 AND EXTENDED IN RESOLUTION R-20-213

DOCKET NO. UD-18-07

Annotation:

ELECTRONICALLY SUBMITTED.
*(Council Rule 34. Postponement Deadline 2/16/24).
(Utility, Cable, Telecommunications and Technology 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. HDLC APPEAL - OF ALEXANDER ADAMICK, M. ARCH, AIA, NCARB,
PRINCIPAL ARCHITECT, ADAMICK ARCHITECTURE

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "**denial**" of the application for demolition of a Contributing rated, raised-basement, two-family building through raising the building for properties located at **3530 Carondelet Street, 1641 Foucher Street and 1645 Foucher Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 11/5/23).

(Communication received at the meeting of 9/21/23).

(Received letter from applicant requesting withdrawal).

(Communication received on today's Consent Agenda).

2. LEGISLATIVE GROUPING

2a. VCC APPEAL - OF LORETTA KATHERINE HARMON, PRESIDENT,
LKHARMON, ARCHITECTS

Brief:

Requesting to appeal the Vieux Carré Commission's decision of "**denial**" to retain painted brick and mounted gas heaters for property located at **711 Bourbon Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline, 10/22/23).

(Communication received at the meeting of 9/7/23).

(Report received at the meeting of 9/21/23).

ON DEADLINE.

2b. MOTION - NO. M-23-493 - BY: COUNCILMEMBER KING

Brief:

Granting the applicant's appeal request for property located **711 Bourbon Street**, provided that the property owner pay any and all fines associated with the unpermitted installation of the balcony-mounted gas heaters and painted brick.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

3. LEGISLATIVE GROUPING

3a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT APPEAL - OF EMMANUEL CHRISTIAN, ROCK SOLID CONSTRUCTION, LLC

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **8713-8715 Apricot Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Communication received at the meeting of 10/5/23).

3b. MOTION - NO. M-23-485 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting and approving the applicant's appeal for property located at **8713-8715 Apricot Street.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

4. LEGISLATIVE GROUPING

**4a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF KELLY JOHNSON, A.I.A., KK JOHNSON,
ARCHITECTURE**

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **7705 Willow Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Communication received at the meeting of 10/5/23).

4b. MOTION - NO. M-23-486- BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting and approving the applicant's appeal for property located at **7705 Willow Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

5. LEGISLATIVE GROUPING

5a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF MICHAEL D. BALLARD, JR., AIA NCARB,
FIRMORA, LLC

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **8414 Cohn Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Communication received at the meeting of 10/5/23).

5b. MOTION - NO. M-23-487 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting and approving the applicant's appeal for property located at **8414 Cohn Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

6. LEGISLATIVE GROUPING

6a. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT APPEAL - OF MICHAEL MOORE

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **1517 General Ogden Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Communication received at the meeting of 10/5/23).

6b. MOTION - NO. M-23-488 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Granting and approving the applicant's appeal for property located at **1517 General Ogden Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

7. UNIVERSITY AREA OFF-STREET PARKING INTERIM ZONING DISTRICT
APPEAL - OF MICHAEL D. BALLARD, JR., AIA NCARB, FIRMORA,
LLC

Brief:

Requesting to appeal the parking requirements established by the University Area Off-Street Parking Interim Zoning District (IZD), for property located at **8500 Spruce Street**.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Communication received at the meeting of 10/5/23).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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. ZONING DOCKET NO. 55/23 - CITY COUNCIL MOTION NO. M-23-227

Brief:

Requesting an Amendment to the text of the Comprehensive Zoning Ordinance to expand community solar opportunities with the following consideration:

i. Consider defining a "Community Solar Project" as "a solar energy system constructed and operated by a public or private entity that connects directly to the electricity distribution network, and converts solar energy into electricity and/or stores energy for the primary purpose of serving electric demands offsite from the facility. Community solar projects may allow multiple local subscribers to purchase or lease ownership shares or a percentage of the power produced on the site."

ii. Consider creating accessory use standards for "Community Solar Projects," which may include minimum lot size requirements, setbacks, design standards, and/or landscaping requirements.

iii. Consider amending Article 21.6.J of the Comprehensive Zoning Ordinance to read as follows:

"1. A collective alternative energy system such as a community solar project, wind energy system, or geothermal energy system is permitted to be constructed upon one or more properties owned by a neighborhood organization, homeowners association, institutional campus, religious institution, non-profit organization, or a public entity. Collective alternative energy systems shall be permitted as accessory use for the purpose of serving electric demands on-site or offsite from, but related to, the facility.

2. A collective alternative energy system may be constructed on one or more contiguous lots owned by a neighborhood organization, homeowners association, institutional campus, religious institution, non-profit organization, or a public entity. Where

collective alternative energy systems are constructed on two or more contiguous lots, all owners shall agree to such arrangement. The agreement shall be recorded as a "collective alternative energy servitude" on each plat survey to grant access to all participants to maintain equipment. A management plan shall be submitted and servitude recorded. The management plan shall clearly detail the relationship between the accessory Collective Alternative Energy System use and the related on-site or off-site principal use or uses.

3. Collective Alternative Energy Systems shall be built in accordance with accessory use standards for the particular type of energy system used, as described in this section. A management plan shall be submitted to the Department of Safety and Permits. The management plan shall clearly detail the relationship between the accessory Collective Alternative Energy System use and the related on-site or off-site principal use or uses."

Motion No. M-23-227 also waived the Neighborhood Participation Program. The proposed text amendment would affect regulations that are applied to all Zoning districts. The recommendation of the City Planning Commission being "**FOR APPROVAL**".

Annotation:
SUBMITTED ELECTRONICALLY.
(Cms. All, Cn. Deadline 11/20/23).

8b. MOTION - NO. M-23-490 - BY: COUNCILMEMBER MORENO

Brief:
Approving the applicant's amendment request on **ZD NO. 55/23**, subject to the modifications to the CPC staff report.

Annotation:
(Council Rule 34. Postponement Deadline 2/16/24).

9. ZONING DOCKET NO. 56/23 - CITY COUNCIL MOTION NO. M-23-231

Brief:

Requesting an Amendment to the text of the Comprehensive Zoning Ordinance to amend the permitted and conditional use tables in **Article 14, Table 14-1**, to disallow the following residential uses currently allowed in the S-LM Lake Area Marina District:

- Dwelling, Above the Ground Floor
- Dwelling, Townhouse
- Dwelling, Multi-Family
- Group Home, Small
- Group Home, Large
- Permanent Supportive Housing

Properties are located in the area generally bounded by Lake Marina Avenue, Lakeshore Drive, Breakwater Drive, Lake Pontchartrain, and the 17th Street Canal. (**Municipal Addresses: The proposed text change would affect the S-LM Lake Area Marina District which is applied to the area above**). The recommendation of the City Planning Commission being "**FOR APPROVAL**".

Annotation:

SUBMITTED ELECTRONICALLY.

(Cm. Giarrusso, District A, Cn. Deadline 11/20/23).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

10. ZONING DOCKET NO. 70/23 - PETER TRAPOLIN ET AL.

Brief:

Requesting a Conditional Use to permit the retail sale of packaged alcoholic beverages in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District, located on Square 180, Lot 1 or an undesignated lot, in the First Municipal District, bounded by Saint Charles Avenue, Church Street, Girod Street and Julia Street (**Municipal Address: 762 Saint Charles Avenue**). The recommendation of the City Planning Commission being for "**FOR APPROVAL**", subject to nine (9) provisos.

Annotation:

SUBMITTED ELECTRONICALLY.

(Cm. Harris, District B, Cn. Deadline 11/20/23).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

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

Brief:

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

Annotation:

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

(Quality of Life Committee recommended approval).

(Technical needed).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

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

Brief:

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

Annotation:

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

(Fiscal Note received).

(Referred to the Budget Committee).

(Budget Committee recommended approval).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

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

Brief:

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

Annotation:

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

(Fiscal Note received).

(Referred to the Budget Committee).

(Budget Committee recommended approval).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

14. LEGISLATIVE GROUPING

14a. CAL. NO. 34,308 - BY: COUNCILMEMBERS GREEN, THOMAS AND KING

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Referred to the Quality of Life Committee).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

14b. AMENDMENT TO ORDINANCE CAL. NO. 34,308 - BY: COUNCILMEMBER GREEN

Brief:

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

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

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

15. CAL. NO. 34,314 - BY: COUNCILMEMBER MORENO (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 146-599 of the Code of the City of New Orleans, relative to permit standards and fees for parklet permits, to set the date for the fee waiver for the right-of-way usage fees associated with parklet permits to reflect the anticipated start date for the parklet permitting program; and otherwise to provide with respect thereto.

Annotation:

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

16. CAL. NO. 34,347 - BY: COUNCILMEMBERS MORENO AND MORRELL

Brief:

An Ordinance to amend the enabling legislation for the New Orleans Tourism and Cultural Fund (Ordinance No. 14,118, M.C.S., as amended by Ordinance No. 28,341, M.C.S.) to impose a local participation goal for any program submitted by the Corporation, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 12/8/23).

(Referred to the Economic Development Committee).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

17. LEGISLATIVE GROUPING

17a. CAL. NO. 34,363 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit a standard restaurant over 5,000 square feet in an HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 581, Lots A and B, in the Sixth Municipal District, bounded by Freret Street, Upperline Street, LaSalle Street, and Valence Street (**Municipal Address: 4730 Freret Street**); and otherwise to provide with respect thereto. (**ZONING DOCKET NO. 22/23**)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 10/25/23).
(Cn. Deadline 10/19/23).
ON DEADLINE.

17b. AMENDMENT TO ORDINANCE CAL. NO. 34,363 - BY: COUNCILMEMBER HARRIS

Brief:

1. On page 6, after line 116, insert the following additional provisos:
 9. The developer shall develop and implement a system to secure the entire property to prevent access to the property when the business is not open and operating, by erecting fences, walls, and gates of sufficient height and robustness. Additional security measures shall be employed on an as-needed basis to prevent access to the property when not otherwise open to the public.
 10. The developer shall strictly comply with the City's noise regulations and shall adopt policies and procedures to prevent sound from being heard or felt by surrounding neighbors, including providing surrounding neighbors with current management contact information to immediately address any complaints related to excessive sound emanating from the business's premises.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 2/16/24).

18. CAL. NO. 34,383 - BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance to amend and reordain Section 154 - 1194 of the Code of the City of New Orleans, relative to the Prima facie speed limits, to add the portion of Harrison Avenue between Canal Boulevard and Orleans Avenue at the reduced speed of 25 miles per hour; and to provide otherwise with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/5/24).

19. LEGISLATIVE GROUPING

19a. CAL. NO. 34,385 - BY: COUNCILMEMBERS MORRELL, MORENO, HARRIS AND GREEN

Brief:

An Ordinance to amend and reordain sections 26-615, 26-616, 26-617, 26-618, 26-619, 26-620, 26-624, and 26-628 of the Code of the City of New Orleans to provide relative to the regulation of short-term rentals; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/5/24).

19b. MOTION (LYING OVER) - NO. M-23-426 - BY: COUNCILMEMBERS MORRELL, MORENO, HARRIS AND GREEN

Brief:

Directing the City Planning Commission to conduct a public hearing to consider amendments to Ordinance No. 4,264 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 eliminate Non-Commercial Short-Term Rentals as a defined land use and update any and all relevant provisions governing the zoning and use standards for short-term rentals, including the removal of all references to Non-Commercial Short-Term Rental.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/19/24).

19c. MOTION (LYING OVER) - NO. M-23-427 - BY: COUNCILMEMBERS MORRELL, MORENO, HARRIS AND GREEN

Brief:

Directing the City Planning Commission to conduct a public hearing to amend and reordain 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 amend Article 19 to establish a new Interim Zoning District to be named the *Non-Commercial Short-Term Rental Interim Zoning District* (IZD), the intent of which is to prohibit the Short-Term Rental, Non-Commercial use within all areas of the City of New Orleans. These prohibitions shall apply citywide.

Aside from the use prohibited herein, all other permitted and conditional uses shall be as provided in the Comprehensive Zoning Ordinance.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/19/24).

20. CAL. NO. 34,393 - BY: COUNCILMEMBERS GIARRUSSO, HARRIS, MORENO, MORRELL, GREEN, THOMAS AND KING

Brief:

An Ordinance to add section 2-672 to the Code of the City of New Orleans to require the Law Department to produce and transmit a monthly report regarding contracts in progress including but not limited to, when the contract was requested or received, the type and amount of the contract, the Law Department employee assigned to the contract, the status and date of completion of the contract, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/5/24).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

21. CAL. NO. 34,398 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to establish a conditional use to permit a bar in a C-2 Auto-Oriented Commercial District and an SC Suburban Corridor Use Restriction Overlay District, located on Square B-3, Lot 2, Garden Oaks, in the Fifth Municipal District, bounded by General De Gaulle Drive, Bender Boulevard, Seine Street, and Texas Drive (**Municipal Address: 3733 General De Gaulle Drive**); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 58/23*)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 11/22/23).

(Cn. Deadline 11/16/23).

(This matter is being withdrawn and reintroduced as a First Reading because of advertising issues).

22. CAL. NO. 34,419 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City") and Foundation for Louisiana, collectively referred to as "Parties", for a term greater than one year, for the public purpose of providing fiscal sponsorship for the National League of Cities' Southern Cities for Economic Inclusion ("SCEI") initiative of which the City of New Orleans is a part, as more fully detailed in the CEA form as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

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

23. CAL. NO. 34,426 - BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance to amend Ordinance No. 29,265 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023" to appropriate unassigned funds balance to the City Council to provide additional funding to support Council contract initiatives regarding investigations and a utility appeal hearing process; and otherwise to provide with respect thereto.

Annotation:

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

24. CAL. NO. 34,427 - BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance to amend Ordinance No. 29,266 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023" to appropriate funds to the City Council, to provide for use of fund balance to support Council contract initiatives regarding investigations and a utility appeal hearing process; and otherwise to provide with respect thereto.

Annotation:

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

25. CAL. NO. 34,428 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a cooperative endeavor agreement with the New Orleans Building Corporation ("NOBC"), for administration of a parcel of land owned by the State of Louisiana, located beneath U.S. Highway 90 (Pontchartrain Expressway); and otherwise to provide with respect thereto.

Annotation:

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

26. CAL. NO. 34,430 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 2 to a previously executed Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City") and The Downtown Development District of the City of New Orleans, relative to infrastructure improvements and enhancement in the Downtown Development District, to extend the term thereof for an additional two (2) years, as more fully set forth in the Amendment No. 2 form as Exhibit "1" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

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

27. CAL. NO. 34,431 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 4 to a previously executed Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City") and The University of New Orleans, relative to the restoration of the City's infrastructure damaged as a result of Hurricane Katrina, including roads, the storm water drainage system, water distribution lines, sanitary sewer collection lines, and Americans with Disabilities Act (ADA) compliant curb ramps, all in furtherance of the Joint Infrastructure Recovery Request (JIRR) Program, to modify the provisions thereof, as more fully set forth in the Amendment No. 4 form as Exhibit "1" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

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

28. CAL. NO. 34,432 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to move funds from the Office of the Mayor to the Department of Human Services for NOLA East Criminal Justice Work; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/2/24).
(Fiscal Note received).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23 AND REFERRED TO THE BUDGET COMMITTEE.

"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."

29. CAL. NO. 34,433 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate grant funds to the Fire Department for the purchase of a Foam Firefighting Trailer to have the capability to provide protection to the Port of New Orleans and surrounding areas while transporting vast quantities of hazardous materials and chemicals daily; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/2/24).
(Fiscal Note received).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23 AND REFERRED TO THE BUDGET COMMITTEE.

"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."

30. CAL. NO. 34,434 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate grant funds to the Fire Department for the purchase of a Foam Firefighting Trailer to have the capability to provide protection to the Port of New Orleans and surrounding areas while transporting vast quantities of hazardous materials and chemicals daily; and otherwise to provide with respect thereto.

Annotation:

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

(Fiscal Note received).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23 AND REFERRED TO THE BUDGET COMMITTEE.

"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."

31. CAL. NO. 34,435 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate State Act 397 funds to the Office of the Mayor for Public Safety Support Services to install at least (5) public safety cameras; and otherwise to provide with respect thereto.

Annotation:

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

(Fiscal Note received).

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23 AND REFERRED TO THE BUDGET COMMITTEE.

"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."

32. CAL. NO. 34,436 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate State Act 397 funds to the Office of the Mayor for Public Safety Support Services to install at least (5) public safety cameras; and otherwise to provide with respect thereto.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Fiscal Note received).*

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23 AND REFERRED TO THE BUDGET COMMITTEE.

"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."

33. CAL. NO. 34,437 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement ("CEA") between the City of New Orleans (the "City"), the Riverwalk-Spanish Plaza Economic Development District (the "District"), and Rockstep Riverwalk, LLC (the "Company"), collectively referred to as "Parties", for a term greater than one year, for the public purpose of promoting economic development in the City of New Orleans and creating capital and infrastructure improvements, providing for cultural programming, and enhancing security in the Spanish Plaza public space, as more fully detailed in the CEA form as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

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

34. CAL. NO. 34,438 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

An Ordinance to 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 the State of Louisiana (Office of Facility Planning and Control) to allow and facilitate the planning and construction of the Dryades Kitchen Incubator Project, FP&C Project No. 50-ML3-23-01, as more fully set forth in the Cooperative Endeavor Agreement form attached hereto as "Exhibit A" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

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

35. MOTION (LYING OVER) - NO. M-23-451 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Submitting for Council approval the following amendment to the Classified Pay Plan (**Fire**) as adopted by the Civil Service Commission at its meeting of September 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, that the amendment to the Classified Pay Plan is approved to be effective October 8, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

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

DEFERRAL REQUESTED TO THE MEETING OF 11/2/23.

"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."

36. MOTION (LYING OVER) - NO. M-23-464 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Ratifying, confirming and approving the Mayor's appointment of Wilmer Jacobs (vice Bruce Hoefer, Jr.), as a member of the Audubon Commission, effective upon approval by the Council of the City of New Orleans, for a term that will expire on June 30, 2028.

Annotation:

*(Council Rule 34. Postponement Deadline 2/2/24).
(Questionnaire received).
(Referred to the Governmental Affairs Committee).*

37. MOTION - NO. M-23-483 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

Adding the President of the Council as a signatory to the contract between the City of New Orleans and BASF Corporation; and authorizing the President of the Council to sign the contract between the City of New Orleans and BASF Corporation (Exhibit A).

Annotation:

(Council Rule 34. Postponement Deadline 2/16/24).

38. MOTION - NO. M-23-484 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Appointing Ashley Spears to serve as the Council Fiscal Officer for the New Orleans City Council with a base salary of Grade 103, Step 44.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 2/16/24).

39. RESOLUTION - NO. R-23-489 - BY: COUNCILMEMBER THOMAS (BY REQUEST)

Brief:

Certifying the following information to the LADOTD for the period October 1, 2022 through November 15, 2023.

1. That the Parish has performed all interim inspection on all Parish-owned or maintained bridges in accordance with the National Bridge Inspection Standards.
2. That all bridges owned or maintained by Parish have been structurally analyzed and rated by the Parish to determine compliance with the safe load capacity requirements in accordance with the American Association of State Highway and Transportation Officials (AASHTO) Manual for Maintenance Inspection of Bridges.
3. That the Parish has critically reviewed load posting information for all bridges where it has been determined by the LADOTD that the maximum legal load under Louisiana State Law exceeds the load permitted under the AASHTO operating ratings.
4. That the Parish has updated load posting information to reflect all structural changes, any obsolete ratings, or any missing structural ratings.
5. That all Parish-owned or maintained bridges which require load posting or closing are load posted or closed in accordance with the table in the LADOTD Engineer Directives and Standards Manual directive No. 1.1.1.8.; and further, that all LADOTD-supplied load posting information concerning a bridge that has been critically reviewed by the Parish Engineer prior to load posting.
6. When the current list of off-system bridge information is presented to the Parish by the LADOTD and has been reviewed and corrected as necessary, it will be transmitted to the LADOTD within thirty (30) days for bridge closures, load postings and quarterly reports, and on or before the required date set by LADOTD for LADOTD Bi-Annual computer reports.

Annotation:

(Council Rule 34. Postponement Deadline 2/16/24).

40. MOTION - NO. M-23-492 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Rescinding Motion M-23-471 adopted by the City Council on October 5, 2023, and the applicant's request is granted, and the amendment to the Comprehensive Zoning Ordinance is as described in Part II.D of the City Planning Commission's Staffs report.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/16/24).

41. Section 4-106 Confirmation - Superintendent of Police

Brief:

Consideration of the confirmation of Interim Superintendent Anne Kirkpatrick as the permanent superintendent of the Department of Police. The Governmental Affairs Committee voted 4-1 to forward this matter to the full Council for final action with no recommendation of approval or disapproval. The deadline for Council action is January 20, 2024.

Annotation:

ELECTRONICALLY SUBMITTED.

(Governmental Affairs made no recommendation).

42. ORDINANCES ON FIRST READING

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