

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

MINUTES

Regular City Council Meeting
to be held in City Hall Council Chamber
on Thursday, February 16, 2023 at 10:10 A.M.

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



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

1. ROLL CALL - LORA W. JOHNSON, CLERK OF COUNCIL

UPON CALLING THE ROLL THE FOLLOWING MEMBERS ANSWERED TO THEIR NAMES:

PRESENT:
GIARRUSSO
GREEN
HARRIS
MORENO (VICE PRESIDENT)
MORRELL (PRESIDENT)

ABSENT:
KING (ARRIVED LATER)
THOMAS (ARRIVED LATER)

FIVE MEMBERS PRESENT, CONSTITUTING A QUORUM.

2. INVOCATION - PASTOR AUBREY WALLACE - HEAVENLY STAR MISSIONARY BAPTIST CHURCH
3. PLEDGE OF ALLEGIANCE - EUGENE J. GREEN COUNCILMEMBER DISTRICT "D"
4. NATIONAL ANTHEM
5. PUBLIC E-COMMENT FORMS, RULES AND INFORMATION ARE AVAILABLE AT <https://council.nola.gov/home/>

SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - LAVERNE TOOMBS, VP OF DEVELOPMENT FOR THE AMERICAN HEART ASSOCIATION (NEW ORLEANS MARKET)

Brief:

Recognizing the American Heart Association for their work helping people live longer, healthier lives in honor of Heart Month 2023.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Moreno).
APPEARED.

2. SECOND ORDER OF BUSINESS - PRESENTATION - THE LIVING SCHOOL PRESENTATION - HONOREES: PATRICK LIVERS, RIO VALDEZ, BYREN COLEMAN, CHARLES CORPENING (MUSIC PRODUCTION TEACHER UPBEAT ACADEMY), STEFIN PASTERNAK (PRINCIPAL), ASHONA WINZY (TEACHER)

Brief:

Recognizing The Living School Music Production Students for their salute to Black History Month.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cms. Thomas and Moreno).
APPEARED.

3. THIRD ORDER OF BUSINESS - PRESENTATION - ZULU SOCIAL AID AND PLEASURE CLUB, HONORING THE 2023 ZULU ROYAL COURT - KING ELECT, NICHOLLS "NICK" SPEARS; QUEEN ELECT, DR. CHRISTY L. SPEARS; ZULU BIG SHOT, TERRANCE D. MCGUIRE; ZULU WITCH DOCTOR, JUSTIN "DJ POLO504" SMITH; ZULU AMBASSADOR, HAROLD S. SEALS, JR.; ZULU MAYOR, DECENTO "CENTO" BARBARIN; ZULU PROVIDENCE PRINCE, DR. GEORGE E. RAY, JR.;

ZULU GOVERNOR, EARNEST E. MONCRIFFE, JR.; ZULU MR. BIG STUFF, MELVIN
"MEL DA BARBER" SAMPSON, JR.

Brief:

Honoring the 2023 ZULU Royal Court.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green).

APPEARED.

CONSENT AGENDA

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

Brief:

Submitting the transmittal document for communications related to electric and gas utility matters to be received by the Council of the City of New Orleans at its meeting on February 16, 2023:

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

1. Environmental Adjustments for the February 2023 Billing Cycle, UD-18-07
2. Purchased Gas Adjustments for the February 2023 Billing Cycle, UD-18-07
3. Purchased Power Cost Recovery Adjustments for the February 2023 Billing Cycle, UD-18-07
4. Fuel Adjustments for the February 2023 Billing Cycle, UD-18-07
5. New Orleans Power Station ("NOPS") 2023 Estimated Operating and Maintenance Report, submitted pursuant to Resolution R-19-78
6. NOPS Semi-Annual 2022 Operating and Maintenance Report, submitted pursuant to Resolutions R-19-78 and R-21-153
7. NOPS 4th Quarter 2022 Usage Report, submitted pursuant to Resolution R-21-153
8. 2022 Annual Storm Escrow Report, submitted pursuant to Resolution R-21-153

Other Communications

1. Notice of Pro Hac Vice Admission of Susan Stevens Miller and Chinyere A. Osuala, submitted by Earthjustice, UD-22-04

2. Petition to Intervene Out of Time, submitted by
Together New Orleans, UD-18-03

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Erin Spears, Chief of Staff & Counsel - CURO - 2023-02-13 Electric Gas Communications Memo

Scott M. Celino - EAC Filing Package

Scott Celino - ENOL PPCR February 2023 Billing Month

Scott M. Celino - ENOL PGA February 2023 Billing Month Filing Packet (1)

Scott Celion - ENOL FAC February 2023 Billing Month Pt. 1

Scott M. Celino - ENOL FAC KWH Log Sheet Pt. 2

Courtney R. Nicholson - 2023 NOPS Estimated O&M Report

Courtney R. Nicholson - 2nd Semi-Annual 2022 NOPS O&M Report

Courtney R. Nicholson - 4th Quarter 2022 NOPS Usage Report

Courtney R. Nicholson - 2023 Annual Storm Report

Susan Stevens Miller -2023-02-01_CO and SSM Notice of PHV Admission_UD-22-04

Broderick A. Bagert, Jr. Together New Orleans

Speaker:
Michael Burnside

2. COMMUNICATION - FROM MEGHAN MURPHY, SENIOR BUILDING PLANS EXAMINER, DEPARTMENT OF SAFETY AND PERMITS

Brief:

Submitting the 2022 Board of Building Standards and Appeals attendance record and current membership terms for each appointed member in accordance with Section 2-87 and 2-87.2.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Meghan Murphy, Senior Plans Examiner, Dept. of Safety and Permits

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

Brief:

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

* 824 Louque Place, 23-00227-DEMO - Council District "A"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 3/9/23).

Cynthia Davis - Signed Building Application

4. COMMUNICATION - FROM MICHEL N. THOMPSON, BUSINESS MANAGER, NEW ORLEANS PUBLIC LIBRARY

Brief:

Submitting the quarterly report for the period of October 1, 2022 - December 31, 2022, for pool vehicles used by our staff, pursuant to Section 2-902(b), none of our vehicles are assigned to one individual.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Michel N. Thompson, Business Manager, New Orleans Public Library

5. COMMUNICATION – FROM TAMMY S. HANSON, EXECUTIVE SECRETARY, NEW ORLEANS PUBLIC LIBRARY

Brief:

Submitting the 2022 attendance record for the New Orleans Public Library Board of Director meetings, pursuant to Section 2-87 of the City's Municipal Code.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Tammy S. Hanson, NOPL Executive Secretary - NOPL 2023 Board of Directors' Attendance

6. COMMUNICATION - FROM TEMEA JOHNSON, EXECUTIVE ASSISTANT, NEW ORLEANS REDEVELOPMENT AUTHORITY

Brief:

Submitting the 2022 New Orleans Redevelopment Authority's Attendance Report for its Board of Commissioners in accordance with Ordinance Cal. No. 28,183.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Temea Johnson, Executive Assistant - NORA-BOC2022 Attendance7. COMMUNICATION - FROM JENNIFER AVEGNO, MD, DIRECTOR OF HEALTH, CITY OF NEW ORLEANS**Brief:**

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

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Jennifer Avegno, MD Director of Health, City of New Orleans - January 2023 Encampment Report

Speaker:

Michael Burnside

8. COMMUNICATION - FROM ZACH SMITH, ZACH SMITH CONSULTING & DESIGN**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision to levy a fine of \$15,980.00 for property located at 3300 Bienville Avenue.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 3/9/23).

HDLC Appeal - Zach Smith, Constulting & Design, 3300 Bienville St.

9. COMMUNICATION - FROM APRIL HUANG, PERMIT INTAKE ANALYST, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS**Brief:**

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

* 2126 Mandeville Street, 23-03269 - DEMO-RSFD - Council
District "D"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 3/9/23).

April Huang - Signed Building Application - 2125 Mandeville Street

10. COMMUNICATION - FROM STEPHANIE NEVAREZ ' ROOFING SOLUTIONS OFFICE MANAGER,

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "de-facto denial" for property located at 900 South Peters Street.

Annotation:

RECEIVED. (Hearing Date Set For 3/9/23).

Stephanie Nevarez, Office Manager Roofing Solutions

11. COMMUNICATION - FROM TARA G. RICHARD, DIRECTOR OF COUNCIL RELATION, OFFICE OF MAYOR LATOYA CANTRELL

Brief:

Submitting a proposed agreement between the City of New Orleans and H&O Investments, LLC, a completed contract Summary Form and Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE PUBLIC WORKS COMMITTEE.

Tara Richard, Director of Council Relation - New Orleans & H&O Investments LLC

12. COMMUNICATION - FROM TARA G. RICHARD, DIRECTOR OF COUNCIL RELATION, OFFICE OF MAYOR LATOYA CANTRELL

Brief:

Submitting a proposed agreement between the City of New Orleans and On Scene Services, LLC, a completed contract Summary Form and Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. See Motion No. M-23-83.

Tara G. Richard, Director of Council Relations - New Orleans and On Scene Services, LLC

13. COMMUNICATION - FROM TARA G. RICHARD, DIRECTOR OF COUNCIL RELATION, OFFICE OF MAYOR LATOYA CANTRELL

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE PUBLIC WORKS COMMITTEE.

Tara G. Richard, Director of Council Relations - Richard's Disposal, Inc.

14. COMMUNICATION - FROM TARA G. RICHARD, DIRECTOR OF COUNCIL RELATION, OFFICE OF MAYOR LATOYA CANTRELL

Brief:

Submitting a proposed agreement between the City of New Orleans and University Medical Center Management Corporation, a completed contract Summary Form and Motion, pursuant to Rule 57.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE COMMUNITY DEVELOPMENT COMMITTEE.

Tara G. Richard, Director of Council Relations - University Medical Center Management Corporation

15. REPORT - OF GILBERT A. MONTAÑO, CHIEF ADMINISTRATIVE OFFICER, CITY OF NEW ORLEANS

Brief:

Submitting a Drainage Consolidation Working Group Report in accordance with Council Motion M-22-148.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

Gilbert Montano, Chief Administrative Officer - Drainage Consolidation Working Group Report

16. REPORT - OF THE DEPUTY DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION | CENTRAL BUSINESS DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION

Brief:

Submitting a report regarding an appeal of the Historic District Landmarks Commission's (HDLC) decision to allow the retention of the demolition and assess a fine of \$15,980.00 for the property located at 3300 Bienville Street.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

HDLC Appeal Report - 3300 Bienville City Council

17. REPORT - OF THE DEPUTY DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION | CENTRAL BUSINESS DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION

Brief:

Submitting a report regarding an appeal of the Historic District Landmarks Commission's (HDLC) of "denial" of an application to remove existing asphalt shingle roof for the installation of a new standing seam metal roofing on a Contributing rated building for the property located at 725 Mandeville Street.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

HDLC Appeal Report - 725 Mandeville Street

18. REPORT - OF GILBERT A. MONTAÑO, CHIEF ADMINISTRATIVE OFFICER, CITY OF NEW ORLEANS

Brief:

Submitting a written report related to Motion M-23-24 declaring the purchase of emergency vehicles and equipment, pursuant to Chapter 70, Article IV, Division 1, Section 70-429 of the City of New Orleans Code of Ordinances.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Gilbert Montano, Chief Administrative Officer - M-23-24 Written Report

Speaker:

Michael Burnside

19. REPORT - OF THE DEPUTY DIRECTOR OF THE NEW ORLEANS HISTORIC DISTRICT LANDMARKS COMMISSION | CENTRAL BUSINESS DISTRICT HISTORIC DISTRICT LANDMARKS COMMISSION

Brief:

Submitting a report regarding an appeal of the Historic District Landmarks Commission's (HDLC) of "denial" of an application to demolish the Contributing-rated structure for the property located at 8829 Jeannette Street.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

HDLC Appeal Report 8829 Jeannette Street

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

Brief:

Transmitting Zoning Docket Numbers 100/22 - Cms. Giarrusso and Harris, 7/23 - Cm. Green, Cn. Deadline 4/17/23.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 3/9/23).

CPC Transmittal Report

21. REPORT - OF ANITA CURRAN, COUNCIL RESEARCH OFFICER - NEW ORLEANS CITY COUNCIL

Brief:

Transmitting a demolition report for the following property:

- * 1923 St. Charles Avenue, 22-36132-DEMO-Council District "B"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Anita Curran, Council Research Officer - Demolition - 1923 St. Charles Ave

22. REPORT - OF ANITA CURRAN, COUNCIL RESEARCH OFFICER - NEW ORLEANS CITY COUNCIL

Brief:

Transmitting a demolition report for the following property:

- * 2227 N. Derbigny Street, 22-36701-DEMO - Council District "D"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Anita Curran, Council Research Officer - Demolition - 2227 N Derbigny Street

23. CAL. NO. 34,018 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO AND HARRIS

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 funds to the Department of Health to provide funding for gun locks; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 5/18/23).
(Budget/Audit/Board of Review Committee recommended approval).
ADOPTED.

34018 - 29333 M.C.S.

24. CAL. NO. 34,019 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO AND HARRIS

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 Department of Health to provide funding for gun locks; and

otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/18/23).

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

ADOPTED.

34019 - 29334 M.C.S.

25. CAL. NO. 34,024 - BY: COUNCILMEMBERS KING AND MORRELL

Brief:

An Ordinance to establish a conditional use to permit a hotel over 10,000 square feet located within the HMC-2 Historic Marigny/Tremé/Bywater Commercial District, the EC Enhancement Corridor Design Overlay District, the AC-4 Arts and Culture Diversity Overlay District, the Small Multi-Family Affordable Short Term Rental Interim Zoning District, and the Residential Short Term Rental Interim Zoning District, on Square 379, Lot X, in the Third Municipal District, bounded by North Rampart Street, Kerlerec Street, Henriette Delille Street and Columbus Street (Municipal Addresses: 1441-1451 North Rampart Street, 1104 Columbus Street and 1115 Kerlerec Street); and otherwise to provide with respect thereto. ZONING DOCKET NO. 91/22

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 4/5/23).

(Cn. Deadline 3/23/22).

ADOPTED.

34024 - 29337 M.C.S.

26. CAL. NO. 34,025 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, MORENO AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend and re-ordain Ordinance No. 29,272 M.C.S., entitled "An Ordinance Providing a Capital Budget for the Year 2023", to effect the following change to the 2023 Capital Budget: to de-appropriate funds from the Chief Administrative Office, the Department of Human Services, the Department of Property Management, the Department of Public Works, the Department of Sanitation, the Mosquito, Termite and Rodent Control Board, and the New Orleans Recreation Development Commission; to appropriate funds to the Chief Administrative Office, the Department of Health, the Department of Human Services, the Department of Parks and Parkways, the Department of Property Management, the Department of Public Works, the New Orleans Fire Department, the New Orleans Recreation Development Commission, and the Municipal Yacht Harbor; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

34025

Cm. Giarrusso moved, seconded by Cm. Morrell, to remove 34,025 from the Consent Agenda and place on the Regular Agenda to add Amendments.

27. CAL. NO. 34,026 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, HARRIS, KING, MORENO, MORRELL 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 transfer funds from the "100-Personal Services" appropriation to the "600-Grants, Contributions, and Fund Transfers" appropriation within the Department of Police in Fund 4150 (Federal Treasury Department); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34026 - 29339 M.C.S.

28. CAL. NO. 34,037 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN, AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022," to transfer funds within the General Fund Operating Budget Fund to various departments to cover overages incurred during the year 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34037 - 29340 M.C.S.

29. CAL. NO. 34,039 - 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 an additional \$283,295,769 for Intergovernmental Revenues; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34039 - 29341 M.C.S.

30. CAL. NO. 34,040 - 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 an additional \$283,295,769 for Intergovernmental Expenditures; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34040 - 29342 M.C.S.

31. CAL. NO. 34,041 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023," to appropriate funds to remit a proposed settlement payment to the Metro estate; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34041 - 29343 M.C.S.

32. CAL. NO. 34,042 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023," to appropriate funds to remit a proposed settlement payment to the Metro estate; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

ADOPTED.

34042 - 29344 M.C.S.

33. CAL. NO. 34,051 - BY: COUNCILMEMBERS GIARRUSSO (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023", to appropriate funds received under the American Rescue Plan Act to Chief Administrative Office to fund the purchase of vehicles and equipment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

(Fiscal Note received).

(Technical Correction needed).

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

ADOPTED.

34051 - 29350 M.C.S.

34. CAL. NO. 34,052 - BY: COUNCILMEMBERS GIARRUSSO (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023", to appropriate funds received under the American Rescue Plan Act to the Chief Administrative Officer to fund the purchase of vehicles and equipment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

(Fiscal Note received).

(Technical Correction needed).

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

34052 - 29351 M.C.S.

35. CAL. NO. 34,060 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023," to appropriate funds received under Act 170 of the 2022 Regular Legislative Session to the Department of Police to purchase furniture, operational materials, and information technology equipment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

(Fiscal Note received).

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

ADOPTED.

34060 - 29354 M.C.S.

36. CAL. NO. 34,061 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023," to appropriate funds received under Act 170 of the 2022 Regular Legislative Session to the New Orleans Police Department to purchase furniture, operational materials, and information technology equipment; and otherwise, to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 6/2/23).

(Fiscal Note received).

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

ADOPTED.

34061 - 29355 M.C.S.

37. RESOLUTION - NO. R-23-73 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

RESOLUTION IMPLEMENTING MINIMUM RELIABILITY PERFORMANCE
STANDARDS FOR ELECTRIC DISTRIBUTION WITH ASSOCIATED
FINANCIAL PENALTIES FOR SUBSTANDARD PERFORMANCE
DOCKET NO. UD-17-04

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

(The Utility, Cable, Telecommunications and Technology Committee and Climate Change and Sustainability Committee recommended approval).

ADOPTED.

R-23-73

38. RESOLUTION - NO. R-23-74 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

RESOLUTION AND ORDER PROVIDING GUIDANCE AND ESTABLISHING FURTHER PROCEDURAL DEADLINES WITH RESPECT TO SYSTEM RESILIENCY AND STORM HARDENING
DOCKET UD-21-03

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

(The Utility, Cable, Telecommunications and Technology Committee and Climate Change and Sustainability Committee recommended approval).

ADOPTED.

R-23-74

39. RESOLUTION - NO. R-23-75 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

RESOLUTION AND ORDER ADOPTING ENO'S REQUEST TO MODIFY ELECTRIC RATE SCHEDULES AND PROPOSED PUBLIC DIRECT CURRENT FAST CHARGING STATION PROJECT DOCKET UD-18-01 and DOCKET UD-18-07

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

(The Utility, Cable, Telecommunications and Technology Committee and Climate Change and Sustainability Committee recommended approval).

ADOPTED.

R-23-75

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

MOVED BY: Giarrusso

SECONDED BY: Thomas

ACTION: Adopt

YEAS: Giarrusso, Green, Harris, Moreno, Morrell, Thomas - 6

NAYS: 0

ABSTAIN: 0

ABSENT: King - 1
RECUSED: 0
AND THE MOTION PASSED.

41. AND THE CONSENT AGENDA WAS ADOPTED.

1. LEGISLATIVE GROUPING

1a. COMMUNICATION - FROM MONIQUE N. GREEN, LEGISLATIVE DIRECTOR, COUNCILMEMBER EUGENE J. GREEN, JR., DISTRICT "D"

Brief:

Transmitting the Mayor's Office of Economic Development's recommendation of approval, and requesting the scheduling of a public hearing, for the following Tax Exemption application:

* ITE Application #2022-0049, 3201 France Road,
Terviva Industries LLC

Annotation:

ELECTRONICALLY SUBMITTED.

(Communication received at the meeting of 2/2/23).

HEARING HELD.

Monique N. Green, Legislative Director ITE Application - 3201 France Road

1b. RESOLUTION - NO. R-23-79 - BY: COUNCILMEMBER GREEN

Brief:

A resolution Approving ITE Application #2020-0049, 3201 France Road.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

ADOPTED.

R-23-79

Speakers:

Will Kusch

Erika Stenner

Michael Burnside

Jordan Mychal

Louis David

MOVED BY: Green

SECONDED BY: Thomas

ACTION: Adopt

YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

1. **LEGISLATIVE GROUPING**

1a. DEMOLITION REQUEST - OF MR. ROSS CLAIBORNE, REAL ESTATE DEVELOPMENT, VERDAD REAL ESTATE & CONSTRUCTION SERVICES

Brief:

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

* 1923 St. Charles Avenue, 22-36132-DEMO-Council
District "B"

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Harris, District B, Cn. Deadline 3/19/23).
HEARING HELD.

Mr. Ross Claiborne, Real Estate Development - 1923 St. Charles Avenue

1b. MOTION – NO. M-23-76 – BY: COUNCILMEMBER HARRIS

Brief:

Approving the demolition permit for the property located at 1923 St. Charles Avenue.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

M-23-76

MOVED BY: Harris
SECONDED BY: Green
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Moreno - 1
RECUSED: 0
AND THE MOTION PASSED.

2. DEMOLITION REQUEST - OF CARLOS HAMPTON

Brief:

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

* 2227 N. Derbigny Street, 22-36701-DEMO-RSFD – Council

District "D"

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 3/19/23).

CONTINUED TO THE MEETING OF 3/9/23.

Demolition Appeal - Carlos Hampton - 2227 N Derbigny St.

3. LEGISLATIVE GROUPING

3a. HDLC APPEAL - OF JUDGE MICHAEL BAGNERIS (RET) - REPRESENTING CYPRESS COAST CONCEPTS LLC**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision to levy a fine of \$21,690.00 for the unpermitted demolition for property located at 2220 Broadway Street.

Annotation:

(Cm. Giarrusso, District A, Cn. Deadline 3/20/23).

(Report received at the meeting of 2/2/23).

CONTINUED TO THE MEETING OF 3/9/23.

Judge Michael Bagneris - 2220 Broadway Street3b. MOTION – NO. M-23-80 – BY: COUNCILMEMBER GIARRUSSO**Brief:**

Granting the applicant's request to appeal a fine of \$21,690 for unpermitted demolition and reducing the fine to \$15,000 for the property located at 2220 Broadway.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

CONTINUED TO THE MEETING OF 3/9/23.

M-23-80

4. LEGISLATIVE GROUPING

4a. HDLC APPEAL – OF SIMONE CIFUENTES**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of new standing seam metal roof for property located at 725 Mandeville Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 3/20/23).

(Report will be received on today's Consent Agenda).

HEARING HELD.

Simone Cifuentes - 725 Mandeville St4b. MOTION - NO. M-23-82 - BY: COUNCILMEMBER KING**Brief:**

Granting the applicant's request for the property located at 725 Mandeville Street, subject to two (2) provisos, as follows: 1. The metal roof color shall be limited to a dark shade of gray, black or bronze in a less reflective finish. 2. The details of the metal roof shall be approved by the HDLC.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-82

Speaker:

Simone CiFuentes

MOVED BY: King
SECONDED BY: Green
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

5. ZONING DOCKET NO. 95/22 - CITY COUNCIL MOTION M-22-467**Brief:**

Requesting a Text Amendment to Article 19 of the Comprehensive Zoning Ordinance (CZO) to establish a new Interim Zoning District (IZD) to be named the Residential Short Term Rental Interim Zoning District. The intent of the IZD is to establish a temporary prohibition of Residential Short Term Rental (STR) uses citywide and to prevent any issuance of new Residential Short Term Rental permits or licenses. The three prohibited use categories include: Residential Short Term Rental, Small; Residential Short Term Rental, Large; and Residential Short Term Rental, Partial Unit. The proposed Text Amendment would affect properties citywide. The recommendation of the City Planning Commission being for "MODIFIED APPROVAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., Citywide, Cn. Deadline 4/3/23).

CONTINUED TO THE MEETING OF 3/9/23.

ZD 95/226. ZONING DOCKET NO. 1/23 - ROBERT SCHOPPE AND CONSTANCE SCHOPPE

Brief:

Requesting a Zoning Change from an HU-RD1 Historic Urban Two-Family Residential District to an HU-MU Historic Urban Mixed-Use District and a conditional use to permit a reception facility in an HU-MU District, on Square 897, Lot E, in the Third Municipal District, bounded by Esplanade Avenue, North Prieur Street, North Roman Street, and Kerlerrec Street (Municipal Address: 1819 Esplanade Ave). The recommendation of the City Planning Commission being "FOR DENIAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 4/3/23).

CONTINUED TO THE MEETING OF 3/9/23.

ZD NO. 1/237. ZONING DOCKET NO. 2/23 - CITY COUNCIL MOTION NO. M-22-485**Brief:**

Requesting a Text Amendment to the Comprehensive Zoning Ordinance to modify the Residential Short Term Rental regulations to bring them into compliance with the decision by the United States Court of Appeals for the Fifth Circuit which determined the homestead exemption requirement to be unconstitutional. The motion includes fourteen (14) items for CPC staff's consideration:

- * Additional/new prohibitions, including capping
Measures such as limiting the number of licenses held by a property owner, limiting the number of STRs an operator can operate, or creating restrictions based on block-face and/or neighborhood caps, spacing, or census tract;
- * Adjusting oversight responsibilities currently
Applicable to owners and operators, including the possible shift to an on-site host requirement or allowance for an on-site operator in lieu of owner;
- * Applicable regulations that may be available relative
to the internet platforms that provide STR listings, including platform accountability;
- * Changes to the existing STR categories and license types;
- * Compliance standards;
- * Requiring platforms to collect data;
- * Enforcement mechanisms and penalties
including the revocation of licenses and prevention of applicants' ability to apply for new licenses due to historical quality of life violations; use. This includes the possibility of adopting total bans by zoning

district, by neighborhood, or citywide.

The proposed text changes would affect

regulations that are applied city-wide.

The recommendation of the City Planning

Commission being for "MODIFIED APPROVAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., Citywide, Cn. Deadline 4/3/23).

CONTINUED TO THE SPECIAL MEETING OF 3/2/23.

ZD NO. 2/23

8. LEGISLATIVE GROUPING

8a. ZONING DOCKET NO. 6/23 - CCW PROPERTIES

Brief:

Requesting a Conditional Use to permit live entertainment (secondary use) in a brewery in an MU-1 Medium Intensity Mixed-Use District, on Square 21, Lot X, in the Fourth Municipal District, bounded by Tchoupitoulas, Eighth, Saint Thomas and Seventh Streets (Municipal Address: 3033 Tchoupitoulas Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to two (2) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 4/3/23).

HEARING HELD.

ZD NO. 6/23

8b. MOTION – NO. M-23-71 – BY: COUNCILMEMBER HARRIS

Brief:

Approving and granting the applicant's Conditional Use request on ZD NO. 6/23, subject to two (2) provisos for the property located at 3033 Tchoupitoulas Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-71

Speaker:

Doug Waln Jr.

MOVED BY:

Harris

SECONDED BY:

Giarrusso

ACTION:

Adopt

YEAS:

Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7

NAYS:

0

ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

9. CAL. NO. 33,893 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to ordain Section 70-10 of the Code of the City of New Orleans to establish reporting requirements applicable to the Department of Finance, including both a statement to be issued alongside each payment the City of New Orleans provides to a security and improvement district, and an annual financial report to be transmitted to the City Council, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
CONTINUED TO THE MEETING OF 3/9/23.

33893

10. LEGISLATIVE GROUPING

10a. CAL. NO. 34,020 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

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 funds to the Mayor's Office of Workforce Development, within Miscellaneous Programs, to provide funding for an increase in youth participants; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 5/18/23).
(Budget/Audit/Board of Review Committee recommended approval with amendment).

34020 - 29335 M.C.S.

10b. AMENDMENT TO ORDINANCE NO. 34,020 - BY: COUNCILMEMBER MORENO

Brief:

- (1) On page 2, line 3, replace the figure "\$1,900,000" with "\$2,100,000"
- (2) On page 2, line 4, replace the figure "\$1,900,000" with "\$2,100,000"
- (3) On page 2, line 7, replace the figure "\$1,900,000" with "\$2,100,000"
- (4) On page 2, line 8, replace the figure "\$1,900,000" with "\$2,100,000"

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

34020 AM

MOVED BY: Moreno
SECONDED BY: Green
ACTION: Amendment
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

Speakers:
Michael Wilis
George Mahdi
Michael Burnside

MOVED BY: Moreno
SECONDED BY: Green
ACTION: As Amended
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

ORD. NO. 29335 M.C.S. AS AMENDED

11. LEGISLATIVE GROUPING

11a. CAL. NO. 34,021 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, GREEN, KING AND THOMAS

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 Mayor's Office of Workforce Development, within Miscellaneous Programs, to provide funding for an increase in youth participants; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 5/18/23).
(Budget/Audit/Board of Review Committee recommended approval with amendment).

34021 - 29336 M.C.S.

11b. AMENDMENT TO ORD. CAL. NO. 34,021 - BY: COUNCILMEMBER MORENO

Brief:

- (1) On page 2, line 8, replace the figure "\$1,900,000" with "\$2,100,000"
- (2) On page 2, line 9, replace the figure "\$1,900,000" with "\$2,100,000"
- (3) On page 2, line 13, replace the figure "\$1,900,000" with "\$2,100,000"
- (4) On page 2, line 14, replace the figure "\$1,900,000" with "\$2,100,000"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34021 AM

MOVED BY: Moreno
SECONDED BY: Green
ACTION: Amendment
YEAS: Giarrusso, Green, King, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Harris - 1
RECUSED: 0
AND THE MOTION PASSED.

MOVED BY: Moreno
SECONDED BY: King
ACTION: As Amended
YEAS: Giarrusso, Green, King, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Harris - 1
RECUSED: 0
AND THE MOTION PASSED.

ORD. NO. 29336 AS AMENDED

12. LEGISLATIVE GROUPING

12a. CAL. NO. 34,025 - BY: COUNCILMEMBERS GIARRUSSO, GREEN, MORENO AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend and re-ordain Ordinance No. 29,272 M.C.S., entitled "An Ordinance Providing a Capital Budget for the Year 2023", to effect the following change to the 2023 Capital Budget: to de-appropriate funds from the Chief Administrative Office, the Department of Human Services, the Department of Property Management, the Department of Public Works, the Department of Sanitation, the Mosquito, Termite and Rodent Control Board, and the New Orleans Recreation Development Commission; to appropriate funds to the Chief Administrative Office, the Department of Health, the Department of Human Services, the Department of Parks and Parkways, the Department of Property Management, the Department of Public Works, the New Orleans Fire Department, the New Orleans Recreation

Development Commission, and the Municipal Yacht Harbor; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

(Fiscal Note received).

(Referred to the Budget Committee).

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

34025 - 29338

12b. AMENDMENTS TO ORD. CAL. NO. 34,025 - BY: COUNCILMEMBER GIARRUSSO
(BY REQUEST).

Brief:

- (1) On page 2, line 37, delete the words: "Department of Sanitation".
- (2) On page 2, line 38, delete the words: "2019 BOND FUNDS".
- (3) On page 2, line 39, delete the words: "60037-SANITATION FIELD
OP OFFICE & WAREHOUSE \$204,167".
- (4) On page 2, line 40, delete the words "2021 BONDS".
- (5) On page 2, line 41, delete the words: "60071-PUBLIC
FACILITIES \$2,800,000".
- (6) On page 2, line 42, delete the words: "DEPARTMENT
OF SANITATION TOTAL \$3,004,167".
- (7) On page 3, line 58, delete the figure: "\$16,358,580"
and replace with "\$13,354,413".
- (8) On page 4, line 83, delete the figure: "\$485,638"
and replace with "\$281,471".
- (9) On page 4, line 85, delete the figure: "\$3,896,967"
and replace with "\$1,096,967".
- (10) On page 4, line 95, delete the figure: "\$11,373,208"
and replace with "\$8,369,041".
- (11) On page 5, line 124, delete the figure: "62,132,325"
and replace with "5\$9,128,158"

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34025 AM

MOVED BY: Giarrusso

SECONDED BY: Harris
ACTION: Amendment
YEAS: Giarrusso, Harris, King, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Green - 1
RECUSED: 0
AND THE MOTION PASSED.

MOVED BY: Giarrusso
SECONDED BY: Harris
ACTION: As Amended
YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Green, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.

ORD. NO. 29338 AS AMENDED

13. CAL. NO. 34,043 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to amend and reordain section 1-13 to the Code of the City of New Orleans to increase the default penalty for violations of the Code; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 5/19/23).
CONTINUED TO THE MEETING OF 3/9/23.

34043

14. CAL. NO. 34,044 - BY: COUNCILMEMBER KING

Brief:

An ordinance to add section 26-487 to the Code of the City of New Orleans to require parking attendants in certain parking lots during certain special events; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 5/19/23).
CONTINUED TO THE MEETING OF 3/9/23.

34044

15. CAL. NO. 34,045 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to amend and reordain Sections 162-1656 and 162-1669 of the Code of the City of New Orleans to increase the total number of pedicab CPNCs to be issued, to align Sec. 162-1656 with the transfer of ground transportation administration to the Department of Public Works as established via Ordinance Calendar No. 33,245, to update the Code citation within Sec. 162-1669; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 5/19/23).

34045 - 29345 M.C.S.

Speaker:

Jordan Mychal

MOVED BY: Thomas

SECONDED BY: Moreno

ACTION: Adopt

YEAS: Giarrusso, Green, Harris, King, Moreno, Thomas - 6

NAYS: 0

ABSTAIN: 0

ABSENT: Morrell - 1

RECUSED: 0

AND THE MOTION PASSED.

16. CAL. NO. 34,046 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to establish section 26-80 of the Code of the City of New Orleans relative to inspections of multi-family housing units of ten units or more when there is a violent crime incident on the premises; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

CONTINUED TO THE MEETING OF 4/20/23.

34046

17. CAL. NO. 34,047 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a new Cooperative Endeavor Agreement (“CEA”) with Lakeview Crime Prevention District (“LCPD”), to aid in crime prevention and to add to the security of district residents by providing for an increase in the presence of law enforcement personnel in the LCPD, as more fully detailed in the CEA as Exhibit “1”; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

34047 - 29346 M.C.S.

MOVED BY: Giarrusso
SECONDED BY: King
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Morrell, Thomas - 2
RECUSED: 0
AND THE MOTION PASSED.

18. CAL. NO. 34,048 - BY: COUNCILMEMBER KING (BY REQUEST)**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the “City”), and Total Community Action, Inc. (“Contractor”), for a term greater than one year, for the public purpose of reducing food insecurity and improving the overall health of households in targeted, low-income City neighborhoods at 1420 S. Norman C. Francis Pkwy., New Orleans, Louisiana 70125, as more fully set forth in the Cooperative Endeavor Agreement, titled Exhibit “1”; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/2/23).

34048 - 29347 M.C.S.

MOVED BY: King
SECONDED BY: Giarrusso
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Morrell, Thomas - 2
RECUSED: 0
AND THE MOTION PASSED.

19. CAL. NO. 34,049 - BY: COUNCILMEMBER THOMAS (BY REQUEST)**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the “City”) and Orleans Public Defenders (“OPD”), for a term greater than one year, for the public purpose in assisting the OPD with providing legal services to indigent persons in criminal proceedings within the City of New Orleans, as more fully detailed in the Cooperative Endeavor Agreement as Exhibit “A”; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/2/23).

34049 - 29348 M.C.S.

MOVED BY: Thomas
SECONDED BY: Green
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Morrell - 1
RECUSED: 0
AND THE MOTION PASSED.

20. CAL. NO. 34,050 - BY: COUNCILMEMBER KING (BY REQUEST)**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the "City") and the Arts Council of New Orleans ("Arts Council") for a term greater than one year, to accomplish the public purpose of supporting the arts within the City the Community Arts Grants program, as more fully detailed in the Cooperative Endeavor Agreement as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/2/23).

34050 - 29349 M.C.S.

MOVED BY: King
SECONDED BY: Harris
ACTION: Adopt
YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Green, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.

21. CAL. NO. 34,057 - BY: COUNCILMEMBER MORRELL**Brief:**

An Ordinance to ordain Article XV of Chapter 2 of the Code of the City of New Orleans, consisting of Section 2-1200; to provide relative to emergency declarations; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/2/23).
REFERRED TO THE GOVERNMENTAL AFFAIRS COMMITTEE.
CONTINUED TO THE MEETING OF 4/20/23.

34057

22. CAL. NO. 34,058 - BY: COUNCILMEMBER THOMAS (BY REQUEST)**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the "City") and the New Orleans Redevelopment Authority ("NORA"), for a term greater than one year, for the public purpose of the redevelopment of the former Six Flags/Jazzland site in the City of New Orleans, as more fully detailed in the Cooperative Endeavor Agreement as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

34058 - 29352 M.C.S.

Speakers:

Michael Burnside

Mr. Harry J. Morgan

MOVED BY: Thomas
SECONDED BY: Harris
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Thomas - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Moreno, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.

23. CAL. NO. 34,059 - BY: COUNCILMEMBERS HARRIS AND GIARRUSSO (BY REQUEST)**Brief:**

An Ordinance authorizing the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement between the City of New Orleans (the "City"), and The Louisiana Music and Heritage Experience, Inc. ("LMHE"), for a term greater than one year, for the public purpose of the preservation and education of the history of music in the City of New Orleans, as more fully detailed in the Cooperative Endeavor Agreement as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

34059 - 29353 M.C.S.

MOVED BY: Harris
SECONDED BY: Giarrusso
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Thomas - 5
NAYS: 0
ABSTAIN: 0

ABSENT: **Moreno, Morrell - 2**
RECUSED: **0**
AND THE MOTION PASSED.

1. EXECUTIVE SESSION

Brief:

PURSUANT TO LOUISIANA REVISED STATUTE §§ 42:16 AND 42:17(A)(2), THE COUNCIL OF THE CITY OF NEW ORLEANS MAY CONVENE IN EXECUTIVE SESSION DURING ITS REGULAR MEETING ON FEBRUARY 16, 2023 FOR THE PURPOSE OF DISCUSSING THE FOLLOWING LITIGATION:

1. Hignell-Stark, et al. v. City of New Orleans, Case No. 2:19-cv-13773, United States District Court for the Eastern District of Louisiana, Judge Ivan L.R. Lemelle

Annotation:

ELECTRONICALLY SUBMITTED.
SESSION HELD.

2023-2-16 Executive Session Public Notice

MOVED BY: **Giarrusso**
SECONDED BY: **Thomas**
ACTION: **Enter Executive Session**
YEAS: **Giarrusso, Green, Harris, King, Thomas - 5**
NAYS: **0**
ABSTAIN: **0**
ABSENT: **Moreno, Morrell - 2**
RECUSED: **0**
AND THE MOTION PASSED.

1. COUNCIL IN EXECUTIVE SESSION

2. COUNCIL RECONVENED

UPON CALLING THE ROLL THE FOLLOWING MEMBERS ANSWERED TO THEIR NAMES:

PRESENT:
GIARRUSSO
GREEN
HARRIS
KING
MORENO (VICE PRESIDENT)
MORRELL (PRESIDENT)
THOMAS

SEVEN MEMBERS PRESENT, CONSTITUTING A QUORUM.

REGULAR AGENDA

24. CAL. NO. 34,062 - BY: COUNCILMEMBER THOMAS (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 54-28 and Section 54-338 of the Code of the City of New Orleans, to allow for custodial arrest for adults for the careless storage of a firearm that results in a minor either causing, or attempting to cause, the injury or death of themselves or any other person, or causes the firearm to fire; and provides for a penalty for any person who fails to secure a firearm that a minor obtains, which results in a minor either causing, or attempting to cause, the injury or death of themselves or any other person or causes the firearm to fire; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

CONTINUED TO THE MEETING OF 3/9/23.

34062

25. LEGISLATIVE GROUPING

25a. CAL. NO. 34,063 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to amend and reordain Section 54-357 of the Code of the City of New Orleans to increase the penalty for not reporting lost and stolen firearms, and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/2/23).

34063 - 29356 M.C.S.

25b. AMENDMENT TO ORD. CAL. NO. 34,063 - BY: COUNCILMEMBER GIARRUSSO

Brief:

1) On page 1, Section 1, replace lines 2 – 3 with the following:

- (a) The owner of a lost or stolen firearm shall report the loss or theft to the New Orleans Police Department within 48 hours after discovery of the loss or theft.

2) On page 1, Section 1, replace lines 4 – 5 with the following:

- (b) It shall be the responsibility of the New Orleans Police Department to document the loss or theft, including, if known, the serial number of the lost or stolen firearm.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

34063 AM

Speaker:
Michael Burnside

MOVED BY: Green
SECONDED BY: Giarrusso
ACTION: Amendment
YEAS: Giarrusso, Green, Harris, King, Morrell - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Moreno, Thomas - 2
RECUSED: 0
AND THE MOTION PASSED.

MOVED BY: Green
SECONDED BY: Giarrusso
ACTION: As Amended
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

ORD. NO. 29356 M.C.S. AS AMENDED

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

Brief:

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

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 3/31/23).
(Referred to the Governmental Affairs Committee).
CONTINUED TO THE MEETING OF 5/25/23.

LO M-22-516

27. RESOLUTION (LYING OVER) - NO. R-22-529 - BY: COUNCILMEMBERS GIARRUSSO AND THOMAS (BY REQUEST)

Brief:

Requesting that the below organization to receive Wisner grant funds and the amount to be awarded: New Orleans Police and Justice Foundation, Inc. \$1,000,000

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 4/14/23).

(Referred to the Budget Committee).

WITHDRAWN.

LO R-22-529

28. MOTION - NO. M-23-63 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (Sewerage and Water Board) Rule IV, Section 13 (Holiday Pay): as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-63**MOVED BY:** Giarrusso**SECONDED BY:** Green**ACTION:** Adopt**YEAS:** Giarrusso, Green, Harris, King, Moreno, Morrell - 6**NAYS:** 0**ABSTAIN:** 0**ABSENT:** Thomas - 1**RECUSED:** 0**AND THE MOTION PASSED.**

29. MOTION - NO. M-23-64 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (Fire) Rule IV, Section 1.3 (Pay Plan): as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-64**MOVED BY:** Giarrusso**SECONDED BY:** Harris**ACTION:** Adopt**YEAS:** Giarrusso, Green, Harris, King, Moreno, Morrell - 6**NAYS:** 0

ABSTAIN: 0
ABSENT: Thomas - 1
RECUSED: 0
AND THE MOTION PASSED.

30. MOTION - NO. M-23-65 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (HDLC/VCC) New Classification: as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-65

MOVED BY: Giarrusso
SECONDED BY: Green
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Thomas - 1
RECUSED: 0
AND THE MOTION PASSED.

31. MOTION - NO. M-23-66 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (HEALTH/ EMS Special Rate of Pay): as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-66

MOVED BY: Giarrusso
SECONDED BY: Moreno
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Thomas - 1
RECUSED: 0
AND THE MOTION PASSED.

32. MOTION - NO. M-23-67 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (Safety and Permits) Title Changes, Hiring Rates and New Classification (Building Plan Reviewer: as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-67

MOVED BY: Giarrusso
SECONDED BY: Moreno
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Thomas - 1
RECUSED: 0
AND THE MOTION PASSED.

33. MOTION - NO. M-23-68 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendment to the Classified Pay Plan (French Quarter Supplemental Police Patrol Program) New Special Rate of Pay (Police): as adopted by the Civil Service Commission at its meeting of January 20, 2023 in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-68

MOVED BY: Giarrusso
SECONDED BY: Moreno
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

34. MOTION - NO. M-23-69 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendments to the Classified Pay Plan (Parental Leave) Rule 1, Section 1 (Definitions): as adopted by the Civil Service Commission at its meeting of January 20, 2023, in accordance with Article X, Section 10 of the Constitution of Louisiana, to be effective February 19, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

M-23-69

E-Comments

Lee M. Abbott

Hamilton Jones

Michael Williamson

Keith Liederman

MOVED BY: Giarrusso

SECONDED BY: Thomas

ACTION: Adopt

YEAS: Giarrusso, Green, Harris, King, Moreno, Thomas - 6

NAYS: 0

ABSTAIN: 0

ABSENT: Morrell - 1

RECUSED: 0

AND THE MOTION PASSED.

35. RESOLUTION - NO. R-23-70 - BY: COUNCILMEMBER GREEN

Brief:

Approving and adopting the Locally Preferred Alternative for BRT East-West Bank Corridor Project, set forth in the RTA Board report.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

CONTINUED TO THE MEETING OF 3/9/23.

R-23-70

36. MOTION – NO. M-23-72 – BY: COUNCILMEMBER HARRIS

Brief:

Directing the City Planning Commission to conduct a public hearing to consider a Zoning Change From HU-MU Historic Urban Neighborhood Mixed Use District to HU-RD2 Historic Urban Two Family Residential District on the 500 block of Second Street and the 500 block of Third Street.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

M-22-72

Speaker:
Sam Levin

MOVED BY: Harris
SECONDED BY: Moreno
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Thomas - 1
RECUSED: 0
AND THE MOTION PASSED.

37. MOTION – NO. M-23-77 – BY: COUNCILMEMBER HARRIS

Brief:

Directing the City Planning Commission to conduct a public hearing to consider a Zoning Map amendment from an MU-2 High Intensity Mixed-Use District to an HU-RM2 Multi-Family Residential District in the entirety of the currently zoned MU-2 within the boundaries of the Pontchartrain Expressway, South Saratoga Street, Felicity Street, and Carondelet Street.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).
WITHDRAWN.

M-23-77

Speakers:
Michael Burnside
Jo Ann Minor
Ron Loesel
Sam Levin
Sadat Spencer
Jewel Chavis
Tanada Armstrong
Nick Bruno
Cierra Chenier
Constance Thompson
Jessica Walker
Andrew Levin
Nicole Webre

E-Comment:
Samuel Worth
Nicholas Bruno

38. RESOLUTION – NO. R-23-78 – BY: COUNCILMEMBER MORENO**Brief:**

Urging continued collaboration to bring Rapid DNA to the Orleans Justice Center (OJC).

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

R-23-78

MOVED BY: Moreno
SECONDED BY: Thomas
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: King - 1
RECUSED: 0
AND THE MOTION PASSED.

39. RESOLUTION – NO. R-23-81 – BY: COUNCILMEMBER MORRELL**Brief:**

A RESOLUTION in support of the Civil Service Department reinstituting the promotional test for the rank of major in the Police Department.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

R-23-81

MOVED BY: Morrell
SECONDED BY: Green
ACTION: Adopt
YEAS: Giarrusso, Green, Harris, Moreno, Morrell, Thomas - 6
NAYS: 0
ABSTAIN: 0
ABSENT: King - 1
RECUSED: 0
AND THE MOTION PASSED.

40. MOTION - NO. M-23-83 - BY: COUNCILMEMBERS GIARUSSO, THOMAS (BY REQUEST), MORRELL, MORENO, GREEN, HARRIS, KING AND GREEN**Brief:**

Adding the President of the Council as a signatory to the contract between the City of New Orleans and On Scene Services, LLC, and authorizing the President of the Council to sign the professional services agreement between the City of New Orleans and On Scene Services, LLC, as Exhibit A.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

M-23-83

MOVED BY: Giarrusso

SECONDED BY: Morrell

ACTION:

ACTION:Suspend the Rules to receive Motion No. M-23-83, not on the Council's Agenda.

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

NAYS: 0

ABSTAIN: 0

ABSENT: Harris, Thomas - 2

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Giarrusso

SECONDED BY: King

ACTION: Add Item to Agenda

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

NAYS: 0

ABSTAIN: 0

ABSENT: Harris, Thomas - 2

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Giarrusso

SECONDED BY: Morrell

ACTION: Adopt

YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

POINT OF PERSONAL PRIVILEGE - CN. THOMAS - FORGIVING ALL ROAD HOMES LOANS IN THE LOWER NINTH WARD

41. ORDINANCES ON FIRST READING

CALENDAR NO. 34,064 THRU 34,081.

INTRODUCED AND LAID OVER AS REQUIRED BY LAW.

MOVED BY: Giarrusso

SECONDED BY: Harris

ACTION: Adjourn

YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7

NAYS: 0

ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

41a. **CAL. NO. 34,064 - BY: COUNCILMEMBER KING**

Brief:

An Ordinance to effect a zoning change from an S-RS Suburban Single-Family Residential District to an S-RD Suburban Two-Family Residential District, located in the Residential Short Term Rental Interim Zoning District, on Square 277, Lots 13 through 20, in the Fifth Municipal District, bounded by Bennett Street, Henderson Street, Adrian Street, and Maumus Avenue (Municipal Address: **3670 Bennett Street**); and otherwise to provide with respect thereto. *(ZONING DOCKET NO. 93/22)*

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 5/3/23).

(Cn. Deadline 4/20/22).

34064

41b. **CAL. NO. 34,065 - BY: COUNCILMEMBER KING**

Brief:

An Ordinance to amend and reordain Article 19 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 establish a new Interim Zoning District (IZD) called the Lower Algiers Rural Protection Interim Zoning District, the intent of which is to temporarily prohibit the development of multi-family residences in S-RM1 Multiple-Family Residential Districts and commercial development in S-B2 Pedestrian Oriented Corridor Business Districts to allow for appropriate impact studies regarding drainage, road and utility infrastructure, municipal services for fire, police, emergency response services, and other public safety considerations, and an environmental impact analysis, in the area generally bounded by the Intercoastal Waterway, the Mississippi River, the Donner Canal, and Delacroix Road; and otherwise to provide with respect thereto. *(Zoning Docket NO. 98/22)*

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 5/3/23).

(Cn. Deadline 4/20/22).

34065

41c. **CAL. NO. 34,066 - BY: COUNCILMEMBER KING**

Brief:

An Ordinance to effect a zoning change from an HU-RM2 Historic Urban Multi-Family Residential District to an HU-MU Historic Urban Neighborhood Mixed-Use District, located in the Residential Short Term Rental Interim Zoning District and the Small Multi-Family Affordable Short Term Rental Interim Zoning District on Square 124, Lots 1, 2, 2 or an undesignated lot, and 5-D in the Second Municipal District, bounded by Iberville Street,

Crozat Street, Bienville Street, and Basin Street (Municipal Addresses: 235-237 Basin Street and 1208-1216 Bienville Street); and otherwise to provide with respect thereto. (***Zoning Docket NO. 99/22***)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 5/3/23).

(Cn. Deadline 4/20/22).

34066

41d. **CAL. NO. 34,067 - BY: COUNCILMEMBER GREEN**

Brief:

An Ordinance to establish a conditional use to permit the retail sales of packaged alcoholic beverages in an S-B2 Suburban Pedestrian-Oriented Corridor Business District, EC Enhancement Corridor Design Overlay District, Residential Short Term Rental Interim Zoning District, and the rescission of Ordinance No. 26,413 MCS (Zoning Docket 092/19), on Square 4056, Lots 1, 2, 3, and 4, in the Third Municipal District, bounded by Filmore Avenue, Marigny Street, Mithra Street, and Elysian Fields Avenue (Municipal Addresses: 2221 Filmore Avenue and 5300 Marigny Street); and otherwise to provide with respect thereto. (***Zoning Docket No. 4/23***)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 5/3/23).

(Cn. Deadline 4/20/22).

34067

41e. **CAL. NO. 34,068 - BY: COUNCILMEMBER GREEN**

Brief:

An Ordinance to rename the entirety of Higgins Boulevard, running between Almonaster Avenue and Alvar Street, to Carver Rams Way; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34068

41f. **CAL. NO. 34,069 - BY: COUNCILMEMBER HARRIS**

Brief:

An Ordinance authorizing the execution of a cooperative endeavor agreement by and among the City of New Orleans, State of Louisiana; Broad Street Sports Entertainment and Dining Economic Development District, State of Louisiana; and Five O Fore Golf LLC, related to the collection, use, and expenditure of a two percent (2%) sales and use tax to be levied in said district, and providing for other matters in connection therewith.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

34069

41g. CAL. NO. 34,070 - BY: COUNCILMEMBERS GIARRUSSO, MORRELL, MORENO, HARRIS, KING, GREEN AND THOMAS

Brief:

An Ordinance to amend Section 154-534 of the Code of the City of New Orleans to require operable flashing lights in all school zones with existing flashing lights; and otherwise to provide with respect thereto.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

34070

41h. CAL. NO. 34,071 – BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance calling an election on October 14, 2023, at which the electors of the City of New Orleans shall be asked to approve an amendment to Section 6-102 of the Home rule Charter requiring the submission of the operating budget and the proposed revenue and operating budget and the proposed revenue and operating budget ordinances be submitted to the Council not later than the first day of October; an amendment to Section 6-104 of the Home Rule Charter requiring the Mayor to submit to the Council the capital program as prepared by the City Planning Commission, the capital budget message, and the proposed capital budget ordinance not later than the first day of October; and otherwise to provide with respect thereto.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

34071

41i. CAL. NO. 34,072 – BY: COUNCILMEMBER GIARRUSSO

Brief:

An Ordinance calling an election on October 14, 2023, at which the electors of the City of New Orleans shall be asked to approve an amendment to the Home Rule Charter to establish the Department of Code Enforcement; reassign certain duties of the Departments of Safety and Permits and Sanitation to the Department of Code Enforcement; and otherwise to provide with respect thereto.

Annotation:
ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 6/16/23).

3407241j. **CAL. NO. 34,073 – COUNCILMEMBER GIARRUSSO (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 expansion of the Monticello Canal Culverts at Airline Highway, as more fully set forth in the Cooperative Endeavor Agreement form as “Exhibit A” and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

3407341k. **CAL. NO. 34,074 - BY:COUNCILMEMBERS GREEN, HARRIS AND KING (BY REQUEST)****Brief:**

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 2 (the “Amendment”) to a previously executed Cooperative Endeavor Agreement (“the CEA”) between the City of New Orleans (the “City”) and Odyssey House Louisiana, Inc. (“Odyssey House”) to accomplish the valuable public purpose of providing a safe location for intoxicated persons to be brought to recover to a sober state (the “Sobering Center”); to extend the term of the CEA for four (4) years, as more fully set forth in the Amendment No. 2 form attached hereto as Exhibit 1 and made a part hereof; to add the President of the City Council of New Orleans as a signatory to the Amendment and authorize the President to sign the Amendment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

3407441l. **CAL. NO. 34,075 - BY: COUNCILMEMBER KING (BY REQUEST)****Brief:**

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 1 to a previously-executed Cooperative Endeavor Agreement (“CEA”) between the City of New Orleans (the “City” or “Grantee”) and New Orleans Redevelopment Authority (“NORA”), for a term of one year, for the public purpose of recovering and rebuilding the City of New Orleans through the strategic management and disposition of properties transferred to the City by the Louisiana Land Trust, as more fully detailed in the Amendment No. 1 to the Cooperative Endeavor Agreement attached hereto as Exhibit “1” and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.***(Council Rule 34. Postponement Deadline 6/16/23).***34075

- 41m. **CAL. NO. 34,076 - BY: COUNCILMEMBERSGIARRUSSO, MORENO, GREEN AND THOMAS (BYREQUEST)**

Brief:

An Ordinance to amend Ordinance No. 29265 M.C.S., as amended, entitled “An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023”, to appropriate funds received under the American Rescue Plan Act to The Mayor to fund the construction of resilience hubs at households of faith in Orleans Parish; and otherwise to provide with respect thereto.

Annotation:**ELECTRONICALLY SUBMITTED.*****(Council Rule 34. Postponement Deadline 6/16/23).***34076

- 41n. **CAL. NO. 34,077 - BY: COUNCILMEMBERSGIARRUSSO, MORENO, GREEN AND THOMAS (BYREQUEST)**

Brief:

An Ordinance to amend Ordinance No. 29266 M.C.S., as amended, entitled “An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023”, to appropriate funds received under the American Rescue Plan Act to The Mayor to fund the construction of resilience hubs at households of faith in Orleans Parish; and otherwise to provide with respect thereto.

Annotation:**ELECTRONICALLY SUBMITTED.*****(Council Rule 34. Postponement Deadline 6/16/23).***

- 41o. **CAL. NO. 34,078 - BY: COUNCILMEMBERSGIARRUSSO, MORENO, GREEN AND THOMAS (BYREQUEST)**

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 transfer funds awarded by the Corporation for National and Community Service to the Mayor’s Office AmeriCorps Vista Program; and otherwise to provide with respect thereto.

Annotation:**ELECTRONICALLY SUBMITTED.*****(Council Rule 34. Postponement Deadline 6/16/23).***34078

41p. **CAL. NO. 34,079 - BY: COUNCILMEMBERSGIARRUSSO, MORENO, GREEN AND THOMAS (BYREQUEST)**

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 cover payroll expenses incurred during the grant period of January 26, 2021 through September 30, 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34079

41q. **CAL. NO. 34,080 - BY: COUNCILMEMBERSGIARRUSSO, MORENO, GREEN AND THOMAS (BYREQUEST)**

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 cover payroll expenses incurred during the grant period of January 26, 2021 through September 30, 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34080

41r. **CAL. NO. 34,081 - BY: COUNCILMEMBER MORENO (BY REQUEST)**

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 1 to a previously executed Cooperative Endeavor Agreement (“CEA”) between the City of New Orleans (the “City”) and the New Orleans Family Justice Center, relative to the Advocacy Initiated Response Program, to modify the provisions thereof and extend the term thereof for an additional 1 year, as more fully set forth in the Amendment No. 1, as Exhibit “1” and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 6/16/23).

34081

42. **MEETING ADJOURNED @ 2:55 P.M.**

MOVED BY: Giarrusso

SECONDED BY: Harris

ACTION: Adjourn

YEAS: Giarrusso, Green, Harris, King, Moreno, Morrell, Thomas - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.