

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
held in City Hall Council Chamber
on Thursday, December 15, 2022 at 11:35 A.M.

PRESIDENT
HELENA MORENO
Councilmember-At-Large



VICE PRESIDENT
JP MORRELL
Councilmember-At-Large

2. **INVOCATION - LIEUTENANT COMMANDER JOSHUA OKWORI, CHAPLAIN UNITED STATES NAVY**
3. **PRESENTATION OF COLORS - JOINT COLOR GUARD**
4. **PLEDGE OF ALLEGIANCE – LIEUTENANT PHILLIP VANDERWEIT, UNITED STATES COAST GUARD**
5. **NATIONAL ANTHEM- MARINE CORPS BAND, STAFF SERGEANT DANIEL PAXTON, BAND LEADER**

6. 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 - MAJOR GENERAL DAVID MIZE, USMC RET., CHAIRMAN OF THE MAYOR'S MILITARY ADVISORY COMMITTEE

Brief:

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

Annotation:

(Cm. Moreno).
APPEARED.

2. SECOND ORDER OF BUSINESS

3. THIRD ORDER OF BUSINESS

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

On calling the roll, the following members answered to their names:

PRESENT: Giarrusso, Harris, Moreno, Morrell, Thomas - 5

ABSENT: Green, King - 2

FIVE MEMBERS PRESENT, CONSTITUTING A QUORUM.

Cm. King arrived later in the meeting.

1. APPROVAL OF THE MINUTES – November 3, 2022, November 17, 2022 and November 29, 2022 (Special Meeting).

Annotation:

APPROVED.

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

19. LEGISLATIVE GROUPING

19a. CAL. NO. 33,937 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend and reordain Chapter 159, Sections 159-2 and 159-3, and ordain Sections 159-4 and 159-5 to establish the billing dispute and appeals procedures for the Sewerage and Water Board of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/3/23).

(SWBNO Billing Advisory Committee recommended approval).

(Referred to the Public Works Committee).

ADOPTED, AS AMENDED.

33937-29278 M.C.S.

19b. AMENDMENT TO ORDINANCE CALENDAR NO. 33,937 - BY: COUNCILMEMBERS MORRELL AND GIARRUSSO

Brief:

1) On page 1, Section 1, line 15, after the word “amount” and before “is” insert “for water usage”

2) On page 1, Section 1, line 16, after the word “meter” and before “for” insert “by a meter reader”.

3) On page 2, Section 1 line 23, delete the word “an” and insert “a third-party” in lieu thereof.

4) On page 2, in Section 1, at the beginning of line 39, insert “A.” before “SWBNO”.

5) On page 2, in Section 1, line 39, after the word “monthly” and before “.” insert “pursuant to established billing cycles”.

6) On page 2, in Section 1, line 39, after the word “to” delete “send bills” and insert “bill customers” before the word “for”.

7) On page 2, in Section 1, after line 41, insert a line break before Section 2, and insert the following:

“B. Should SWBNO elect to send an estimated bill instead of an actual bill, the billed amount shall equal the average of the last three uncontested actual billed amounts. SWBNO forfeits the right to collect the amount of an estimated bill if not properly calculated.”

8) On page 2, Section 2, line 9, after the word “service” and before “.” insert “via phone, email, at an office location, by mail, or by fax”.

9) On page 3, at the end of line 20, insert a line break and the following text, and relabel the subsections accordingly: “B. Payment during dispute process – While a bill is in dispute as described in section 159-4A, a customer shall only be required to pay the amount of the last uncontested bill.”

10) On page 3, Section 2 line 25, after the word “customer” and before the word “with” insert “, including those enrolled in paperless billing,”.

11) On page 3, Section 2 line 26, after the word “file” delete “and by posting at the service location”.

12) On page 3, Section 2 line 38, after the word “customer” and before the word “of” insert “7 days in advance”.

13) On page 3, Section 2 line 39, after the word “assessment” and before “.” insert “, and that the customer has the right to refuse the inspection”.

14) On page 4, Section 2 line 50, after the word “within” delete “45” and insert “90” in lieu

thereof.

15) On page 4, Section 2 line 66, after the “.” insert the following:

“In the event the customer requests a rehearing pursuant to Louisiana Revised Statutes Section 49:959(A), the 45-day period to appeal the hearing officer’s decision to the Council shall toll until the rehearing process has concluded.”

16) On page 4, line 67, replace “third party” with “third-party”.

17) On page 5, Section 2 line 79, after the “.” and before the closed quotation mark insert the following: “In accordance with Louisiana Revised Statutes Section 49:964(B), a decision by the Council shall be treated as final and the customer shall have 30 days from the transmission of the notice of the final decision to appeal that decision to district court.”

Annotation:

ELECTRONICALLY SUBMITTED.

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

WITHDRAWN.

33937 Amendment

19c. SUBSTITUTE AMENDMENT TO ORDINANCE CALENDAR NO. 33,937 - BY: COUNCILMEMBERS MORRELL AND GIARRUSSO

Brief:

1. On page 1, Section 1, line 15, after the word “amount” and before “is” insert “for water usage”
2. On page 1, Section 1, line 16, after the word “meter” and before “for” insert “by a meter reader”.
3. On page 2, Section 1 line 23, delete the word “an” and insert “a third-party” in lieu thereof.
4. On page 2, in Section 1, at the beginning of line 39, insert “A.” before “SWBNO”.
5. On page 2, in Section 1, line 39, after the word “monthly” and before “.” insert “pursuant to established billing cycles”.
6. On page 2, in Section 1, line 39, after the word “to” delete “send bills” and insert “bill customers” before the word “for”.
7. On page 2, in Section 1, after line 41, insert a line break before Section 2, and insert the following:

“B. Beginning on May 1, 2023, if SWBNOs elect to send an estimated bill instead of an actual bill, the billed amount shall equal the average of the last three uncontested actual billed amounts. If a customer receives an estimated bill calculated in any other manner, the customer shall only owe SWBNO the average of the last three uncontested actual bill amounts, and SWBNO shall recalculate the bill to reflect the correct amount owed.

1. In the event a customer elects to dispute a bill prior to May 1, 2023, SWBNO shall initiate an investigation in accordance with section 159-5.”
2. On page 2, Section 2, line 9, after the word “service” and before “.” insert “via phone, email, at an office location, by mail, or by fax”.
3. On page 3, at the end of line 20, insert a line break and the following text, and relabel the subsections accordingly:

“B. Payment during dispute process – While a bill is in dispute as described in section 159-4A, a customer shall only be required to pay the amount of the last uncontested bill or the amount reflected on the current bill, whichever is lesser.”

1. On page 3, Section 2 line 25, after the word “customer” and before the word “with” insert “, including those enrolled in paperless billing,”.
2. On page 3, Section 2 line 26, after the word “file” delete “and by posting at the service location”.
3. On page 3, Section 2 line 38, after the word “customer” and before the word “of” insert “7 days in advance”.
4. On page 3, Section 2 line 39, after the word “assessment” and before “.” insert “, and that the customer has the right to refuse the inspection”.
5. On page 4, Section 2 line 50, after the word “within” delete “45” and insert “90” in lieu thereof.
6. On page 4, Section 2 line 66, after the “.” insert the following:

“In the event the customer requests a rehearing pursuant to Louisiana Revised Statutes Section 49:959(A), the 45-day period to appeal the hearing officer’s decision to the Council shall toll until the rehearing process has concluded.”

6. On page 4, in Section 2, line 67, replace “third party” with “third-party”.
7. On page 5, in Section 2 line 79, after the “.” and before the closed quotation mark insert the following:

“In accordance with Louisiana Revised Statutes Section 49:964(B), a decision by the Council shall be treated as final and the customer shall have 30 days from the Council’s decision to appeal that decision to district court.” SECTION 3.THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY ORDAINS, That Customers with a bill in dispute, including those awaiting the results of an administrative hearing, at the time this ordinance goes into effect may appeal the decision of the administrative hearing officer in accordance with section 159-5C. Customers who have received a decision from the administrative hearing officer, and for whom the statutory deadline to appeal the decision under La RS 49:964(B) has not lapsed at the time this ordinance goes into effect, shall have 45 days from the transmittal of the administrative hearing officer’s decision to appeal the decision to the City Council in accordance with section 159-5C.”

Annotation:

ELECTRONICALLY SUBMITTED.

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

33937 Substitute Amendment

MOVED BY: Morrell

SECONDED BY: Harris

ACTION:

ACTION: Suspend the Rules to Receive the foregoing Substitute Amendment.

YEAS: Giarrusso, Harris, Moreno, Morrell, Thomas - 5

NAYS: 0

ABSTAIN: 0

ABSENT: Green, King - 2

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Morrell

SECONDED BY: Thomas

ACTION: Add Item to Agenda

YEAS: Giarrusso, Harris, Moreno, Morrell, Thomas - 5

NAYS: 0

ABSTAIN: 0
ABSENT: Green, King - 2
RECUSED: 0
AND THE MOTION PASSED.

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

SPEAKER(S):
Michael Burnside

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

33937 As Am

18. 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.
(Council Rule 34. Postponement Deadline 1/13/23).
CONTINUED TO THE MEETING OF 1/5/23.

33893

SPEAKER(S): Cont'd to 1/5/23
Barbara A. Eveque Hornsby, Dawn Hebert

32. MOTION - NO. M-22-537 - BY: COUNCILMEMBERS MORRELL AND MORENO

Brief:

Creating rules (Rule 57 – Contract Approval) governing the review and approval of contracts

governed by Section 70-10.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 1/5/23.

MOVED BY: Thomas
SECONDED BY: Harris
ACTION: ACTION: Suspend the Rules to Receive Motion No. M-22-537.
YEAS: Giarrusso, Harris, Moreno, Morrell, Thomas - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Green, King - 2
RECUSED: 0
AND THE MOTION PASSED.

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

M-22-537

23. CAL. NO. 33,975 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend and reordain Sections 2-476 and 2-477 of the Code of the City of New Orleans to require the Chief Administrative Office to maintain a current organizational charter for the Executive Branch, to report appointments for positions subject to Council confirmation pursuant to Section 4-106(4) of the Home Rule Charter; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/23).

33975-29282 M.C.S.

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

25. LEGISLATIVE GROUPING

25a. MOTION (LYING OVER) - NO. M-22-507 - BY: COUNCILMEMBER MORRELL

Brief:

Repealing and superseding the current Rule 56 (Temporary COVID-19 Meeting Procedures) in its entirety with Rule 56 (Confirmation of Executive Branch Appointments).

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/23).

ADOPTED, AS AMENDED.

M-22-507 LO

25b. AMENDMENT TO MOTION NO. M-22-507 - BY: COUNCILMEMBERS MORENO AND MORRELL

Brief:

1. On Exhibit A, delete subsection F on pages 1-2 in its entirety and insert the following in lieu thereof: F. A motion to approve or disapprove an appointment governed by this Rule, or to extend the term of an interim appointment pursuant to Section 4-106(5) of the Home Rule Charter, shall appear on the agenda of the next regular meeting of the Council following consideration by the Governmental Affairs Committee. The committee members voting in the majority with respect to a recommendation of approval or disapproval, or the extension of an interim appointment, shall be listed as sponsors. Motions approving an appointment or extending the term of an interim appointment shall be designated as "by request."

Annotation:

ELECTRONICALLY SUBMITTED.

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

ADOPTED, AS AMENDED.

M-22-507 LO Amendment

25c. AMENDMENTS TO THE AMENDMENT TO MOTION NO. M-22-507 - BY: COUNCILMEMBERS MORENO AND MORRELL

Brief:

On Exhibit A, amend amendments to motion no. M-22-507 item F:

B. Any notice of an appointment requiring Council confirmation shall be referred to the Governmental Affairs Committee, and each appointment shall be separately noticed as a "Section 4-106 Confirmation Hearing" on the agenda of the next meeting of said committee. The agenda brief shall identify the individual to be confirmed, the position, and deadline for Council action, which date shall be 120 days from the date of the interim appointment specified in the notice from the Chief Administrative Officer and which may be extended upon council approval as provided for in the Hone Rule Charter.

Annotation:

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

M-22-507 Am to Am

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

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

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

M-22-507 As Am Ac

24. CAL. NO. 33,983 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend Section 26-236 to establish additional definitions for what may be declared a blight and public nuisance; and otherwise, to provide with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 3/31/23).
CONTINUED TO THE MEETING OF 1/5/23.

33983

SPEAKER(S): Cont'd to 1/5/23
Michael Burnside

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 1/5/23.

M-22-516 LO**27. RESOLUTION - NO. R-22-521 - BY: COUNCILMEMBER MORRELL****Brief:**

Directing the City Attorney, Chief Administrative Officer and Director of Purchasing to review existing City contracts for compliance with City Code, CAO policy and all other applicable requirements for procurement and issuance of contracts; and that the City Attorney is directed to take appropriate steps to have any agreement that has exceeded the term of the original bid, or that is not otherwise in compliance with applicable mandates, annulled and repocured in accordance with appropriate rules.

Annotation:

ELECTRONICALLY SUBMITTED.

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

R-22-521

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

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

R-22-521 As Am

CONSENT AGENDA

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

Brief:

Submitting the transmittal document for communications related to electric and gas utility matters to be received by the Council of the City of New Orleans at its meeting on December 15, 2022: Communications from Entergy New Orleans, LLC ("ENO")

Erin Spears

1. Environmental Adjustments for the December 2022 Billing Cycle, UD-18-07

Scott M. Celion

2. Purchased Gas Adjustments for the December 2022 Billing Cycle, UD-18-07

Scott M. Celino

3. Purchased Power Cost Recovery Adjustments for the December 2022 Billing Cycle, UD-18-07

Scott Celino

4. Fuel Adjustments for the December 2022 Billing Cycle, UD-18-07

Scott Celino

Scott Celino

5. Comments, UD-22-02

Keith Wood

6. Reply Comments, UD-21-03

Edward R. Wicker, Jr.

7. Customer Interruptions Report for Q3 2022, submitted pursuant to Resolutions R-17-427, R-18-98, and R-21-153

Barbara Casey

8. Reliability Plan Project Status Report for Q3 2022, submitted pursuant to Resolution R-18-98 Other Communications

Barbara Casey

1. Motion for Late Intervention, submitted by Air Products, UD-22-05

Carrie R. Tournillon

2. Comments, submitted by the Alliance for Affordable Energy, UD-22-02

Jesse S. George

3. Reply Comments, submitted by the Alliance for Affordable Energy, UD-21-03

Jesse S. George

4. Petition for Late Intervention, submitted by the Coalition for Community Solar Access, UD-18-03

Laurel Passera

Laurel Passera

5. Comments, submitted by Coalition for Community Solar Access, UD-18-03

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

2. COMMUNICATION - FROM JENNIFER AVEGNO, MD, DIRECTOR OF HEALTH, CITY OF NEW ORLEANS

Brief:

Submitting the November 2022 documentation of all encampment clean-up efforts as required by Section 82-703.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Jennifer Avegno

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

Brief:

Submitting in accordance with Section 2-87 of the Municipal Code, the Audubon Commission 2022 Attendance Record.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Tabitha Dorner

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

Brief:

Submitting in accordance with the Home Rule Charter a copy of the 2023 Budgets for facilities managed by Audubon Nature Institute on behalf of the Audubon Commission.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

L. Ronald Forman

5. COMMUNICATION - FROM TRACY DAVID MADISON, SECRETARY, BOARD OF LIQUIDATION, CITY DEBT

Brief:

Informing the Council that on November 2, 2022, the Board of Liquidation, City Debt, received the following bids for the purchase of \$45,000,000 Drainage System Limited Tax Bonds, Series 2022: Bank of America Interest Rate 4.10% Capital One Public Funding Interest Rate 4.94% First Horizon Bank Interest Rate 4.43% JP Morgan Chase Bank Interest Rate 4.02% Key Government Finance, Inc. Interest Rate 4.29% On November 16, 2022, the Board of Liquidation, City Debt, awarded JP Morgan Chase Bank, N.A., \$45,000,000 Drainage System Limited Tax Bonds, Series 2022 of the Sewerage and Water Board of New Orleans and of the City of New Orleans, Louisiana, at 4.02% interest rate. The bonds will be delivered on December 7, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Tracy D. Madison

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

Brief:

Submitting the Monthly raw data relative to current staffing, hiring, and applications to the New Orleans Police Department as required by City Council Ordinance No. 29130.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Amy Trepagnier

7. COMMUNICATION - FROM SHARON JASPER, SECTION 8 RESIDENT COUNCIL PRESIDENT

Brief:

Requesting a hearing to appeal her dismissal under Revised Statute 40:537(2).

Annotation:

RECEIVED.

(Hearing Date to be Determined).

Sharon Jasper

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

Brief:

Submitting documents that identify the fuel economy for each vehicle owned or leased by the City, pursuant to Chapter 2, Article IX, Section 2-904 of the City Code.

Annotation:

RECEIVED

Gilbert Montano

9. COMMUNICATION – FROM TAYLOR SCOTT, CONCORDIA

Brief:

Requesting a second extension of a Conditional Use approval for Zoning Docket 74/19 – Ordinance No. 28,282 MCS, the proposed Crescent Hotel project at 500 Piety Street.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 1/5/23).

Taylor Scott

10. REPORT – OF THE DIRECTOR OF THE VIEUX CARRÉ COMMISSION

Brief:

Submitting the report regarding an appeal of Vieux Carré Commission's (VCC) decision of denial to install a new wood framing and stucco at the rear enclosure at the property located at 532-534 N. Rampart Street.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

VCC Report - 532-534 N. Rampart Street

11. CAL. NO. 33,969 - BY: COUNCILMEMBERS GREEN AND THOMAS

Brief:

An Ordinance to effect a zoning change from a HU-RD2 Historic Urban Two-Family Residential District to a HU-B1A Historic Urban Neighborhood Business District in a RDO-2 Residential Diversity Overlay District and a Small Multi-Family Affordable Short Term Rental Interim Zoning District, on Square 320, Lot M or Lots 56, 57, 2, and two undesignated lots, in the Second Municipal District, bounded by Ursulines Avenue, North Dorgenois Street, Governor Nicholls Street, and North Rocheblave Street (Municipal Addresses: 2553-2555 Ursulines Avenue); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 77/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 2/1/23).

(Cn. Deadline 1/19/23).

ADOPTED.

33969-29279 M.C.S.

12. CAL. NO. 33,973 - BY: COUNCILMEMBERS GREEN AND THOMAS

Brief:

An Ordinance to amend Section 162-842 of the Code of the City of New Orleans to increase the maximum airport shuttle fares; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/17/23).

(Transportation Committee recommended approval).

ADOPTED.

33973-29281 M.C.S.

13. RESOLUTION - NO. R-22-523 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

IN RE: 2021 TRIENNIAL INTEGRATED RESOURCE PLAN OF ENTERGY NEW ORLEANS, INC.

DOCKET NO. UD-20-02

RESOLUTION AND ORDER APPROVING IMPLEMENTATION PLANS FOR ENERGY SMART PROGRAM YEARS 13 THROUGH 14 WITH RESERVED APPROVAL OF ENERGY SMART PROGRAM YEAR 15

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Telecommunications, and Technology Committee and Public Works, Sanitation and Environment Committee recommended approval).

ADOPTED.

R-22-523

14. MOTION - NO. M-22-524 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Authorizing the President of the Council to sign contracts with Jeffrey Gulin and Calvin Johnson for a one-year period beginning January 1, 2023, with maximum compensation amounts of \$35,000.00.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Telecommunications, and Technology Committee and Public Works, Sanitation and Environment Committee recommended approval).

ADOPTED.

M-22-524

15. RESOLUTION - NO. R-22-525 - BY: COUNCILMEMBERS MORENO, MORRELL, HARRIS, GREEN AND THOMAS

Brief:

RULEMAKING PROCEEDING
TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS
RESOLUTION AND ORDER APPROVING
ENTERGY NEW ORLEANS, LLC'S RCPS COMPLIANCE PLAN
COVERING COMPLIANCE YEARS 2023 – 2025
DOCKET NO. UD-19-01

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Telecommunications, and Technology Committee and Public Works, Sanitation and Environment Committee recommended approval).

Resoulution No. R-22-525 was moved from the Consent Agenda and placed on the Regular Agenda.

R-22-525

16. MOTION - NO. M-22-526 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Authorizing the President of the Council to sign a contract with Dentons US LLP to provide electric and/or natural gas regulatory consulting services to the Council in electric and gas utility regulatory matters beginning January 1, 2023, for a maximum compensation of \$3,537,500.00 for said year.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Telecommunications, and Technology Committee and Public Works, Sanitation and

Environment Committee recommended approval).
ADOPTED.

M-22-526

SPEAKER(S):

Michael Burnside

17. MOTION - NO. M-22-527 - BY: COUNCILMEMBERS MORRELL, MORENO, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

Authorizing the President of the Council to sign a contract with Legend Consulting Group to provide consulting services to the Council in electric and gas utility regulatory matters beginning January 1, 2023, for maximum compensation of \$2,237,500 for said year.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Telecommunications, and Technology Committee and Public Works, Sanitation and Environment Committee recommended approval).

ADOPTED.

M-22-527

Cm. King arrived and participated in the remainder of the meeting.

SPEAKER(S):

Michael Burnside

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

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

- B. AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

1. LEGISLATIVE GROUPING

- 1a. COMMUNICATION – FROM WINSTON FIORE, DIRECTOR OF LAND USE & CONSTITUENT AFFAIRS LIAISON, COUNCILMEMBER FREDDIE KING III, DISTRICT “C”

Brief:

Transmitting the Mayor’s Office of Economic Development’s recommendation of disapproval, and requesting the scheduling of a public hearing, for the following Restoration Tax Abatement application:

* RTA Application #2020-0060, 928 St. Ann Street, Aura LLC

Annotation:

ELECTRONICALLY SUBMITTED.

(Communication received at the meeting of 11/17/22).

HEARING HELD.

RTA 928 St. Ann St. Dist C

- 1b. RESOLUTION (LYING OVER) – NO. R-22-509 – BY: COUNCILMEMBER KING

Brief:

A resolution Approving RTA Application #2020-0060, for 928 St. Ann Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/23).

R-22-509 LO

SPEAKER(S):

Michael Burnside

MOVED BY: King

SECONDED BY: Morrell

ACTION: Adopt

YEAS: Giarrusso, Harris, King, Morrell, Thomas - 5

NAYS: 0

ABSTAIN: 0

ABSENT: Green, Moreno - 2

RECUSED: 0

AND THE MOTION PASSED.

1. LEGISLATIVE GROUPING

- 1a. HDLA APPEAL - OF CARLOS S. GUILLEN

Brief:

Requesting to appeal the Historic District Landmarks Commission’s decision of “denial” for the retention of shutter dog hardware and ornate metal handrails installed at the entry stairs without a Certificate of Appropriateness for the property located at 709 Touro Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 1/1/23).

(Report received at the meeting of 12/1/22).

HEARING HELD.

HDLC Appeal - Carlos S. Guillen - 709 Touro St.1b. MOTION – NO. M-22-531 – BY: COUNCILMEMBER KING**Brief:**

Granting the applicant's request for the property located at 709 Touro Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-531**SPEAKER(S):**

Carlos S. Guillen

MOVED BY: King**SECONDED BY:** Thomas**ACTION:** Adopt**YEAS:** Giarrusso, Harris, King, Morrell, Thomas - 5**NAYS:** 0**ABSTAIN:** 0**ABSENT:** Green, Moreno - 2**RECUSED:** 0**AND THE MOTION PASSED.**2. VCC APEAL – OF RAPLH H. LONG**Brief:**

Requesting to appeal the Vieux Carrè Commission's decision to "defer" adding a two-story addition at the property located at 440 Bourbon Street.

Annotation:

(Cm. King, District C, Cn. Deadline 1/15/23).

(Report received at the meeting of 12/1/22).

CONTINUED TO THE MEETING OF 1/5/23.

Ralph H. Long - 440- Bourbon Street3. LEGISLATIVE GROUPING3a. VCC APPEAL - OF ALEX D. LAMBERT AND NOLAN P. LAMBERT, LAMBERT & LAMBERT, A LAW CORPORATION ON BEHALF OF MERCIER REALTY & INVESTMENT CO.

Brief:

Requesting to appeal the Vieux Carré Commission's decision of "denial" to install new wood framing and stucco at the rear enclosure for the properties located at 532-534 N. Rampart Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 12/18/22).

(Report received on today's Consent Agenda).

ON DEADLINE.

HEARING HELD.

VCC Appeal - Alex D. and Nolan P. Lambert VCC appeal 523-524 N. Rampart St

3b. MOTION – NO. M-22-532 – BY: COUNCILMEMBER KING

Brief:

Granting the applicant's request for the property located at 532-534 N. Rampart Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-532

SPEAKER(S):

Nolan Lambert

MOVED BY: King

SECONDED BY: Moreno

ACTION: Adopt

YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5

NAYS: 0

ABSTAIN: 0

ABSENT: Green, Morrell - 2

RECUSED: 0

AND THE MOTION PASSED.

4. ZONING DOCKET NO. 73/22 – CITY COUNCIL MOTION M-22-313

Brief:

Requesting an Amendment to the text of the Comprehensive Zoning Ordinance to amend Article 24, Section 24.14.B.2b to exempt the area between I-510 and Downman Road and to make recommendations for any other amendments necessary. The proposed text amendments would have impacts on properties located in C-2 Auto-Oriented Commercial District, C-3 Heavy Commercial District, LI Light Industrial District and HI Heavy Industrial District that are also within a design overlay district along the stretch of I-10 between I-510 and Downman Road. The recommendation of the City Planning Commission being "FOR DENIAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cms. Green and Thomas, Districts D and E, Cn. Deadline 12/5/22).

PAST DEADLINE.
PETITION DIES.

ZD NO. 73-22

5. LEGISLATIVE GROUPING

5a. ZONING DOCKET NO. 81/22 - HADRIAN PROPERTIES LLC

Brief:

Requesting a Conditional Use to permit a commercial short-term rental in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District and the rescission of Ordinance No. 17,249 (Zoning Docket 061/95), on Square 257, Lot 88 or 2 or 11 and Lot 87 or 81, in the First Municipal District, bounded by Julia Street, Baronne Street, Girod Street, and O'Keefe Avenue (Municipal Addresses: 933-939 Julia Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Harris, District B, Cn. Deadline 1/2/23).
HEARING HELD.

ZD NO. 81-22

5b. MOTION (LYING OVER) - NO. M-22-491 - BY: COUNCILMEMBER HARRIS

Brief:

Denying the applicant's Conditional Use request on ZD NO. 81/22.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 3/17/23).
WITHDRAWN.

M-22-491 LO

5c. MOTION – NO. M-22-536 – BY: COUNCILMEMBER HARRIS

Brief:

Granting the applicant's Conditional Use request on ZD NO. 81/22.

Annotation:

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

MOVED BY:	Harris
SECONDED BY:	Moreno
ACTION:	ACTION: Suspend the Rules to Receive Agenda Item.
YEAS:	Giarrusso, Harris, King, Moreno, Thomas - 5
NAYS:	0
ABSTAIN:	0

ABSENT: Green, Morrell - 2

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Harris

SECONDED BY: Moreno

ACTION: Add Item to Agenda

YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5

NAYS: 0

ABSTAIN: 0

ABSENT: Green, Morrell - 2

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Harris

SECONDED BY: Moreno

ACTION: Adopt

YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5

NAYS: 0

ABSTAIN: 0

ABSENT: Green, Morrell - 2

RECUSED: 0

AND THE MOTION PASSED.

6. LEGISLATIVE GROUPING

6a. ZONING DOCKET NO. 85/22 – ELITE SOUTHERN SOLUTIONS, LLC

Brief:

Requesting a Zoning Change from an HU-RD2 Historic Urban Two-Family Residential District to an HM-MU Historic Marigny/Tremé/Bywater Mixed-Use District Overlay zoning district(s): Small Multi-Family Affordable Short Term Rental Interim Zoning District; Residential Short Term Rental Interim Zoning District, the petitioned site is located on Square 1065, Lot A, in the Third Municipal District, bounded by Franklin Avenue, North Miro Street, Painters Street, and North Tonti Street (Municipal Addresses: 2200-2202 Franklin Avenue). The recommendation of the City Planning Commission being “FOR DENIAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline 1/16/23).

HEARING HELD.

ZD NO. 85-22

6b. MOTION (LYING OVER) – NO. M-22-508 – BY: COUNCILMEMBER GREEN

Brief:

Overruling and granting the applicant’s request for the properties located at 2200-2202 Franklin Avenue on ZD NO. 85/22.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/23).
WITHDRAWN.

M-22-508 LO

6c. MOTION – NO. M-22-535 – BY: COUNCILMEMBERS GREEN AND THOMAS

Brief:

Overruling and granting the applicant's request for the properties located at 2200-2202 Franklin Avenue on ZD NO. 85/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-535

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

7. LEGISLATIVE GROUPING

7a. ZONING DOCKET NO. 88/22 - ATELIER CAMELBACK, LLC

Brief:

Requesting a Conditional Use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 101, Lot 1, in the Sixth Municipal District, bounded by Chippewa Street, Toledano Street, Annunciation Street, and Louisiana Avenue (Municipal Addresses: 3301 Chippewa Street and 700-712 Toledano Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 1/30/23).

HEADING HELD.

ZD NO. 88-22

7b. MOTION – NO. M-22-519 – BY: COUNCILMEMBER HARRIS

Brief:

Approving the applicant's request on ZD NO. 88/22, subject to the seven (7) provisos set forth by the City Planning Commission.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-519**MOVED BY: Harris****SECONDED BY: Moreno****ACTION: Adopt****YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5****NAYS: 0****ABSTAIN: 0****ABSENT: Green, Morrell - 2****RECUSED: 0****AND THE MOTION PASSED.**8. LEGISLATIVE GROUPING8a. ZONING DOCKET NO. 89/22 - SF-NOLA OPPORTUNITY FUND 2, LLC**Brief:**

Requesting an Affordable Housing Planned Development in a C-1 General Commercial District and a Residential Short Term Rental Interim Zoning Overlay District, on Square 420, Lots 7, A or 6, B or 5, C or 4, 3, Pt. 8, and 9, in the First Municipal District, bounded by Martin Luther King, Jr. Boulevard, Willow Street, Clara Street, and Thalia Street (Municipal Addresses: 2809-2829 Martin Luther King, Jr. Boulevard and 1412-1416 Willow Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to four (4) exceptions and ten (10) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 1/30/23).

HEARING HELD.

ZD NO. 89-22**SPEAKER(S):**

Ron Loesel

8b. MOTION – NO. M-22-520 – BY: COUNCILMEMBER HARRIS**Brief:**

Approving the applicant's request on ZD NO. 89/22, subject to the ten (10) provisos and four (4) exceptions set forth by the City Planning Commission.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-520

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

9. ZONING DOCKET NO. 90/22 - OC DEVELOPMENT, LLC

Brief:

Requesting a Zoning Change from an HU-RD2 Historic Urban Two-Family District to an HU-MU Historic Urban Neighborhood Mixed-Use District, on Square 1345, Lots 9, 10, and W-2 or Lots W and Pt. 8, in the Third Municipal District, bounded by North Dorgenois Street, Columbus Street, Kerlerec Street, and North Rocheblave Street (Municipal Addresses: 2431-2441 Kerlerec Street). The recommendation of the City Planning Commission being "NO RECOMMENDATION".

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Green, District D, Cn. Deadline 1/30/23).
CONTINUED TO THE MEETING OF 1/5/23.

ZD NO. 90-22

SPEAKER(S): Cont'd to 1/5/23

Renee Heinlein-Helire

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 91/22 - KHOOBEHI PROPERTIES, LLC

Brief:

Requesting a Conditional Use for 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). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. King, District C, Cn. Deadline 1/30/23).
CONTINUED TO THE MEETING OF 1/5/23.

ZD NO. 91-22

10b. MOTION – NO. M-22-533 – BY: COUNCILMEMBER KING**Brief:**

Approving the applicant's request on ZD NO. 91/22, subject to the five (5) provisos set forth in the City Planning Commission's report.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 1/5/23.

M-22-533

11. LEGISLATIVE GROUPING11a. ZONING DOCKET NO. 92/22 - RONALD MCDONALD HOUSE CHARITIES OF SOUTH LOUISIANA, INC.**Brief:**

Requesting a Conditional Use to permit a commercial space over 5,000 square feet in floor area in an HU-B1 Historic Urban Neighborhood Business District, on Square 580, Lots 1 and 2, in the Second Municipal District, bounded by Canal Street, North Alexander Street, Iberville Street, and North Murat Street (Municipal Address: 4403 Canal Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to four (4) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 1/30/23).

HEARING HELD.

ZD NO. 92-22

SPEAKER(S):

Nicole Bell, Judge Calvin Johson(Did not speak))

11b. MOTION – NO. M-22-522 – BY: COUNCILMEMBER GIARRUSSO**Brief:**

Approving the applicant's request on ZD NO. 92/22, subject to the four (4) provisos approved by the City Planning Commission.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-522

MOVED BY:

Giarrusso

SECONDED BY:

King

ACTION:

Adopt

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

12. STREET NAME CHANGE NO. 2/22 – CARVER RAMS WAY

Brief:

Requesting the consideration of renaming the entirety of Higgins Boulevard between Almonaster Avenue and Alvar Street as Carver Rams Way. The City Planning Commission recommended “MODIFIED APPROVAL” with a waiver of criteria number 1.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline N/A).

CONTINUED TO THE MEETING OF 1/5/23..

SNC - 2-22

13. STREET NAME CHANGE 3/22 – RONEAGLE WAY

Brief:

Requesting the consideration of renaming Cadillac Street between Harrison Avenue and Foy Street as Roneagle Way. The recommendation of the City Planning Commission being for “DENIAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline N/A).

WITHDRAWN.

SNC - 3-22

14. STREET NAME CHANGE 5/22 – SUNO KNIGHTS DRIVE

Brief:

Requesting the consideration of renaming a portion of Press Drive between Leon C. Simon Drive and Emmett W. Bashful Boulevard as SUNO Knights Drive. The recommendation of the City Planning Commission being for “APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Green, District D, Cn. Deadline N/A).

CONTINUED TO THE MEETING OF 1/5/23.

SNC 5-22

15. CAL. NO. 33,866 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to ordain Section 54-507 of the Code of the City of New Orleans to prohibit operation of all-terrain vehicles (ATVs) on public streets; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/13/23).

CONTINUED TO THE MEETING OF 1/5/23.

33866

16. CAL. NO. 33,885 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022," to appropriate federal grant funds to the Mayor's Office of Homeland Security and Emergency Preparedness for Federal Emergency Management Agency reimbursable costs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/13/23).

(Fiscal Note received).

(Referred to the Budget Committee).

WITHDRAWN.

33885

17. CAL. NO. 33,886 - 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 Year 2022," to appropriate federal grant funds to the Mayor's Office of Homeland Security and Emergency Preparedness for Federal Emergency Management Agency reimbursable costs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 1/13/23).

(Fiscal Note received).

(Referred to the Budget Committee).

WITHDRAWN.

33886

20. CAL. NO.33,949 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to amend sections 26-616 and 26-617 of the Code of the City of New Orleans relative to standards for short-term rentals, to remove the residential short-term rental permit type; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 2/17/23).

CONTINUED TO THE MEETING OF 1/5/23.

33949

21. CAL. NO. 33,971 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to amend and reordain Article 20 of the Comprehensive Zoning Ordinance (Ordinance No. 4264 M.C.S., as amended by Ordinance No. 26,413 M.C.S. and subsequent amendments) to clarify use standards with respect to Outdoor Live Entertainment-Secondary Use; and otherwise to provide with respect thereto. (ZONING DOCKET NO. 30/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 11/2/22).

(Cn. Deadline 10/20/22).

33971-29280 M.C.S.

MOVED BY: Moreno
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.

22. CAL. NO. 33,974 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

An Ordinance to amend and reordain Sections 146-760, 146-761, 146-763, and 146-765 of the Code of the City of New Orleans relative to honorary street dedications to clarify that non-profit organizations can be recognized by honorary street names; to clarify the boundaries of the Vieux Carré for the purposes of the honorary street dedications; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 3/31/23).

CONTINUED TO THE MEETING OF 1/5/23.

33974

15. RESOLUTION - NO. R-22-525 - BY: COUNCILMEMBERS MORENO, MORRELL, HARRIS, GREEN AND THOMAS

Brief:

RULEMAKING PROCEEDING
TO ESTABLISH RENEWABLE PORTFOLIO STANDARDS
RESOLUTION AND ORDER APPROVING
ENTERGY NEW ORLEANS, LLC'S RCPS COMPLIANCE PLAN
COVERING COMPLIANCE YEARS 2023 – 2025
DOCKET NO. UD-19-01

Annotation:

ELECTRONICALLY SUBMITTED.(Council Rule 34. Postponement Deadline 4/14/23).
(Telecommunications, and Technology Committee and Public Works, Sanitation and Environment Committee recommended approval).

MOVED BY: Moreno
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.

28. MOTION - NO. M-22-528 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Approving the Operating Budget of the Orleans Parish Communication District for the year 2023, as herein below specified:

ORLEANS PARISH COMMUNICATION DISTRICT
OPERATING BUDGET FOR THE YEAR 2023
ANTICIPATED REVENUES

Intergovernmental Transfer	\$13,924,035
Dedicated Taxes	6,157,400
TOTAL REVENUES	\$20,081,435
ANTICIPATED EXPENDITURES	
Personal Services	\$10,944,348
Other Operating	9,137,087
TOTAL EXPENDITURES	\$20,081,435

Annotation:

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

M-22-528

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

ABSTAIN: 0
ABSENT: Green, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.

29. RESOLUTION - 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).

CONTINUED TO THE MEETING OF 1/5/23.

R-22-529

Cm. Giarrusso speaking to why this Resolution is being deferred.

30. RESOLUTION - NO. R-22-530 - BY: COUNCILMEMBER MORRELL

Brief:

Directing the Department of Civil Service to submit its July 2022 Police Pay Plan to the Civil Service Commission for consideration and implementation and to report back to the City Council regarding the feasibility of the July 2022 Police Pay Plan proposal and a plan for implementation.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 1/5/23.

R-22-530

31. MOTION - NO. M-22-534 - BY: COUNCILMEMBER KING

Brief:

Directing the City Planning Commission to conduct a public hearing to consider a zoning change from HU-RD1 Historic Urban Two-Family Residential District to HU-B1 Historic Urban Neighborhood Business District and a conditional use to permit a Reception Facility on Square 15, Lots 14, 70, 71 and 72, in the Fifth Municipal District, bounded by Pace, Wall and Elizardi Boulevards and the Magellan Canal (Municipal Address: 1784 Pace Boulevard).

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-534

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.

34. POINT OF PERSONAL PRIVILEGE - Cm. Thomas wishing everyone a Happy Holiday.

34. POINT OF PERSONAL PRIVILEGE - Cm. Moreno speaking to keeping the tornado victims in our thoughts and prayers.

MOVED BY: Moreno
SECONDED BY: Giarrusso
ACTION:
ACTION: Suspend the Rules to Introduce Ordinances on First Reading.
YEAS: Giarrusso, Harris, King, Moreno, Thomas - 5
NAYS: 0
ABSTAIN: 0
ABSENT: Green, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.

33. ORDINANCES ON FIRST READING
CALENDAR NUMBERS 33,984 THRU 34,005
INTRODUCED AND LAID OVER AS REQUIRED BY LAW.

Dec 15 1st Readins

33a. CAL. NO. 33,984 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit the expansion of an existing standard restaurant in an HU-B1A Historic Urban Neighborhood Business District and an HU-B1A Use Restriction Overlay District, on Square 160, Lot 7, in the Sixth Municipal District, bounded by Louisiana Avenue, Laurel Street, Toledano Street, and Constance Street (Municipal Addresses: 901-903 Louisiana Avenue); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 75/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 2/15/23).

(Cn. Deadline 2/2/23).

33984

33b. CAL. NO. 33,985 - BY: COUNCILMEMBER GREEN (BY REQUEST)

Brief:

An Ordinance to approve and authorize the Mayor of the City of New Orleans (“City”), acting by and through the New Orleans Aviation Board (“NOAB”), to enter into a Lease Agreement at Louis Armstrong New Orleans International Airport with VOICE OF THE COVENANT CHURCH, INC. D/B/A JESSE DUPLANTIS MINISTRIES; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33985

33c. CAL. NO. 33,986 - BY: COUNCILMEMBER GREEN (BY REQUEST)

33986

33d. CAL. NO. 33,987 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit a standard restaurant in an HU-B1 Historic Urban Neighborhood Business District and the Magazine Street Use Restriction Overlay District, on Square 220, Lots Y and Z, in the Sixth Municipal District, bounded by Magazine Street, Aline Street, Foucher Street, and Camp Street (Municipal Address: 3511 Magazine Street);and otherwise to provide with respect thereto.(*ZONING DOCKET NO. 70/22*)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 3/1/23).

(Cn. Deadline 2/16/23).

33987

33e. CAL. NO. 33,988 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to establish a conditional use to permit a hotel over 10,000 square feet in floor area in an HMC-2 Historic Marigny/Tremé Commercial District, an EC Enhancement Corridor Design Overlay District and the Small Multi-Family Affordable Short Term Rental Interim Zoning District, located on Square 153, Lots 7, 2, and 1 through 5, in the Third Municipal District, bounded by Chartres, Royal, and Frenchmen Streets and Elysian Fields Avenue (Municipal Addresses: 2121-2127 Chartres Street and 616 Elysian Fields Avenue); and otherwise to provide with respect thereto. (*ZONING DOCKET NO. 72/22*)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 3/1/23).

(Cn. Deadline 2/16/23).

33988

33f. CAL. NO. 33,989 - BY: COUNCILMEMBER KING

33989

33g. CAL. NO. 33,990 - BY: COUNCILMEMBER KING

Brief:

An Ordinance to effect a zoning change from an HMR-3 Historic Marigny/Tremé/Bywater Residential District to an HMC-1 Historic Marigny/Tremé/Bywater Commercial District. Overlay districts: RDO-1 Residential Diversity Overlay District; Small Multi-Family Affordable Short Term Rental Interim Zoning District, on Square 11, Lot A, in the Third Municipal District, bounded by Chartres Street, Spain Street, Decatur Street, and Mandeville Street (Municipal Addresses:2438-2440 Chartres Street); and otherwise to provide with respect thereto.(ZONING DOCKER NO. 79/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 3/1/23).

(Cn. Deadline 2/16/23).

33990

33h. CAL. NO. 33,991 - BY: COUNCILMEMBERS MORENO, MORRELL, GIARRUSSO, HARRIS, KING, GREEN AND THOMAS

Brief:

An Ordinance to amend and reordain Section 34-4(a) of the Code of the City of New Orleans to establish the 2023 Mardi Gras parade schedule; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33991

33i. CAL. NO. 33,992 - BY: COUNCILMEMBER KING (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a First Amendment to the Cooperative Endeavor Agreement (“Amendment”) to amend the Cooperative Endeavor Agreement (“Agreement”) between the City of New Orleans (the “City”) and EdNavigator, Inc. (the “Contractor”) relative to the Contractor providing personal education advising services available, free of charge, to City employees, including City Employees who have children, grandchildren, nieces, and nephews in NOLA Public Schools, for an additional one (1) year; and to modify or reaffirm certain terms and conditions, as more fully set forth in the Amendment as Exhibit “1” and incorporated and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33992

- 33j. CAL. NO. 33,993 - BY: COUNCILMEMBERS GIARRUSSO AND THOMAS (BY REQUEST)

33993

- 33k. CAL. NO. 33,994 - BY: COUNCILMEMBER HARRIS (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 Crescent City Pharmacy, relative to the City, through Health Care for the Homeless (HCH), receives federal grant funding to promote health through accessible and comprehensive primary care, dental and behavioral health services for New Orleans homeless, regardless of their ability to pay, to modify the provisions thereof and extend the term thereof for two (2) years, as more fully set forth in the Amendment No. 1 form as Exhibit “1” and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33994

- 33l. CAL. NO. 33,995 - BY: COUNCILMEMBERS GREEN, KING AND THOMAS (BY REQUEST)

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

33995

- 33m. CAL. NO. 33,996 - BY: COUNCILMEMBER THOMAS

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around the Joe Brown Park located at 5601 Read Boulevard, New Orleans, Louisiana in conjunction with the Mothers Wanting Our Children Back event on Saturday, December 17, 2022 from 12:00 p.m. to 3:00 p.m., to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

*(Council Rule 34.Postponement Deadline 4/14/23).*33996

- 33n. CAL. NO. 33,997 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022"; to appropriate funds received from CLB investments to purchase equipment and supplies; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

*(Council Rule 34.Postponement Deadline 4/14/23).**(Fiscal Note received).*33997

- 33o. CAL. NO. 33,998 - 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 appropriate funds received from CLB investments to purchase equipment and supplies; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

*(Council Rule 34.Postponement Deadline 4/14/23).*33998

- 33p. CAL. NO. 33,999 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,862 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2022"; to appropriate additional funds to the Department of Public Works within the Infrastructure Maintenance Fund to remit payments to the Sewerage and Water Board for the time period of July 2022 through December 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33999

- 33q. CAL. NO. 34,000 - 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 appropriate additional funds to the Department of Public Works within the Infrastructure Maintenance Fund in order to remit payments to the Sewerage and Water Board for the time period of July 2022 through December 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

34000

- 33r. CAL. NO. 34,001 - 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 Department of Police wages to other operating; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Fiscal Note received).

34001

- 33s. CAL. NO. 34,002 - BY: COUNCILMEMBER HARRIS (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into the Second Amendment to a previously-executed Cooperative Endeavor Agreement (“CEA”) between the City of New Orleans (the “City”), and Total Community Action (“TCA”) for six (6) months, to provide community engagement services related to the MacArthur Safety and Justice Challenge Grant in Orleans Parish; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

34002

- 33t. CAL. NO. 34,003 - BY: COUNCILMEMBERS GREEN, THOMAS AND KING

Brief:

An Ordinance to amend and reordain Section 66-283.5 of the Code of the City of New Orleans to reestablish a penalty of vehicle impoundment for illegal dumping; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

34003

33u. CAL. NO. 34,004 - BY: COUNCILMEMBER MORRELL

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 Orleans Parish Public Defender’s Office, within Miscellaneous Programs, to fund parity as statutorily required by Ordinance Calendar #33,093 and maintain the funding of holistic juvenile defense via Orleans Parish Public Defender’s Office’s partnership with Louisiana Center for Children’s Rights; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

34004

33v. CAL. NO. 34,005 - BY: COUNCILMEMBER MORENO

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 2022” to appropriate funds to the Orleans Parish Public Defender’s Office, within Miscellaneous Programs, to fund parity as statutorily required by Ordinance Calendar #33,093 and maintain the funding of holistic juvenile defense via Orleans Parish Public Defender’s Office’s partnership with Louisiana Center for Children’s Rights; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

34005

35. MOTION TO ADJOURN @1:20 PM

MOVED BY:

Moreno

SECONDED BY:

Giarrusso

ACTION:

Adopt

YEAS:

Giarrusso, Harris, King, Moreno, Thomas - 5

NAYS: 0
ABSTAIN: 0
ABSENT: Green, Morrell - 2
RECUSED: 0
AND THE MOTION PASSED.