

THE COUNCIL

City of New Orleans

HELENA MORENO
Councilmember-At-Large

DONNA M. GLAPION
Councilmember-At-Large

**JOSEPH I.
GIARRUSSO
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JAY H. BANKS
Councilmember
District B

**KRISTIN
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PALMER**
Councilmember
District C

**JARED C.
BROSSETT**
Councilmember
District D

**CYNDI
NGUYEN**
Councilmember
District E

MINUTES

Regular City Council
to be held in City Hall Council Chamber
on Thursday, March 25, 2021 at 10:00 A.M.

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



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

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

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

PRESENT: Banks, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 6

ABSENT: Brossett - 1

SIX MEMBERS PRESENT, CONSTITUTING A QUORUM.

Cm. Brossett arrived later in the meeting.

2. PUBLIC E-COMMENT FORMS, RULES AND INFORMATION FOR THIS VIDEO CONFERENCE MEETING ARE AVAILABLE AT <https://council.nola.gov/home/> Public

comment instruction/opening remarks by Cm Moreno. o The COVID-19 pandemic continues to preclude us from meeting safely in our Council chambers. We must therefore continue to operate in this virtual fashion, using the public comment guidelines outlined by the Louisiana Attorney General. o As a refresher to the public, here are the public comment rules that we will follow today: * At the beginning of the meeting, the Council's Interim Chief of Staff will read the agenda for today's meeting in its entirety. That agenda is also online at council.nola.gov. * We will then recess for 30 minutes to allow citizens to submit written comments for any agenda item. * Anyone wishing to comment should go to Council.nola.gov and fill out an online public comment form. Only written public comments will be accepted. * Public comment will be limited to one comment per person, per item. * Comments should also be limited to two minutes when read aloud and be germane to the agenda item at hand. * Public comment will be closed at the end of the 30 minute public comment period. No written comments will be accepted beyond that point. * Before voting on an agenda item, council staff will read any public comment received for a pending agenda item.

- 1a. The New Orleans City Council is following the Attorney General's guidelines for the city's Council Agenda. This agenda is being read in its entirety to allow the general public to submit comments in advance before each legislation is acted upon individually by the New Orleans City Council. Therefore no action will be taken on the read in full agenda (1a), please see (1b) for action taken.

SPECIAL ORDERS OF BUSINESS

All Special Orders are Temporarily Postponed due to the COVID-19 Pandemic.

CONSENT AGENDA

1. COMMUNICATION - FROM THERESA R. BECHER, COUNCIL RESEARCH OFFICER, NEW ORLEANS CITY COUNCIL

Brief:

Submitting the recommended agenda items for deferrals for the March 25, 2021 Regular Council meeting due to the COVID-19 pandemic.

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.**

TRB Memo Re Deferral - 3.25.21

2. 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 March 25, 2021: Communications submitted by Entergy New Orleans, LLC ("ENO")

Erin Spears

1. New Orleans Small Cell Design Guidelines, submitted by Jonathan Rhodes, Director, Mayor's Office of Utilities

Jonathan M. Rhodes Office of Utilities Letter to Council

Jonathan M. Rhodes Small Cell Ad Proof of Publication

Jonathan M. Rhodes Small Cell Design Guidelines Public Hearing

Jonathan M. Rhodes Small Cell Design Guidelines Resolution

Jonathan M. Rhodes Small Cell Design Guidelines

2. Letter Requesting Management Audit of Entergy New Orleans, LLC ("ENO"), submitted by Energy Future New Orleans

Logan Atkinson Burke

3. Fuel Adjustments for the April Billing Cycle, submitted by ENO

Alyssa Maurice-Anderson

4. Request to Defer Pension Expenses, submitted by ENO

Courtney R. Nicholson

5. Objections to the Advisors' First Set of Requests for Information, submitted by ENO, UD-20-02

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.**

Kimberly R. Silas

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

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property: * 2605 N. Villere Street, 21-00709-DEMO – Council District "C"

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.** (Suggested Hearing Date Set For 4/8/21).

Cynthia Davis 2605 N. Villere St Permit 21-00709-DEMO

4. COMMUNICATION – FROM CYNTHIA DAVIS, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property: * 4215 S. Claiborne Avenue, 20-42954-DEMO – Council District “B”

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.** (Suggested Hearing Date Set For 4/8/21).

Cynthia Davis 4215 S. Claiborne Ave Permit 20-42954-DEMO

5. COMMUNICATION – FROM CYNTHIA DAVIS, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS

Brief:

Transmitting the application documents for demolition permit requiring City Council review and approval for the following property: * 4227 S. Claiborne Avenue, 20-42951-DEMO – Council District “B”

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.** (Suggested Hearing Date Set For 4/8/21).

Cynthia Davis 4227 S. Claiborne Ave Permit 20-42951-DEMO

6. COMMUNICATION – FROM CRAIG SCOTT, PSG LLC

Brief:

Requesting to appeal the Historic District Landmarks Commission’s decision of a \$10,000 fine for the deviation of the certificate of appropriateness for renovation for property located at 6322 Annunciation Street.

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.** (Suggested Hearing Date Set For 4/8/21). REPORT NEEDED FROM HDLC.

Craig Scott HDLC 6322 Annunciation St

7. REPORT – OF THE EXECUTIVE DIRECTOR OF THE CITY PLANNING COMMISSION

Brief:

Transmitting Zoning Docket Numbers 14/21 - Cm. Banks, 15/21 – Cm. Gisleson Palmer, 23/21 – Cm. Gisleson Palmer, 24/21 – Cms. All, Cn. Deadline 5/24/21 and Design Review Number 9/21 – Cm. Banks, Cn. Deadline NONE.

Annotation:

ELECTRONICALLY SUBMITTED. **MAY BE RECEIVED.** (Suggested Hearing Date Set For 4/8/21).

CPC Zoning Transmittal

8. CAL. NO. 33,249 - BY: COUNCILMEMBER BANKS**Brief:**

An Ordinance to amend and reordain Articles 10, 12, 15, 18 and 26 of Ordinance No. 4264 M.C.S., amended by Ordinance No. 26,413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to amend the definition of "tattoo parlor" and modify the definition of "personal service establishment" to include tattoo parlor, removing tattoo parlor as a separate use, to remove other references to tattoo parlor in the Comprehensive Zoning Ordinance, and make other changes based on consistency, with these text change applying citywide; and otherwise to provide with respect thereto. (ZONING DOCKET NO. 93/20)

Annotation:

ELECTRONICALLY SUBMITTED. (90 Days, Cn. Deadline 4/28/21). (Cn. Deadline 4/22/21).

33249

9. CAL. NO. 33,250 - BY: COUNCILMEMBER BANKS**Brief:**

An Ordinance to establish a conditional use to permit a standard restaurant in an HU-B1 Historic Urban Neighborhood Business District, CPC Character Preservation Corridor Design Overlay District, and the Magazine Street Use Restriction Overlay District, on Square 217, Lot D, in the Sixth Municipal District, bounded by Magazine Street, Louisiana Avenue, Toledano Street, and Camp Street (Municipal Address: 3329 Magazine Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 1/21)

Annotation:

ELECTRONICALLY SUBMITTED. (90 Days, Cn. Deadline 5/12/21). (Cn. Deadline 5/6/21).

33250

10. CAL. NO. 32,251 - BY: COUNCILMEMBER BANKS**Brief:**

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in a C-2 General Commercial District, an HUC Historic Urban Corridor Use Restriction Overlay District, and the EC Enhancement Corridor Design Overlay District, on Square 5, Lots 30, 7, 8, E, K, and 12, in the Sixth Municipal District, bounded by South Claiborne Avenue, Delachaise Street, General Taylor Street, and South Derbigny Street (Municipal Addresses: 3701 South Claiborne Avenue and 3000 Delachaise Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 2/21)

Annotation:

ELECTRONICALLY SUBMITTED. (90 Days, Cn. Deadline 5/12/21). (Cn. Deadline 5/6/21).

33251

11. CAL. NO. 33,254 - BY: COUNCILMEMBERS GISELSON PALMER, BANKS AND GIARRUSSO

Brief:

An Ordinance to amend and reordain Sections 84-22 and 84-132 of the Code of the City of New Orleans, relative to applicable definitions regarding historic preservation, to establish for properties within the jurisdiction of the New Orleans Historic District and Landmarks Commission (HDLC) and the Central Business District Historic District and Landmarks Commission (CBD-HDLC) a revised definition of demolition, and new definitions for exterior wall, obscuration, and primary façade; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement: 6/25/21). (Referred to the Community Development Committee/Governmental Affairs Committee). (Governmental Affairs Committee recommended approval).

33254

12. CAL. NO. 33,255 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021” to appropriate federal grant funds from Intergovernmental Transfers to the Fire Department for the Assistance to Firefighters Grant (AFG), the Fire Prevention and Safety Grant, and the FY19 Port Security Grant (PSGP); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21). (Budget Committee recommended approval).

33255

13. CAL. NO. 33,256 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to appropriate federal grant funds from Intergovernmental Transfers to the Fire Department for the Assistance to Firefighters Grant (AFG), the Fire Prevention and Safety Grant, and the FY19 Port Security Grant (PSGP); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21). (Budget Committee recommended approval).

33256

33256

14. CAL. NO. 33,257 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to transfer funds within the Department of Parks and Parkways’ budget from personal services to other operating towards the purchase of supplies and equipment; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21). (Budget Committee recommended approval).

33257

15. CAL. NO. 33,258 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to transfer funds within the New Orleans Recreation Development Commission’s budget from other operating to personal services to properly fund personnel supported by millage funding; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21). (Budget Committee recommended approval).

33258

16. CAL. NO. 33,259 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021” to appropriate grant funds awarded by the Department of Health and Human Services to the Mosquito, Termite and Rodent Control Board for the CDC Environmental Public Health and Emergency Response grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21). (Budget Committee recommended approval).

33259

17. CAL. NO. 33,260 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to appropriate grant funds awarded by the Department of Health and Human Services to the Mosquito, Termite and Rodent Control Board for the CDC Environmental Public Health and Emergency Response grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21).
(Budget Committee recommended approval).

3326018. CAL. NO. 33,261 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)**Brief:**

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate federal grant funds awarded to the Department of Health by the UNITY Safe at Home Rapid Rehousing grant program to provide rapid re-housing case management to homeless individuals and families; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21).
(Budget Committee recommended approval).

3326119. CAL. NO. 33,262 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)**Brief:**

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate federal grant funds awarded to the Department of Health by the UNITY Safe at Home Rapid Rehousing grant program to provide rapid re-housing case management to homeless individuals and families; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21).
(Budget Committee recommended approval).

3326220. MOTION - NO. M-21-99 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER**Brief:**

Approving an amendment to the Classified Pay Plan for a new classification in the Department of Public Works for a Roads and Drainage Maintenance Superintendent (exempt), effective January 25, 2021.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).
(Budget Committee recommended approval).

M-21-9921. MOTION - NO. M-21-100 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER

Brief:

Approving an amendment to the Classified Pay Plan for a salary increase for the New Orleans Police Department's Crime Laboratory Director, effective February 15, 2021.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Budget Committee recommended approval).

M-21-100

22. MOTION - NO. M-21-101 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER

Brief:

Authorizing the Council President to sign a contract amendment for a one year extension with Postlethwaite & Netterville and Luther Speight & Co. LLC to perform the annual audits for FY2020 including the Comprehensive Annual Financial Report, the Single Audit, and the Fire and the Police Pension Systems Audits, and the Employees' Retirement System Audit, respectively.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Budget Committee recommended approval).

M-21-101

23. MOTION - NO. M-21-103 - BY: COUNCILMEMBER BROSSETT

Brief:

Reappointing Lesli Harris to the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2025.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Governmental Affairs Committee recommended approval).

M-21-103

24. MOTION - NO. M-21-104 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Reappointing Janet Hoeffel, the Quality Assurance Review Advisory Committee for the Independent Police Monitor, for a term ending on March 25, 2022.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Governmental Affairs Committee recommended approval).

M-21-104

25. MOTION - NO. M-21-105 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

Reappointing Iam Tucker to the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2026.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Governmental Affairs Committee recommended approval).

M-21-105

26. MOTION - NO. M-21-106 - BY: COUNCILMEMBER NGUYEN

Brief:

Appointing Eric Jones (vice Eugene Green, Jr.), as a member of the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2025.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Governmental Affairs Committee recommended approval).

M-21-106

27. MOTION - NO. M-21-107 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Reappointing Harry Blumenthal, as a member of the Quality Assurance Review Advisory Committee for the Office of the Inspector General, for a term ending on March 25, 2022.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21). (Governmental Affairs Committee recommended approval).

M-21-107

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

b. AND THE CONSENT AGENDA WAS ADOPTED.

1. EXECUTIVE SESSION

Brief:

PURSUANT TO LOUISIANA REVISED STATUTES 42:16 AND 42:17(A)(2), THE COUNCIL OF THE CITY OF NEW ORLEANS MAY CONVENE IN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE FOLLOWING LITIGATION: * The City of New Orleans v. 1031 Canal Development, L.L.C., et al., Docket No. 2020-7214,

Division C, Section 10, Civil District Court for the Parish of Orleans, State of Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED. SESSION TO BE HELD.

Executive Session

REGULAR AGENDA

1. LEGISLATIVE GROUPING

1a. DEMOLITION REQUEST - OF DANIEL KATTAN, CONTRACTOR ON BEHALF OF THE OWNER, CHARLES MEDNICK

Brief:

Requesting a demolition permit for the following property: * 1233 Oretha Castle Haley Blvd.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 4/25/21). (Report and application materials received at the meeting of 3/11/21).

1233 Oretha Castle Haley Blvd permit docs

1b. MOTION – NO. M-21-115 – BY: COUNCILMEMBER BANKS

Brief:

Approving the demolition request for the property located at 1233 Oretha Castle Haley Blvd.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).

M-21-115

2. DEMOLITION REQUEST – OF ROY FARRIS, JR.

Brief:

Requesting a demolition permit for the following properties: 2129-2131 Fourth Street

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 4/25/21). (Report and application materials received at the meeting of 3/11/21). DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

2129-2131 Fourth St

3. DEMOLITION REQUEST - OF SEAN KILLEEN, ON BEHALF OF THE OWNER JOSEPH ALUISE

Brief:

Requesting a demolition permit for the following property: 5217 S. Derbigny Street

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 4/25/21). (Report and application materials received at the meeting of 3/11/21). DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

5217 S. Derbigny St

4. ZONING DOCKET NO. 3/21 – CITY COUNCIL MOTION NO. M-20-400

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to establish the Algiers Riverfront Overlay District, to ensure that certain uses and designs are compatible with and preserve the character and integrity of Algiers, applying to all lots, except for those zoned Neighborhood Open Space (OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn Avenue becoming Powder Street, continuing along Power Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delaronde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River. The review of the proposed amendment shall include the following considerations:

1. Regardless of any law to the contrary, the height shall be limited to 40 feet and no more than three stories; and
2. In the MU-1 and MU-2 base zoning districts, the design standards shall be as provided in the HU-MU District.
3. The option of downzoning the base zoning within the entirety of the proposed overlay or any part thereof, in order to achieve limited use and design restrictions. Any downzoning proposal is subject to a maximum base height of forty (40) feet and three (3) stories.
4. The option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to eliminate or modify the height limit increase so that only a maximum of five (5) feet beyond the height limit of the underlying zoning district is permitted. The intent of this possible revision is to consider allowing only the minimum height bonus necessary to achieve a view of the river from the upper story or stories of a three-floor development. If no such height bonus is necessary to achieve this view, the intent is to remove the option of any height bonus under the RIV-2.
5. In conjunction with (5) above, the option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to add a possible parking bonus, as a replacement for the current height limit increase or supplement to a reduced height limit increase. The intent of this possible revision is to establish an affordable housing incentive that is more compatible with the neighborhood than the current height limit increase. All lots, except for the those zoned Neighborhood Open Space(OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn

Avenue becoming Powder Street, continuing along Powder Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delearonde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River. The recommendation of the City Planning Commission being “Modified Approval”.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Gisleson Palmer, Cn. Deadline 4/12/21). DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

ZD NO. 3-21

5. LEGISLATIVE GROUPING

5a. ZONING DOCKET NO. 4/21 – CITY COUNCIL MOTION NO. M-20-401

Brief:

Requesting a Text amendment to the Comprehensive Zoning Ordinance to amend Article 5 “Planned Development Standards” and/or the creation of a zoning overlay district known as the “Brown’s Dairy Affordable Housing Homeownership District” bounded by Erato Street, Baronne Street, Carondelet Street, and Martin Luther King, Jr. Boulevard, for the purpose of providing additional flexibility in the redevelopment of certain sites, which will allow for the creation of affordable housing homeownership opportunities.

1. The text amendment to Article 5, Planned Development Standards would apply citywide.
2. The overlay district would apply to the area bounded by Erato, Baronne, Carondelet Streets, and Martin Luther King, Jr., Boulevard. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED. (All Cms. and Cm. Banks, Cn. Deadline 3/29/21). ON DEADLINE.

ZD NO. 4-21

5b. MOTION - NO. M-21-116 – BY: COUNCILMEMBER BANKS

Brief:

Approving the staff recommendations to Article 5 “Planned Development Standards”, granting the Affordable Homeownership Planned Development (AHOPD), but denying the request for the Brown’s Dairy Affordable Housing Homeownership Overlay District.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).

M-21-116

6. LEGISLATIVE GROUPING

6a. ZONING DOCKET NO. 5/21 – RENEWAL HOMES II, LLC

Brief:

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 279, Lot A, in the Fourth Municipal District, bounded by Dryades Street, Toledano Street, Danneel Street, and Harmony Street (Municipal Addresses: 3221-3225 Dryades Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 3/29/21). ON DEADLINE.

ZD NO. 5-21

6b. MOTION - NO. M-21-117 – BY: COUNCILMEMBER BANKS

Brief:

Approving the favorable CPC recommendation, approving the Conditional Use subject to the 7 provisos in the CPC report, with amendments to provisos number six and number seven, and the addition of two (2) provisos, for a total of nine (9) provisos, to read as follows:

6. In accordance with Article 20, Section 20.3.NN of the Comprehensive Zoning Ordinance, the hours of operation shall be limited to between ~~6am through 10pm~~ 8am through 6pm seven days a week.

7. ~~In accordance with Article 20, Section 20.3.NN of the Comprehensive Zoning Ordinance, the~~ The neighborhood commercial establishment is limited to office use.

~~i. Art Gallery~~

~~ii. Arts Studio~~

~~iii. Day Care Center, Adult or Child~~

~~iv. Office~~

~~v. Personal Services Establishment~~

~~vi. Restaurant, Specialty~~

~~vii. Retail Goods Establishment~~

8. The developer shall provide two (2) off-street parking spaces for the commercial space.

9. **No short-term rentals are permitted at the property.**

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

M-21-117

7. **ZONING DOCKET NO. 9/21 – TRINITY CHURCH**

Brief:

Requesting an Amendment to Ordinance No. 20,902 MCS (Zoning Docket 57/02) and Ordinance No. 24,295 MCS (Zoning Docket 104/10) for a conditional use to permit the expansion of an existing educational facility in an HU-RD1 Historic Urban Two-Family Residential District and an HU-RD2 Historic Urban Two-Family Residential District, on Lot 16-A on Square 203; Lots 13, 14, 15, and 1-A on Square 178; Lot Y-2 on Squares 178 and 171; Lots A, Pt. B or B, B or an undesignated lot, C, D, A, 11 or an undesignated lot, and X-2 on Square 171; and the former Chestnut Street right-of-way between Squares 171 and 178, in the Fourth Municipal District, bounded by Jackson Avenue, Prytania Street, Josephine Street, Chestnut Street, Saint Andrew Street, and Camp Street (Municipal Addresses: 1207, 1227-1329, and 1401-1425 Jackson Avenue; 2112 and 2119-2125 Coliseum Street; 1200-1326 and 1227-1233 Josephine Street; and 2117-2129 Camp Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to two (2) waivers and twenty (20) proviso.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 5/10/21) DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

8. **ZONING DOCKET NO. 11/21 – NICOLE WEBRE**

Brief:

Requesting a Text amendment to Article 20 of the Comprehensive Zoning Ordinance relative to the virtual sales of vehicles and other articles as deemed necessary by the staff of the City Planning Commission. First, to amend Use Standards Section 20.3.MM(5) Motor Vehicle Service and Repair, Minor and Major as follows: “5. The handling of virtual sales of used automobiles may be permitted with the following Conditions:

ZD NO. 11-21 Final

- a.) The storage of used vehicles for sale on premise is prohibited; and
- b.) Vehicles shall be located off-premise at the vehicle owner’s property or at a property zoned and
- c.) The business shall hold a valid license with the Louisiana Used Motor Vehicle Commission. Second, the City Planning Commission staff shall have the authority to amend the above and make recommendations for additional amendments, Citywide. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED. (All Cms., Cn. Deadline 4/26/21). DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

ZD NO. 9-219. LEGISLATIVE GROUPING9a. ZONING DOCKET NO. 12/21 – SAM SMITH JR.**Brief:**

Requesting a Conditional use to permit a bar and live entertainment (secondary use) in an HU-MU Historic Urban Neighborhood Mixed-Use District, a GC Greenway Corridor Design Overlay District, an EC Enhancement Corridor Design Overlay District, and an AC-1 Arts and Culture Diversity Overlay District, on Square 360, Lot 3-A, in the Second Municipal District, bounded by North Broad Street, Lafitte Street, Toulouse Street, and North White Street (Municipal Addresses: 601-615 North Broad Street, 2701-2707 Lafitte Street, and 2716 Toulouse Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to nine (9) proviso.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Giarrusso, Cn. Deadline 5/10/21)

ZD NO. 12-219b. MOTION – NO. M-21-108 – BY: COUNCILMEMBER GIARRUSSO**Brief:**

Approving CPC’s favorable recommendation of ZD 12/21, subject to the 8 provisos recommended in the City Planning report.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/23/21).

M-21-10810. LEGISLATIVE GROUPING10a. ZONING DOCKET NO. 13/21 – 634 ORANGE STREET, LLC**Brief:**

Requesting a Conditional use to permit the retail sale of packaged alcoholic beverages in an MU-2 High Intensity Mixed-Use District, on Square 82, Lot 82-C-1, in the First Municipal District, bounded by Orange Street, Saint Thomas Street, Religious Street, and Richard Street (Municipal Address: 634 Orange Street, Suite A). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to two (2) provisos.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 5/10/21)

ZD NO. 13-2110b. MOTION - NO. M-21-118 – BY: COUNCILMEMBER BANKS**Brief:**

Approving the Conditional Use subject to two (2) provisos as provided in the City Planning report, with the addition of six (6) provisos, for a total of eight (8) provisos.

3. Signage advertising the sale of alcoholic beverages shall not be visible from the public right-of-way.
4. The applicant shall provide to the City Planning Commission staff a litter abatement program letter, approved by the Department of Sanitation, inclusive of the stated location of trash storage, the type and quantity of trash receptacles and the clearing of all litter from the sidewalks and periodic hosing of the street right-of-way. The name and phone number of the owner/operator of the development shall be included in this letter to be kept on file in case of any violation. In no case shall trash be stored so that it is visible from the public right-of-way.
5. The sale of alcoholic beverages shall be restricted to those for consumption off premises only.
6. The consumption of alcoholic beverages and loitering in front of the structure or in the adjacent rights-of-way shall be prohibited.
7. The single serve of alcoholic beverages, including but not limited to any alcoholic beverage packaged and sold individually as a single serving, as well as bottles or containers of wine or distilled spirits less than 750 ml shall be prohibited.
8. Hours of operation shall be limited to 7am to 10pm Monday through Sunday.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).

M-21-118

8. Hours of operation shall be limited to 7am to 10pm Monday through Sunday.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).

11. ZONING DOCKET NO. 16/21 – CITY COUNCIL MOTION M-20-450**Brief:**

Requesting a Text amendment to the Comprehensive Zoning Ordinance to consider

amendments to the definition of “winery” and to consider the addition of such to use tables in appropriate districts. In the course of review, City Planning Commission staff should consider this use in the context of similar uses such as “breweries” and “distilleries.” Staff should also review use tables and provide recommendations to establish consistency among “breweries” and “distilleries” in appropriate zoning districts. Planning staff should review applicable State regulations to guide potential amendments. This text amendment will impact all zoning districts that permit micro-breweries, micro-distilleries, breweries and distilleries either by-right or through conditional use. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED. (Cms. Alls, Cn. Deadline 5/10/21) DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

ZD NO. 16-21

12. LEGISLATIVE GROUPING

12a. ZONING DOCKET NO. 18/21 – PLEASANT ZION MISSIONARY BAPTIST CHURCH

Brief:

Requesting an Affordable housing planned development in an HU-RD2 Historic Urban Two-Family Residential District, on Square 441, Lots 24 through 33, bounded by South Johnson Street, Fourth Street, Momus Court, and South Galvez Street (Municipal Addresses: 2701 South Johnson Street and 3400 Fourth Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to one (1) exception and eight (8) provisos.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 5/10/21)

ZD NO. 18-21

12b. MOTION - NO. M-21-119 – BY: COUNCILMEMBER BANKS

Brief:

Approving the favorable CPC recommendation, approving the Affordable housing planned development, subject to the 1 exception and 7 provisions in the CPC report, with the following amendments to proviso 2:

- 2b. The development shall contain at least ten percent (10%) of units up to the sixty percent (60%) Area Median Income level, with additional affordability as provided in proviso 2(f).
- 2f. The obligation to provide and maintain a specified amount of affordable housing in a development shall run with planned development designation containing such site for not less than ninety-nine (99) years, and as follows:
 - i. 10% of units, up to the sixty percent (60%) Area Median Income level for not less than ninety-nine (99) years

- ii. 20% of units, up to the sixty_percent (60%) Area Median Income level for not less than sixty (60)_years
- iii. 30% of units, up to the sixty_percent (60%) Area Median Income level for not less than thirty (30)_years
- iv. 40% of units, up to the sixty_percent (60%) Area Median Income level for not less than ten (10)_years

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/23/21).

M-21-119

13. ZONING DOCKET NO. 21/21 – KENNETH C. JACKSON, MELANIE A. PAINIA, DOMINIQUE GUSMAN, AND JAMES SPEARS

Brief:

Requesting a Conditional use to permit a hotel with live entertainment (secondary use) in an HU-B1 Historic Urban Neighborhood Business District, the LAS La Salle Street Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 333, Lots 2 and 3, in the Fourth Municipal District, bounded by La Salle Street, Washington Avenue, Sixth Street, and South Liberty Street (Municipal Addresses: 2836-2842 La Salle Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to one (1) waiver and ten (10) provisos.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Banks, Cn. Deadline 5/10/21) DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

ZD NO. 21-21

14. ZONING DOCKET NO. 22/21 – PLATINUM HOLDING GROUP, LLC

Brief:

Requesting a Conditional use to permit a four-family multiple-family residence in an HMR-3 Historic Marigny/Tremé/Bywater Residential District, on Square 364, Lot N, in the Third Municipal District, bounded by Montegut Street, North Rampart Street, Saint Claude Avenue, and Press Street (Municipal Address: 1032 Montegut Street). The recommendation of the City Planning Commission being “FOR DENIAL”.

Annotation:

ELECTRONICALLY SUBMITTED. (Cm. Gisleson Palmer, Cn. Deadline 5/10/21) DEFERRAL REQUESTED TO THE MEETING OF 4/8/21.

ZD NO. 22-21

15. CAL. NO. 32,593 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to ordain Article IX of Chapter 158 of the Code of the City of New Orleans, relative to energy conservation, to require owners of nonresidential and multi-family buildings to measure and disclose energy efficiency performance; and to provide otherwise with respect thereto.

Annotation:

WITHDRAWAL REQUESTED.

32593

16. CAL. NO. 33,147 - BY: COUNCILMEMBERS WILLIAMS AND GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 26-15 of the Code of the City of New Orleans, relative to peer review of structural design and inspection by engineers of record during construction, to specify where such reviews and inspections are required, how and by whom they are to be performed; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Referred to the Governmental Affairs Committee). DEFERRAL REQUESTED TO THE MEETING OF 4/22/21.

33147

17. CAL. NO. 33,246 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and reordain Section 54-153 and to ordain Sections 54-506 and 54-507 of the Code of the City of New Orleans, to create the Vacant Property Protection Program, allowing the owner of a vacant and unimproved parcel of property to authorize the New Orleans Police Department to enter the property to arrest, remove, and detain persons believed to have committed criminal trespass; to establish the criminal offenses of entering premises in violation of an order to vacate and entering premises declared to be a blight and public nuisance; to reserve appropriately Sections 54-508 through 54-524; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement: 6/11/21). DEFERRAL REQUESTED TO THE MEETING OF 5/6/21.

33246

18. CAL. NO. 33,247 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and reordain Sections 26-235 and 26-237 of the Code of the City of New Orleans, to establish monthly reporting requirements for the Department of Code Enforcement, relative to determinations of Order to Vacate and Blight and Public Nuisance; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement: 6/11/21). DEFERRAL REQUESTED TO THE MEETING OF 5/6/21.

33247

19. CAL. NO. 33,252 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans through a Notarial Act of Donation and Acceptance and Dedication of Streets, to accept the donation of and to dedicate as public portions of former Bienville Street, N. Villere Street, Marais Street, and Treme Street, owned by Housing Authority of New Orleans ("HANO"), located in the Second Municipal District of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement: 6/25/21).

33252

20. CAL. NO. 33,264 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Division 2 of Article XI of Chapter 154 of the Code of the City of New Orleans, to transfer functions of the Department of Safety and Permits to the Department of Public Works; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement Deadline 7/9/21).

33264

21. CAL. NO. 33,266 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements at the Joe W. Brown Park Victory Track, 5601 Read Blvd, New Orleans, Louisiana 70127 in conjunction with events with the "6th Annual Carver Classic" track meet hosted by George Washington Carver High School to take place March 6th, 2021, from 9:00 a.m. through 4:00 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 7/9/21).

33266

22. MOTION (LYING OVER) - NO. M-20-326 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Motion directing City Planning Commission to conduct a public hearing on amendments to the Comprehensive Zoning Ordinance of the City of New Orleans (CZO), in Article 4, Section

4.8, relative to the applications and approvals for Zoning Appeals, to clarify the appeals that may be filed concerning decisions of the Director of the Department of Safety and Permits regarding the CZO, and the applicable time limits to appeal these decisions.

Annotation:

ELECTRONICALLY SUBMITTED. (Referred to the Quality of Life Committee).
WITHDRAWAL REQUESTED.

M-20-326 LO

23. MOTION (LYING OVER) - NO. M-21-90 - BY: COUNCILMEMBER MORENO

Brief:

A motion to amend the New Orleans City Council's Rules to add Rule 55 regarding the City Council's Vehicle Policy.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/9/21).
(Suggested hearing date 3/25/21 – This Rule must be advertised prior to Council consideration).

M-21-90 LO

24. LEGISLATIVE GROUPING

24a. RESOLUTION (LYING OVER) - NO. R-21-92 - BY: COUNCILMEMBERS GISLESON PALMER AND NGUYEN

Brief:

A resolution to support federal and global action to address disproportionate health outcomes in communities of color and to take action to preserve our local environment and economy by opposing the construction of Formosa Plastics and any industrial or petrochemical plant that significantly adds to the existing toxic emissions in Cancer Alley.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/9/21).
WITHDRAWAL REQUESTED.

R-21-92 LO

24b. SUBSTITUTE RESOLUTION - NO. R-21-92 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

A resolution to support federal and global action to address disproportionate health outcomes in communities of color and to take action to preserve our local environment and economy by opposing the construction of Formosa Plastics and any industrial or petrochemical plant that significantly adds to the existing toxic emissions in Cancer Alley.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

Sub R-21-9225. MOTION - NO. M-21-102 - BY: COUNCILMEMBER GIARRUSSO**Brief:**

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, and the corresponding zoning base maps of the City of New Orleans; to amend Article 18 - Overlay Districts - to establish a new overlay district named the University Area Off-Street Parking Overlay, the intent of which is to require off-street vehicular parking for any increase in the number of existing bedrooms, for all properties located in the area generally bounded by: Cecil Street, a straight line connecting Cecil Street to Monticello Avenue, Monticello Avenue, to Leake Avenue, to River Drive, to Riverview Drive, to East Drive, to Tchoupitoulas Street, turning north on Nashville Avenue, turning west on South Claiborne Avenue, connecting to South Carrollton Avenue, turning east on Tulane Avenue/Airline Highway connecting to Palmetto Street, to Northline Street, to Monticello, to Cecil Street.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

M-21-10226. RESOLUTION - NO. R-21-109 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS AND BROSSETT**Brief:**

A resolution to establish rulemaking proceedings to establish renewable portfolio standards, with all parties having 30 days to submit comments on (1) the removal of CCS and CCUS technologies on generating resources and beneficial electrification as eligible methods for compliance with the RCPS and (2) the revised tier system.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

R-21-10927. RESOLUTION - NO. R-21-110 - BY: COUNCILMEMBER BROSSETT**Brief:**

A RESOLUTION calling a special election in the Seabrook Neighborhood Improvement and Security District for Saturday, October 9, 2021.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

R-21-11028. MOTION - NO. M-21-111 - BY: COUNCILMEMBERS BROSSETT, MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER AND NGUYEN

Brief:

A motion appointing Yulbritton Shy to serve as the Council Fiscal Officer for the City Council.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

M-21-111

29. MOTION - NO. M-21-112 – BY: COUNCILMEMBER NGUYEN

Brief:

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, to consider text amendments to the use permissions and standards for child care centers in the S-RS and S-RD residential zoning districts, which are currently not permitted by right or via conditional use.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

M-21-112

30. MOTION - NO. M-21-113 – BY: COUNCILMEMBERS GIARRUSSO, BANKS, GISLESON PALMER, BROSETT, NGUYEN AND MORENO

Brief:

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 4 – Applications & Approvals - to modify the Neighborhood Participation Program (NPP) requirements therein, to authorize teleconferencing, virtual, or other remote meeting formats to satisfy NPP requirements during a declared emergency by the Governor or Mayor, when in-person meetings are not an available option.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

M-21-113

31. RESOLUTION - NO. R-21-114 - BY: COUNCILMEMBER BANKS

Brief:

A resolution urging the New Orleans Police Department to designate clearly marked “Safe Exchange Zones” in public areas at district stations that will offer residents a reasonably safe and public area to conduct legal, private transactions from online marketplaces or internet purchases.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

R-21-114

32. ORDINANCES ON FIRST READING

START

30 min Recess for E-Comments

MOVED BY: Glapion
SECONDED BY: Gisleson-Palmer
ACTION: Recess
YEAS: Banks, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 6
NAYS: 0
ABSTAIN: 0
ABSENT: Brossett - 1
RECUSED: 0
AND THE MOTION PASSED.

35. POINT OF PERSONAL PRIVILEGE - Cm. Glapion - National Women History Month - Honoring Dr. Dorothy Jacques Perrault

MOVED BY: Moreno
SECONDED BY: Glapion
ACTION: Reconvene
YEAS: Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

- 1b. The New Orleans City Council is following the Attorney General's guidelines for the city's Council Agenda. The ABOVE agenda was read in its entirety to allow the general public to submit comments in advance before each legislation is acted upon individually by the New Orleans City Council. THE LEGISLATION BELOW WILL BE ACTED UPON.

1. **ROLL CALL – LORA W. JOHNSON, CLERK OF COUNCIL**

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

PRESENT: Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

ABSENT: 0

SEVEN MEMBERS PRESENT, CONSTITUTING A QUORUM.

Cm. Brossett arrived and participated in remaining of the meeting.

SPECIAL ORDERS OF BUSINESS

All Special Orders are Temporarily Postponed due to the COVID-19 Pandemic.

CONSENT AGENDA

1. COMMUNICATION - FROM THERESA R. BECHER, COUNCIL RESEARCH OFFICER, NEW ORLEANS CITY COUNCIL

Brief:

Submitting the recommended agenda items for deferrals for the March 25, 2021 Regular Council meeting due to the COVID-19 pandemic.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

TRB Memo Re Deferral - 3.25.21

2. 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 March 25, 2021: Communications submitted by Entergy New Orleans, LLC ("ENO")

Erin Spears

1. New Orleans Small Cell Design Guidelines, submitted by Jonathan Rhodes, Director, Mayor's Office of Utilities

Jonathan M. Rhodes Office of Utilities Letter to Council

Jonathan M. Rhodes Small Cell Ad Proof of Publication

Jonathan M. Rhodes Small Cell Design Guidelines Public Hearing

Jonathan M. Rhodes Small Cell Design Guidelines Resolution

Jonathan M. Rhodes Small Cell Design Guidelines

2. Letter Requesting Management Audit of Entergy New Orleans, LLC ("ENO"), submitted by Energy Future New Orleans

Logan Atkinson Burke

3. Fuel Adjustments for the April Billing Cycle, submitted by ENO

Alyssa Maurice-Anderson

4. Request to Defer Pension Expenses, submitted by ENO

Courtney R. Nicholson

5. Objections to the Advisors' First Set of Requests for Information, submitted by ENO, UD-20-02

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Kimberly R. Silas

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

Brief:

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

* 2605 N. Villere Street, 21-00709-DEMO – Council District “C”

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 4/8/21).

Cynthia Davis 2605 N. Villere St Permit 21-00709-DEMO

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

Brief:

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

* 4215 S. Claiborne Avenue, 20-42954-DEMO - Council District "B"

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 4/8/21).

Cynthia Davis 4215 S. Claiborne Ave Permit 20-42954-DEMOCynthia Davis 4215 S. Claiborne Ave Permit 20-42954-DEMO

5. COMMUNICATION – FROM CYNTHIA DAVIS, DEPARTMENT OF SAFETY AND PERMITS, CITY OF NEW ORLEANS

Brief:

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

* 4227 S. Claiborne Avenue, 20-42951-DEMO – Council District “B”

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 4/8/21).

Cynthia Davis 4227 S. Claiborne Ave Permit 20-42951-DEMO

6. COMMUNICATION – FROM CRAIG SCOTT, PSG LLC

Brief:

Requesting to appeal the Historic District Landmarks Commission’s decision of a \$10,000 fine for the deviation of the certificate of appropriateness for renovation for property located at 6322 Annunciation Street.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 4/8/21).

REPORT NEEDED FROM HDLC.

Craig Scott HDLC 6322 Annunciation St

7. REPORT – OF THE EXECUTIVE DIRECTOR OF THE CITY PLANNING COMMISSION

Brief:

Transmitting Zoning Docket Numbers 14/21 - Cm. Banks, 15/21 – Cm. Gisleson Palmer, 23/21 – Cm. Gisleson Palmer, 24/21 – Cms. All, Cn. Deadline 5/24/21 and Design Review Number 9/21 – Cm. Banks, Cn. Deadline NONE.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED. (Hearing Date Set For 4/8/21).

CPC Zoning Transmittal

8. CAL. NO. 33,249 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to amend and reordain Articles 10, 12, 15, 18 and 26 of Ordinance No. 4264 M.C.S., amended by Ordinance No. 26,413 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to amend the definition of "tattoo parlor" and modify the definition of "personal service establishment" to include tattoo parlor, removing tattoo parlor as a separate use, to remove other references to tattoo parlor in the Comprehensive Zoning Ordinance, and make other changes based on consistency, with these text change applying citywide; and otherwise to provide with respect thereto. (ZONING DOCKET NO. 93/20)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 4/28/21).

(Cn. Deadline 4/22/21).
ADOPTED.

33249 - 28627 M.C.S.

9. CAL. NO. 33,250 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to establish a conditional use to permit a standard restaurant in an HU-B1 Historic Urban Neighborhood Business District, CPC Character Preservation Corridor Design Overlay District, and the Magazine Street Use Restriction Overlay District, on Square 217, Lot D, in the Sixth Municipal District, bounded by Magazine Street, Louisiana Avenue, Toledano Street, and Camp Street (Municipal Address: 3329 Magazine Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 1/21)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 5/12/21).
(Cn. Deadline 5/6/21).
ADOPTED.

33250 - 28628 M.C.S.

10. CAL. NO. 32,251 - BY: COUNCILMEMBER BANKS

Brief:

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in a C-2 General Commercial District, an HUC Historic Urban Corridor Use Restriction Overlay District, and the EC Enhancement Corridor Design Overlay District, on Square 5, Lots 30, 7, 8, E, K, and 12, in the Sixth Municipal District, bounded by South Claiborne Avenue, Delachaise Street, General Taylor Street, and South Derbigny Street (Municipal Addresses: 3701 South Claiborne Avenue and 3000 Delachaise Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 2/21)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 5/12/21).
(Cn. Deadline 5/6/21).
ADOPTED.

33251 - 28629 M.C.S.

11. CAL. NO. 33,254 - BY: COUNCILMEMBERS GISELSON PALMER, BANKS AND GIARRUSSO

Brief:

An Ordinance to amend and reordain Sections 84-22 and 84-132 of the Code of the City of New Orleans, relative to applicable definitions regarding historic preservation, to establish for properties within the jurisdiction of the New Orleans Historic District and Landmarks Commission (HDLC) and the Central Business District Historic District and Landmarks Commission (CBD-HDLC) a revised definition of demolition, and new definitions for exterior wall, obscuration, and primary façade; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/25/21).

(Referred to the Community Development Committee/Governmental Affairs Committee).

(Governmental Affairs Committee recommended approval).

ADOPTED.

33254 - 28631 M.C.S.

12. CAL. NO. 33,255 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021” to appropriate federal grant funds from Intergovernmental Transfers to the Fire Department for the Assistance to Firefighters Grant (AFG), the Fire Prevention and Safety Grant, and the FY19 Port Security Grant (PSGP); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33255 - 28631 M.C.S.

13. CAL. NO. 33,256 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to appropriate federal grant funds from Intergovernmental Transfers to the Fire Department for the Assistance to Firefighters Grant (AFG), the Fire Prevention and Safety Grant, and the FY19 Port Security Grant (PSGP); and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33256 - 28633 M.C.S.

14. CAL. NO. 33,257 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to transfer funds within the Department of Parks and Parkways’ budget from personal services to other operating towards the purchase of supplies and equipment; and otherwise to

provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33257 - 28634 M.C.S.

15. CAL. NO. 33,258 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to transfer funds within the New Orleans Recreation Development Commission’s budget from other operating to personal services to properly fund personnel supported by millage funding; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33258 - 28635 M.C.S.

16. CAL. NO. 33,259 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021” to appropriate grant funds awarded by the Department of Health and Human Services to the Mosquito, Termite and Rodent Control Board for the CDC Environmental Public Health and Emergency Response grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33259 - 28636 M.C.S.

17. CAL. NO. 33,260 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to appropriate grant funds awarded by the Department of Health and Human Services to the Mosquito, Termite and Rodent Control Board for the CDC Environmental Public Health and Emergency Response grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33260 - 28637 M.C.S.18. CAL. NO. 33,261 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).**Brief:**

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021” to appropriate federal grant funds awarded to the Department of Health by the UNITY Safe at Home Rapid Rehousing grant program to provide rapid re-housing case management to homeless individuals and families; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33261 - 28638 M.C.S.19. CAL. NO. 33,262 - BY: COUNCILMEMBER BROSSETT (BY REQUEST).**Brief:**

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled “An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021” to appropriate federal grant funds awarded to the Department of Health by the UNITY Safe at Home Rapid Rehousing grant program to provide rapid re-housing case management to homeless individuals and families; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/9/21).

(Budget Committee recommended approval).

ADOPTED.

33262 - 28640 M.C.S.20. MOTION - NO. M-21-99 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER**Brief:**

Approving an amendment to the Classified Pay Plan for a new classification in the Department of Public Works for a Roads and Drainage Maintenance Superintendent (exempt), effective January 25, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/23/21).
(Budget Committee recommended approval).
ADOPTED.

M-21-99

21. MOTION - NO. M-21-100 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER

Brief:

Approving an amendment to the Classified Pay Plan for a salary increase for the New Orleans Police Department's Crime Laboratory Director, effective February 15, 2021.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/23/21).
(Budget Committee recommended approval).
ADOPTED.

M-21-100

22. MOTION - NO. M-21-101 - BY: COUNCILMEMBERS BROSSETT, MORENO, GIARRUSSO, NGUYEN AND GISLESON PALMER

Brief:

Authorizing the Council President to sign a contract amendment for a one year extension with Postlethwaite & Netterville and Luther Speight & Co. LLC to perform the annual audits for FY2020 including the Comprehensive Annual Financial Report, the Single Audit, and the Fire and the Police Pension Systems Audits, and the Employees' Retirement System Audit, respectively.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/23/21).
(Budget Committee recommended approval).
ADOPTED.

M-21-101

23. MOTION - NO. M-21-103 - BY: COUNCILMEMBER BROSSETT

Brief:

Reappointing Lesli Harris to the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2025.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/23/21).
(Governmental Affairs Committee recommended approval).
ADOPTED.

M-21-103

24. MOTION - NO. M-21-104 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Reappointing Janet Hoeffel, the Quality Assurance Review Advisory Committee for the Independent Police Monitor, for a term ending on March 25, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

(Governmental Affairs Committee recommended approval).

ADOPTED.

M-21-104

25. MOTION - NO. M-21-105 - BY: COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

Reappointing Iam Tucker to the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2026.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

(Governmental Affairs Committee recommended approval).

ADOPTED.

M-21-105

26. MOTION - NO. M-21-106 - BY: COUNCILMEMBER NGUYEN

Brief:

Appointing Eric Jones (vice Eugene Green, Jr.), as a member of the Industrial Development Board, effective upon approval by the Council of the City of New Orleans, for a term ending on January 1, 2025.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

(Governmental Affairs Committee recommended approval).

ADOPTED.

M-21-106

27. MOTION - NO. M-21-107 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

Reappointing Harry Blumenthal, as a member of the Quality Assurance Review Advisory

Committee for the Office of the Inspector General, for a term ending on March 25, 2022.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

(Governmental Affairs Committee recommended approval).

ADOPTED.

M-21-107

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

MOVED BY: Giarrusso

SECONDED BY: Glapion

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

- b. AND THE CONSENT AGENDA WAS ADOPTED.

1. EXECUTIVE SESSION

Brief:

PURSUANT TO LOUISIANA REVISED STATUTES 42:16 AND 42:17(A)(2), THE COUNCIL OF THE CITY OF NEW ORLEANS MAY CONVENE IN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE FOLLOWING LITIGATION:

* The City of New Orleans v. 1031 Canal Development, L.L.C., et al., Docket No. 2020-7214, Division C, Section 10, Civil District Court for the Parish of Orleans, State of Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED.

CONTINUED TO THE MEETING OF 4/8/21.

REGULAR AGENDA

LAND USE MATTERS

ALL LAND USE ARE SCHEDULED TO COMMENCE AT 11:00 A.M. OR THEREAFTER.

All public comments on land use items are subject to City Council Rule 10.1B, whereby each land use matter is limited to a maximum public comment period of 20 minutes, with speakers being limited to two minutes, per item.

No ceding of public speaking time is permitted.

1. LEGISLATIVE GROUPING

1a. DEMOLITION REQUEST - OF DANIEL KATTAN, CONTRACTOR ON BEHALF OF THE OWNER, CHARLES MEDNICK

Brief:

Requesting a demolition permit for the following property:

* 1233 Oretha Castle Haley Blvd.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 4/25/21).

(Report and application materials received at the meeting of 3/11/21).

HEARING HELD.

demolition report - 1233 O.C. Haley - FINAL

1b. MOTION – NO. M-21-115 – BY: COUNCILMEMBER BANKS

Brief:

Approving the demolition request for the property located at 1233 Oretha Castle Haley Blvd.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

M-21-115

MOVED BY: Banks

SECONDED BY: Glapion

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

2. DEMOLITION REQUEST - OF ROY FARRIS, JR.

Brief:

Requesting a demolition permit for the following properties:

2129-2131 Fourth Street

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 4/25/21).

(Report and application materials received at the meeting of 3/11/21).
CONTINUED TO THE MEETING OF 4/8/21.

demolition report - 2129-31 4th - FINAL

SPEAKERS(S):

Roy Farris, Jr. (Did not speak)

3. DEMOLITION REQUEST - OF SEAN KILLEEN, ON BEHALF OF THE OWNER JOSEPH ALUISE

Brief:

Requesting a demolition permit for the following property:

5217 S. Derbigny Street

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 4/25/21).

(Report and application materials received at the meeting of 3/11/21).

CONTINUED TO THE MEETING OF 4/8/21.

demolition report - 5217 S derbigny - FINAL

4. ZONING DOCKET NO. 3/21 – CITY COUNCIL MOTION NO. M-20-400

Brief:

Requesting a text amendment to the Comprehensive Zoning Ordinance to establish the Algiers Riverfront Overlay District, to ensure that certain uses and designs are compatible with and preserve the character and integrity of Algiers, applying to all lots, except for those zoned Neighborhood Open Space (OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn Avenue becoming Powder Street, continuing along Power Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delaronde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River.

The review of the proposed amendment shall include the following considerations:

1. Regardless of any law to the contrary, the height shall be limited to 40 feet and no more than three stories; and
2. In the MU-1 and MU-2 base zoning districts, the design standards shall be as provided in the HU-MU District.
3. The option of downzoning the base zoning within the entirety of the proposed overlay or any part thereof, in order to achieve limited use and design restrictions. Any downzoning proposal is subject to a maximum base height of forty (40) feet and three (3) stories.

4. The option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to eliminate or modify the height limit increase so that only a maximum of five (5) feet beyond the height limit of the underlying zoning district is permitted. The intent of this possible revision is to consider allowing only the minimum height bonus necessary to achieve a view of the river from the upper story or stories of a three-floor development. If no such height bonus is necessary to achieve this view, the intent is to remove the option of any height bonus under the RIV-2.
5. In conjunction with (5) above, the option of amending the existing Riverfront Overlay RIV-2 Algiers Sub-District Standards (Section 18.13.G of the Comprehensive Zoning Code) to add a possible parking bonus, as a replacement for the current height limit increase or supplement to a reduced height limit increase. The intent of this possible revision is to establish an affordable housing incentive that is more compatible with the neighborhood than the current height limit increase. All lots, except for the those zoned Neighborhood Open Space(OS-N), within the following boundaries: the Mississippi River at the Crescent City Connection to Brooklyn Avenue, continuing along Brooklyn Avenue, including Brooklyn Avenue becoming Powder Street, continuing along Powder Street to Pelican Avenue, continuing along Pelican Avenue to Bouny Street, continuing along Bouny Street to Delearonde Street, continuing along Delaronde Street to Seguin Street, continuing along Seguin Street to Morgan Street, continuing along Morgan Street until it becomes Patterson Road, continuing along Patterson Road to Hendee Street, and from Hendee Street north to the Mississippi River.

The recommendation of the City Planning Commission being “Modified Approval”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Gisleson Palmer, Cn. Deadline 4/12/21).

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 3-21 Final

5. LEGISLATIVE GROUPING
- 5a. ZONING DOCKET NO. 4/21 – CITY COUNCIL MOTION NO. M-20-401

Brief:

Requesting a Text amendment to the Comprehensive Zoning Ordinance to amend Article 5 “Planned Development Standards” and/or the creation of a zoning overlay district known as the “Brown’s Dairy Affordable Housing Homeownership District” bounded by Erato Street, Baronne Street, Carondelet Street, and Martin Luther King, Jr. Boulevard, for the purpose of providing additional flexibility in the redevelopment of certain sites, which will allow for the creation of affordable housing homeownership opportunities.

1. The text amendment to Article 5, Planned Development Standards would apply citywide.
2. The overlay district would apply to the area bounded by Erato, Baronne, Carondelet Streets, and Martin Luther King, Jr., Boulevard. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms. and Cm. Banks, Cn. Deadline 3/29/21).

ON DEADLINE.

WITHDRAWN.

ZD NO. 4-215b. MOTION - NO. M-21-116 – BY: COUNCILMEMBER BANKS**Brief:**

Approving the staff recommendations to Article 5 “Planned Development Standards”, granting the Affordable Homeownership Planned Development (AHOPD), but denying the request for the Brown’s Dairy Affordable Housing Homeownership Overlay District.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

WITHDRAWN.

M-21-1166. LEGISLATIVE GROUPING6a. ZONING DOCKET NO. 5/21 – RENEWAL HOMES II, LLC**Brief:**

Requesting a conditional use to permit a neighborhood commercial establishment in an HU-RD2 Historic Urban Two-Family Residential District, on Square 279, Lot A, in the Fourth Municipal District, bounded by Dryades Street, Toledano Street, Danneel Street, and Harmony Street (Municipal Addresses: 3221-3225 Dryades Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to seven (7) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 3/29/21).

ON DEADLINE.

HEARING HELD.

ZD NO. 5-216b. MOTION - NO. M-21-117 – BY: COUNCILMEMBER BANKS**Brief:**

Approving the favorable CPC recommendation, approving the Conditional Use subject to the 7 provisos in the CPC report, with amendments to provisos number six and number seven, and the addition of two (2) provisos, for a total of nine (9) provisos, to read as follows:

6. In accordance with Article 20, Section 20.3.NN of the Comprehensive Zoning Ordinance, the hours of operation shall be limited to between ~~6am through 10pm~~ **8am through 6pm**

seven days a week.

7. ~~In accordance with Article 20, Section 20.3.NN of the Comprehensive Zoning Ordinance, the~~ The neighborhood commercial establishment is limited to office use.

~~i. Art Gallery~~

~~ii. Arts Studio~~

~~iii. Day Care Center, Adult or Child~~

~~iv. Office~~

~~v. Personal Services Establishment~~

~~vi. Restaurant, Specialty~~

~~vii. Retail Goods Establishment~~

8. The developer shall provide two (2) off-street parking spaces for the commercial space.
9. No short-term rentals are permitted at the property.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

M-21-117

MOVED BY: Banks

SECONDED BY: Nguyen

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

7. ZONING DOCKET NO. 9/21 – TRINITY CHURCH

Brief:

Requesting an Amendment to Ordinance No. 20,902 MCS (Zoning Docket 57/02) and Ordinance No. 24,295 MCS (Zoning Docket 104/10) for a conditional use to permit the expansion of an existing educational facility in an HU-RD1 Historic Urban Two-Family

Residential District and an HU-RD2 Historic Urban Two-Family Residential District, on Lot 16-A on Square 203; Lots 13, 14, 15, and 1-A on Square 178; Lot Y-2 on Squares 178 and 171; Lots A, Pt. B or B, B or an undesignated lot, C, D, A, 11 or an undesignated lot, and X-2 on Square 171; and the former Chestnut Street right-of-way between Squares 171 and 178, in the Fourth Municipal District, bounded by Jackson Avenue, Prytania Street, Josephine Street, Chestnut Street, Saint Andrew Street, and Camp Street (Municipal Addresses: 1207, 1227-1329, and 1401-1425 Jackson Avenue; 2112 and 2119-2125 Coliseum Street; 1200-1326 and 1227-1233 Josephine Street; and 2117-2129 Camp Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to two (2) waivers and twenty (20) proviso.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 5/10/21)

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 9-21

8. ZONING DOCKET NO. 11/21 – NICOLE WEBRE

Brief:

Requesting a Text amendment to Article 20 of the Comprehensive Zoning Ordinance relative to the virtual sales of vehicles and other articles as deemed necessary by the staff of the City Planning Commission. First, to amend Use Standards Section 20.3.MM(5) Motor Vehicle Service and Repair, Minor and Major as follows: “5. The handling of virtual sales of used automobiles may be permitted with the following Conditions:

- a.) The storage of used vehicles for sale on premise is prohibited; and
- b.) Vehicles shall be located off-premise at the vehicle owner’s property or at a property zoned and
- c.) The business shall hold a valid license with the Louisiana Used Motor Vehicle Commission.

Second, the City Planning Commission staff shall have the authority to amend the above and make recommendations for additional amendments, Citywide.

The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(All Cms., Cn. Deadline 4/26/21).

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 11-21 Final

9. LEGISLATIVE GROUPING

9a. ZONING DOCKET NO. 12/21 – SAM SMITH JR.

Brief:

Requesting a Conditional use to permit a bar and live entertainment (secondary use) in an HU-MU Historic Urban Neighborhood Mixed-Use District, a GC Greenway Corridor Design Overlay District, an EC Enhancement Corridor Design Overlay District, and an AC-1 Arts and Culture Diversity Overlay District, on Square 360, Lot 3-A, in the Second Municipal District, bounded by North Broad Street, Lafitte Street, Toulouse Street, and North White Street (Municipal Addresses: 601-615 North Broad Street, 2701-2707 Lafitte Street, and 2716 Toulouse Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to nine (9) proviso.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, Cn. Deadline 5/10/21).

HEARING HELD.

9b. MOTION – NO. M-21-108 – BY: COUNCILMEMBER GIARRUSSO

Brief:

Approving CPC's favorable recommendation of ZD 12/21, subject to the 8 provisos recommended in the City Planning report.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

M-21-108

MOVED BY: Giarrusso

SECONDED BY: Banks

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 13/21 – 634 ORANGE STREET, LLC

Brief:

Requesting a Conditional use to permit the retail sale of packaged alcoholic beverages in an MU-2 High Intensity Mixed-Use District, on Square 82, Lot 82-C-1, in the First Municipal District, bounded by Orange Street, Saint Thomas Street, Religious Street, and Richard Street (Municipal Address: 634 Orange Street, Suite A). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to two (2) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 5/10/21).
CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 13-21

10b. MOTION - NO. M-21-118 – BY: COUNCILMEMBER BANKS

Brief:

Approving the Conditional Use subject to two (2) provisos as provided in the City Planning report, with the addition of six (6) provisos, for a total of eight (8) provisos.

3. Signage advertising the sale of alcoholic beverages shall not be visible from the public right-of-way.
4. The applicant shall provide to the City Planning Commission staff a litter abatement program letter, approved by the Department of Sanitation, inclusive of the stated location of trash storage, the type and quantity of trash receptacles and the clearing of all litter from the sidewalks and periodic hosing of the street right-of-way. The name and phone number of the owner/operator of the development shall be included in this letter to be kept on file in case of any violation. In no case shall trash be stored so that it is visible from the public right-of-way.
5. The sale of alcoholic beverages shall be restricted to those for consumption off premises only.
6. The consumption of alcoholic beverages and loitering in front of the structure or in the adjacent rights-of-way shall be prohibited.
7. The single serve of alcoholic beverages, including but not limited to any alcoholic beverage packaged and sold individually as a single serving, as well as bottles or containers of wine or distilled spirits less than 750 ml shall be prohibited.
8. Hours of operation shall be limited to 7am to 10pm Monday through Sunday.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

CONTINUED TO THE MEETING OF 4/8/21.

M-21-118

11. ZONING DOCKET NO. 16/21 – CITY COUNCIL MOTION M-20-450

Brief:

Requesting a Text amendment to the Comprehensive Zoning Ordinance to consider amendments to the definition of “winery” and to consider the addition of such to use tables in appropriate districts. In the course of review, City Planning Commission staff should consider this use in the context of similar uses such as “breweries” and “distilleries.” Staff should also review use tables and provide recommendations to establish consistency among “breweries”

and “distilleries” in appropriate zoning districts. Planning staff should review applicable State regulations to guide potential amendments. This text amendment will impact all zoning districts that permit micro-breweries, micro-distilleries, breweries and distilleries either by-right or through conditional use. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cms. Alls, Cn. Deadline 5/10/21).

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 16-21

12. LEGISLATIVE GROUPING

12a. ZONING DOCKET NO. 18/21 – PLEASANT ZION MISSIONARY BAPTIST CHURCH

Brief:

Requesting an Affordable housing planned development in an HU-RD2 Historic Urban Two-Family Residential District, on Square 441, Lots 24 through 33, bounded by South Johnson Street, Fourth Street, Momus Court, and South Galvez Street (Municipal Addresses: 2701 South Johnson Street and 3400 Fourth Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to one (1) exception and eight (8) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 5/10/21).

HEARING HELD.

12b. MOTION - NO. M-21-119 – BY: COUNCILMEMBER BANKS

Brief:

Approving the favorable CPC recommendation, approving the Affordable housing planned development, subject to the 1 exception and 7 provisions in the CPC report, with the following amendments to proviso 2:

- 2b. The development shall contain at least ten percent (10%) of units up to the sixty percent (60%) Area Median Income level, with additional affordability as provided in proviso 2(f).
- 2f. The obligation to provide and maintain a specified amount of affordable housing in a development shall run with planned development designation containing such site for not less than ninety-nine (99) years, and as follows:
 - i. 10% of units, up to the sixty percent (60%) Area Median Income level for not less than ninety-nine (99) years
 - ii. 20% of units, up to the sixty percent (60%) Area Median Income level for not less than sixty (60) years

- iii. 30% of units, up to the sixty percent (60%) Area Median Income level for not less than thirty (30) years
- iv. 40% of units, up to the sixty percent (60%) Area Median Income level for not less than ten (10) years

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement Deadline 7/23/21).

M-21-119**MOVED BY: Banks****SECONDED BY: Gisleson-Palmer****ACTION: Adopt****YEAS:****Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7****NAYS: 0****ABSTAIN: 0****ABSENT: 0****RECUSED: 0****AND THE MOTION PASSED.**

13. ZONING DOCKET NO. 21/21 – KENNETH C. JACKSON, MELANIE A. PAINIA, DOMINIQUE GUSMAN, AND JAMES SPEARS

Brief:

Requesting a Conditional use to permit a hotel with live entertainment (secondary use) in an HU-B1 Historic Urban Neighborhood Business District, the LAS La Salle Street Overlay District, and an EC Enhancement Corridor Design Overlay District, on Square 333, Lots 2 and 3, in the Fourth Municipal District, bounded by La Salle Street, Washington Avenue, Sixth Street, and South Liberty Street (Municipal Addresses: 2836-2842 La Salle Street). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to one (1) waiver and ten (10) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Banks, Cn. Deadline 5/10/21).

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 21-21

14. ZONING DOCKET NO. 22/21 – PLATINUM HOLDING GROUP, LLC

Brief:

Requesting a Conditional use to permit a four-family multiple-family residence in an HMR-3 Historic Marigny/Tremé/Bywater Residential District, on Square 364, Lot N, in the Third Municipal District, bounded by Montegut Street, North Rampart Street, Saint Claude Avenue, and Press Street (Municipal Address: 1032 Montegut Street). The recommendation of the City Planning Commission being “FOR DENIAL”.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Gisleson Palmer, Cn. Deadline 5/10/21).

CONTINUED TO THE MEETING OF 4/8/21.

ZD NO. 22-2115. CAL. NO. 32,593 - BY: COUNCILMEMBER MORENO**Brief:**

An Ordinance to ordain Article IX of Chapter 158 of the Code of the City of New Orleans, relative to energy conservation, to require owners of nonresidential and multi-family buildings to measure and disclose energy efficiency performance; and to provide otherwise with respect thereto.

Annotation:

WITHDRAWN.

3259316. CAL. NO. 33,147 - BY: COUNCILMEMBERS WILLIAMS AND GISLESON PALMER**Brief:**

An Ordinance to amend and reordain Section 26-15 of the Code of the City of New Orleans, relative to peer review of structural design and inspection by engineers of record during construction, to specify where such reviews and inspections are required, how and by whom they are to be performed; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Referred to the Governmental Affairs Committee).

CONTINUED TO THE MEETING OF 4/22/21.

3314717. CAL. NO. 33,246 - BY: COUNCILMEMBER GISLESON PALMER**Brief:**

An Ordinance to amend and reordain Section 54-153 and to ordain Sections 54-506 and 54-507 of the Code of the City of New Orleans, to create the Vacant Property Protection Program, allowing the owner of a vacant and unimproved parcel of property to authorize the New Orleans Police Department to enter the property to arrest, remove, and detain persons believed to have committed criminal trespass; to establish the criminal offenses of entering premises in violation of an order to vacate and entering premises declared to be a blight and public nuisance; to reserve appropriately Sections 54-508 through 54-524; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/11/21).

CONTINUED TO THE MEETING OF 5/6/21.

3324618. CAL. NO. 33,247 - BY: COUNCILMEMBER GISLESON PALMER**Brief:**

An Ordinance to amend and reordain Sections 26-235 and 26-237 of the Code of the City of New Orleans, to establish monthly reporting requirements for the Department of Code Enforcement, relative to determinations of Order to Vacate and Blight and Public Nuisance; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/11/21).

CONTINUED TO THE MEETING OF 5/6/21.

3324719. CAL. NO. 33,252 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)**Brief:**

An Ordinance to authorize the Mayor of the City of New Orleans through a Notarial Act of Donation and Acceptance and Dedication of Streets, to accept the donation of and to dedicate as public portions of former Bienville Street, N. Villere Street, Marais Street, and Treme Street, owned by Housing Authority of New Orleans ("HANO"), located in the Second Municipal District of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 6/25/21).

33252 - 28630 M.C.S.

MOVED BY: Gisleson-Palmer

SECONDED BY: Nguyen

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

20. CAL. NO. 33,264 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)**Brief:**

An Ordinance to amend and reordain Division 2 of Article XI of Chapter 154 of the Code of the City of New Orleans, to transfer functions of the Department of Safety and Permits to the Department of Public Works; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 7/9/21).

33264 - 28640 M.C.S.

MOVED BY: Gisleson-Palmer

SECONDED BY: Nguyen

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

21. CAL. NO. 33,266 - BY: COUNCILMEMBER NGUYEN

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements at the Joe W. Brown Park Victory Track, 5601 Read Blvd, New Orleans, Louisiana 70127 in conjunction with events with the "6th Annual Carver Classic" track meet hosted by George Washington Carver High School to take place March 6th, 2021, from 9:00 a.m. through 4:00 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 7/9/21).

33266 - 28641 M.C.S.

MOVED BY: Nguyen

SECONDED BY: Brossett

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

22. MOTION (LYING OVER) - NO. M-20-326 - BY: COUNCILMEMBER GIARRUSSO

Brief:

Motion directing City Planning Commission to conduct a public hearing on amendments to the Comprehensive Zoning Ordinance of the City of New Orleans (CZO), in Article 4, Section 4.8, relative to the applications and approvals for Zoning Appeals, to clarify the appeals that may be filed concerning decisions of the Director of the Department of Safety and Permits regarding the CZO, and the applicable time limits to appeal these decisions.

Annotation:

ELECTRONICALLY SUBMITTED.
(Referred to the Quality of Life Committee).
WITHDRAWN.

M-20-326 LO

23. MOTION (LYING OVER) - NO. M-21-90 - BY: COUNCILMEMBER MORENO

Brief:

A motion to amend the New Orleans City Council's Rules to add Rule 55 regarding the City Council's Vehicle Policy.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

(Suggested hearing date 3/25/21 – This Rule must be advertised prior to Council consideration).

CONTINUED TO THE MEETING OF 4/8/22.

M-21-90 LO

24. LEGISLATIVE GROUPING

24a. RESOLUTION (LYING OVER) - NO. R-21-92 - BY: COUNCILMEMBERS GISLESON PALMER AND NGUYEN

Brief:

A resolution to support federal and global action to address disproportionate health outcomes in communities of color and to take action to preserve our local environment and economy by opposing the construction of Formosa Plastics and any industrial or petrochemical plant that significantly adds to the existing toxic emissions in Cancer Alley.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/9/21).

WITHDRAWN.

R-21-92 LO

24b. SUBSTITUTE RESOLUTION - NO. R-21-92 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

A resolution to support federal and global action to address disproportionate health outcomes in communities of color and to take action to preserve our local environment and economy by opposing the construction of Formosa Plastics and any industrial or petrochemical plant that significantly adds to the existing toxic emissions in Cancer Alley.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).
CONTINUED TO THE MEETING OF 4/8/22.

Sub R-21-92

25. MOTION - NO. M-21-102 - BY: COUNCILMEMBER GIARRUSSO

Brief:

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, and the corresponding zoning base maps of the City of New Orleans; to amend Article 18 - Overlay Districts - to establish a new overlay district named the University Area Off-Street Parking Overlay, the intent of which is to require off-street vehicular parking for any increase in the number of existing bedrooms, for all properties located in the area generally bounded by:

Cecil Street, a straight line connecting Cecil Street to Monticello Avenue, Monticello Avenue, to Leake Avenue, to River Drive, to Riverview Drive, to East Drive, to Tchoupitoulas Street, turning north on Nashville Avenue, turning west on South Claiborne Avenue, connecting to South Carrollton Avenue, turning east on Tulane Avenue/Airline Highway connecting to Palmetto Street, to Northline Street, to Monticello, to Cecil Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).

M-21-102

SPEAKER(S):

Reuben Teague, Nathan Schwam, S.P. Johnson, Betty DiMarco

MOVED BY: Giarrusso

SECONDED BY: Banks

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

26. RESOLUTION - NO. R-21-109 - BY: COUNCILMEMBERS MORENO, GLAPION, GIARRUSSO, BANKS AND BROSSETT

Brief:

A resolution to establish rulemaking proceedings to establish renewable portfolio standards, with all parties having 30 days to submit comments on (1) the removal of CCS and CCUS technologies on generating resources and beneficial electrification as eligible methods for compliance with the RCPS and (2) the revised tier system.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).

R-21-109**SPEAKER(S):**

Monique Harden

MOVED BY: Moreno
SECONDED BY: Giarrusso
ACTION: Adopt
YEAS:
Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

27. **RESOLUTION - NO. R-21-110 - BY: COUNCILMEMBER BROSSETT****Brief:**

A RESOLUTION calling a special election in the Seabrook Neighborhood Improvement and Security District for Saturday, October 9, 2021.

Annotation:

ELECTRONICALLY SUBMITTED. (Council Rule 34. Postponement continued to 7/23/21).

R-21-110**SPEAKER(S):**

Leonard McCollum, Jr.

MOVED BY: Brossett
SECONDED BY: Gisleson-Palmer
ACTION: Adopt
YEAS:
Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

28. **MOTION - NO. M-21-111 – BY: COUNCILMEMBERS BROSSETT, MORENO, GLAPION, GIARRUSSO, BANKS, GISLESON PALMER AND NGUYEN****Brief:**

A motion appointing Yulbritton Shy to serve as the Council Fiscal Officer for the City Council.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement continued to 7/23/21).

M-21-111

MOVED BY: Brossett
SECONDED BY: Moreno
ACTION: Adopt
YEAS:
Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

29. MOTION - NO. M-21-112 – BY: COUNCILMEMBER NGUYEN

Brief:

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, to consider text amendments to the use permissions and standards for child care centers in the S-RS and S-RD residential zoning districts, which are currently not permitted by right or via conditional use.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).

M-21-112

MOVED BY: Nguyen
SECONDED BY: Giarrusso
ACTION: Adopt
YEAS:
Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7
NAYS: 0
ABSTAIN: 0
ABSENT: 0
RECUSED: 0
AND THE MOTION PASSED.

31. RESOLUTION - NO. R-21-114 - BY: COUNCILMEMBERS BANKS, MORENO, GLAPION, GISLESON PALMER, BROSSETT AND NGUYEN

Brief:

A resolution urging the New Orleans Police Department to designate clearly marked “Safe Exchange Zones” in public areas at district stations that will offer residents a reasonably safe and public area to conduct legal, private transactions from online marketplaces or internet purchases.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).

R-21-114

MOVED BY: Banks

SECONDED BY: Gisleson-Palmer

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

30. MOTION - NO. M-21-113 – BY: COUNCILMEMBERS GIARRUSSO, BANKS, GISLESON PALMER, BROSSETT, NGUYEN, MORENO AND GLAPION

Brief:

A motion directing City Planning Commission to hold a public hearing to consider amending the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 4 – Applications & Approvals - to modify the Neighborhood Participation Program (NPP) requirements therein, to authorize teleconferencing, virtual, or other remote meeting formats to satisfy NPP requirements during a declared emergency by the Governor or Mayor, when in-person meetings are not an available option.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement continued to 7/23/21).

M-21-113

SPEAKER(S):

M. Horaist, Thomas Long

MOVED BY: Giarrusso

SECONDED BY: Banks

ACTION: Adopt

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

MOVED BY: Moreno

SECONDED BY: Glapion

ACTION:

ACTIION: Suspend the Rules to Introduce Ordinances on First Reading.

YEAS:

Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7

NAYS: 0

ABSTAIN: 0

ABSENT: 0

RECUSED: 0

AND THE MOTION PASSED.

32. ORDINANCES ON FIRST READING
CALENDAR NUMBER 33,271 THRU 33,285
INTRODUCED AND LAID OVER AS REQUIRED BY LAW.

March 25 First Reading brief

32a. CAL. NO. 33,271 - BY:COUNCILMEMBER BANKS

Brief:

An Ordinance to establish a conditional use to permit a primary educational facility in an HU-RD2 Historic Urban Two-Family Residential District, on Square 204, Lots 22, 23, 24, and 25, in the Sixth Municipal District, bounded by Constance Street, Milan Street, General Pershing Street, and Magazine Street (Municipal Address: 4219 Constance Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 7/21)

Annotation:

(90 Days, Cn. Deadline 6/9/21)

(Cn. Deadline 6/3/21).

33271

32b. CAL. NO. 33,272 - BY:COUNCILMEMBER NGUYEN (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 Sankofa Community Development Corporation ("Sankofa"), for a term greater than one year, for the public purpose of completing and maintaining a green infrastructure project to be located on the following described property belonging to the City: a portion of ground measuring approximately 40 acres, in the Third Municipal District, which ground is bounded by Florida Avenue, Dubriel Street, the Southern Railroad, and Tennessee Street, and which lies more or less between the curb of Florida Avenue Right-of-Way and the Railroad Right-of-Way, adjacent to Squares 1443 through 1459; as more fully detailed in the cooperative endeavor agreement attached hereto as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 07/23/21).

33272

32c. CAL. NO. 33,273 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate federal grant funds from Intergovernmental Transfers to the Mayor's Office of Criminal Justice Coordination for the FY2020 Coronavirus Emergency Supplemental Fund (CESF) and the FY2020 Justice Assistance Grant (JAG) grant programs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

*(Council Rule 34. Postponement: 07/23/21).*33273

32d. CAL. NO. 33,274 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate federal grant funds from Intergovernmental Transfers to the Mayor's Office of Criminal Justice Coordination for the FY2020 Coronavirus Emergency Supplemental Fund (CESF) and the FY2020 Justice Assistance Grant (JAG) grant programs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

*(Council Rule 34. Postponement: 07/23/21).*33274

32e. CAL. NO. 33,275 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate Federal and State grant funds to the Office of Homeland Security to assist public safety personnel with exercises and training to enhance preparedness for responses to emergencies and disasters, along with administrative, equipment and supply costs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

*(Council Rule 34. Postponement: 07/23/21).*33275

32f. CAL. NO. 33,276 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate Federal and State grant funds to the Office of Homeland Security to assist public safety personnel with exercises and training to enhance preparedness for responses to emergencies and disasters, along with administrative, equipment and supply costs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Fiscal Note received).
(Council Rule 34. Postponement: 07/23/21).

33276

32g. CAL. NO. 33,277 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate state grant funds to the Office of Homeland Security from the FY2020 State Homeland Security Program for training and equipment for public safety personnel in relation to disasters and emergencies; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement: 07/23/21).

33277

32h. CAL. NO. 33,278 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate state grant funds to the Office of Homeland Security from the FY2020 State Homeland Security Program for training and equipment for public safety personnel in relation to disasters and emergencies; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Fiscal Note received).
(Council Rule 34. Postponement: 07/23/21).

33278

32i. CAL NO. 33,279 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate private grant funds from the John D. and Catherine T. MacArthur Foundation from Intergovernmental Transfers to the Mayor's Office of Criminal Justice Coordination for the Safety and Justice Challenge grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.
(Fiscal Note received).
(Council Rule 34. Postponement: 07/23/21).

33279

32j. CAL. NO. 33,280 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate private grant funds from the John D. and Catherine T. MacArthur Foundation from Intergovernmental Transfers to the Mayor's Office of Criminal Justice Coordination for the Safety and Justice Challenge grant program; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 07/23/21).

33280

32k. CAL. NO. 33,281 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,550 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2021" to appropriate Special Revenue and Trust funds from Intergovernmental Transfers to the Coroner's Office, Department of Public Works, Department of Police, New Orleans Recreation Development Commission, Department of Property Management, and the Vieux Carré Commission to provide funding for non-personnel related expenditures such as supplies, equipment and other related items; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

(Council Rule 34. Postponement: 07/23/21) .

33281

32l. CAL. NO. 33,282 - BY:COUNCILMEMBER BROSSETT (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 28,551 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2021" to appropriate Special Revenue and Trust funds from Intergovernmental Transfers to the Coroner's Office, Department of Public Works, Department of Police, New Orleans Recreation Development Commission, Department of Property Management, and the Vieux Carré Commission to provide funding for non-personnel related expenditures such as supplies, equipment and other related items; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Fiscal Note received).

(Council Rule 34. Postponement: 07/23/21).

33282

32m. CAL. NO. 33,283 - BY:COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a Cooperative Endeavor Agreement (CEA) between the City of New Orleans and the State of Louisiana (Office of Facility Planning and Control), relative to allowing and facilitating the rehabilitation of the Old New Orleans VA Building, as more fully detailed in the Cooperative Endeavor Agreement attached hereto as Exhibit "A"; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 07/23/21).

33283

32n. CAL. NO. 33,284 - BY:COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into an agreement to grant a servitude to an adjacent property owner for encroachments on/over portions of public right-of-way located at the municipal address 600 Mazant Street; to fix the minimum price and terms of said servitude agreement; to declare that such use as granted in the servitude agreement will incorporate space that is neither needed for public purposes nor shall such use interfere with the use of the public right-of-way; to set forth the reasons for said servitude agreement; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 07/23/21).

33284

32o. CAL. NO. 33,285 - BY:COUNCILMEMBER BANKS (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into the First Amendment to the Lease of Land by the City of New Orleans to IKE N TINA, L.L.C. D/B/A ZONY MASH BEER PROJECT ("ZONY MASH") for the following described property belonging to the City: a portion of ground located in the First Municipal District, Square 482-A, which bears the municipal address of 1400 S. Broad Street, New Orleans, Louisiana, as more fully described in detail herein; to fix the terms for said lease to be used to operate the business of ZONY MASH; to reaffirm that such property to be leased is not needed for public purposes during the lease term; and to set forth the reasons for said First Amendment to the Lease of Land, which is attached and shall be part of this ordinance; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

(Council Rule 34. Postponement: 07/23/21).

33285

33. MOTION TO ADJOURN @ 12:30 P.M.**MOVED BY: Moreno****SECONDED BY: Brossett****ACTION: Adopt****YEAS:****Banks, Brossett, Giarrusso, Gisleson-Palmer, Glapion, Moreno, Nguyen - 7****NAYS: 0****ABSTAIN: 0****ABSENT: 0****RECUSED: 0****AND THE MOTION PASSED.**