

THE COUNCIL
City of New Orleans

HELENA MORENO
Councilmember-At-Large

JP MORRELL
Councilmember-At-Large

**JOSEPH I.
GIARRUSSO
III**
Councilmember
District A

**LESLI D.
HARRIS**
Councilmember
District B

**FREDDIE
KING III**
Councilmember
District C

**EUGENE J.
GREEN, JR.**
Councilmember
District D

**OLIVER M.
THOMAS, JR.**
Councilmember
District E

MINUTES

Regular City Council Meeting
to be held in City Hall Council Chamber
on Thursday, November 17, 2022 at 10:14 A.M.

PRESIDENT
HELENA MORENO
Councilmember-At-Large



VICE PRESIDENT
JP MORRELL
Councilmember-At-Large

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

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

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

SEVEN MEMBERS PRESENT, CONSTITUTING A QUORUM.

2. INVOCATION - PASTOR BRANDON BOUTIN - UNTIED FELLOWSHIP FULL GOSPEL BAPTIST CHURCH
3. PLEDGE OF ALLEGIANCE - NEW ORLEANS MILITARY & MARITIME ACADEMY
4. NATIONAL ANTHEM - NEW ORLEANS MILITARY & MARITIME ACADEMY
5. PUBLIC E-COMMENT FORMS, RULES AND INFORMATION ARE AVAILABLE AT <https://council.nola.gov/home/>

SPECIAL ORDERS OF BUSINESS

1. FIRST ORDER OF BUSINESS - PRESENTATION - NEW ORLEANS CITY COUNCIL RECOGNIZE PELICANS EXECUTIVE SWIN CASH AS 2022 NBA HALL OF FAME INDUCTEE

Brief:

Recognizing NBA Pelicans' Vice President of Basketball Operations and Team Development and Former-WNBA Star Swin Cash in honor of Ms. Cash serving as Naismith Memorial Basketball Hall of Fame Class of 2022 Enshrinee.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Moreno).

APPEARED.

2. SECOND ORDER OF BUSINESS - PRESENTATION - ETHAN ELLESTAD, EXECUTIVE DIRECTOR, MUSIC AND CULTURE COALITION NEW ORLEANS

Brief:

Recognize Music and Culture Coalition New Orleans in honor of its 10-Year Anniversary.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Morrell).

APPEARED.

3. THIRD ORDER OF BUSINESS - PRESENTATION - REPRESENTATIVES FROM GAMMA RHO CHAPTER (WESTBANK); RHO PHI CHAPTER (NEW ORLEANS); AND PHI IOTA IOTA CHAPTER (LAPLACE) - OMEGA PSI PHI FRATERNITY, INC. 111TH ANNIVERSARY

Brief:

Recognizing Omega Psi Phi Fraternity and celebrating its commitment to academia and intellectual achievement.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King).

APPEARED.

CONSENT AGENDA

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

Brief:

Submitting the transmittal document for communications related to electric and gas utility matters to be received by the Council of the City of New Orleans at its meeting on November 17, 2022: Communications from Entergy New Orleans, LLC ("ENO") 1. New Orleans Power Station Usage Report for the Third Quarter 2022, submitted pursuant to Resolution R-21-153 2. Comments, UD-22-04 3. Comments, UD-21-03 Other Communications 1. Entry of Appearances, submitted by the Alliance for Affordable Energy, Docket UD-22-04 2. Comments, submitted by the Sierra Club, Docket UD-22-04 3. Comments, submitted by the Alliance for Affordable Energy, Docket UD-22-04 4. Comments, submitted by the National Audubon Society, Docket UD-22-04

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

Erin Spears, Chief of Staff & Counsel, Council Utilities Regulatory Office (CURO)

Entergy - Barbara L. Casey - 3rd Quarter 2022 NOPS Usage Report

Entergy - Courtney R. Nicholson - 2022-10-31 ENO EE-DSM-DR-DER Comments

Entergy - Edward R. Wicker, Jr. - 2022-11-07 Trans Ltr & ENO Comments UD-21-03

Entergy - Susan Stevens Miller - 2022-10-31 _AAE Entry of Appearances Refiled_ Docket UD-22-04

Elena Saxonhouse, Managing Attorney - Sierra Club - Complete Copy

Entergy - Susan Stevens Miller - 10-31-2022 _AAE Comments_ UD-22-04

Brent Newman, Director of Policy, Audubon Delta Comments UD2204

Entergy - Jesse S. George - UD-21-03 Comments of the AAE - 11_7_22

Speaker:

Michael Burnside

Angela Kinlaw

2. COMMUNICATION - FROM WINSTON FIORE, DIRECTOR OF LAND USE & CONSTITUENT AFFAIRS LIAISON, COUNCILMEMBER FREDDIE KING III, DISTRICT "C"

Brief:

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

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

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 12/1/22).

RTA - Winston Fiore

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

Brief:

Requesting a hearing to appeal of dismissal under the Revised Statute 40:537.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 12/1/22).

Sharon Jasper, Section 8 Resident Council President

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Jennifer Avegno, MD - Director of Health - 10. October 2022 Encampment Report

5. COMMUNICATION - FROM RALPH H. LONG, MOUTON LONG TURNER ARCHITECTS

Brief:

Requesting to appeal the Vieux Carré Commission's (VCC) decision to defer adding a two-story addition at the property located at 440 Bourbon Street.

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 12/1/22).

Ralph H. Long - 440- Bourbon Street

E-Comment:
Daniel Raines

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Amy B. Trepagnier, Director of Personnel, Dept of Civil Service

7. COMMUNICATION – FROM CARLOS S. GUILLEN

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED. (Hearing Date Set For 12/1/22).

HDLC Appeal - Carlos S. Guillen - 709 Touro St.

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

Brief:

Submitting for Council approval an Amendment to the Classified Pay Plan (Sewerage & Water Board) in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of November 3, 2022, as outlined below:

New Classifications:

Class Code	New Classification	Grade	Grade/Step Annual Minimum	Grade/Step Hiring Rate	Grade/Step Annual Maximum
C4170	Safety Coordinator (Non-Exempt)	71	71/01 \$39,893	71/17 \$48,665	71/41 \$65,569
C4171	Safety Coordinator, Senior (Non-Exempt)	74	74/01 \$42,980	74/17 \$52,431	74/41 \$70,643
C4172	Safety Coordinator (Lead)-Exempt	80	80/01 \$49,889	80/17 \$60,859	80/41 \$81,999

C4173	Safety	90	90/01	90/13	90/41
	Administrator		\$63,960	\$74,242	\$105,126
	(Exempt)				

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

Amy B. Trepagnier, Directoy of Personnel - SafetyCoordSeriesCouncil - PLEASE VIEW ATTACHMENT IN FULL

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

Brief:

Submitting for Council approval an Amendment to the Civil Service Rules (Merit Pay) in accordance with Article X, Section 10 of the Constitution of Louisiana as adopted by the Civil Service Commission at its meeting of November 3, 2022, as outlined below:

Rule IV, Section 2.5

(Additions are in bold and underlined. Deletions have been ~~struck through~~)

2.5 Merit ~~Increases~~ Pay

~~The rate of pay for any employee in a classified position may **shall** be advanced by action of the appointing authority, subject to the following limitations. In order to promote a high performing workforce, classified employees who exceed expectations shall receive annual merit-based payments.~~

1. Annually, each organizational unit shall budget two percent (2%) of the combined base rates (as defined in Rule I, Number 10) of pay of all permanent classified positions filled in the organization unit as of January 1 of that year.
- ~~2. The Chief Administrative Officer has not declared that the city possesses insufficient funds for merit increases.~~
- ~~3. This increase shall not apply to any employees for whom annual pay increases are addressed under the other federal, state, or local law.~~

~~Beginning January 1, 2015 and ending December 31, 2017 employees who merit a performance evaluation of competent or above will be eligible for a 1.25% across the board pay increase. However, effective, January 1, 2018, all merit increases will be subject to the following: Effective for the 2023 observation year to be paid in 2024 and thereafter:~~

2. An employee who is in active status for at least one year prior to the end of the annual review period and has completed the performance evaluation process ~~becomes eligible for and may~~ **shall** be granted a merit ~~increase~~ **payment**, provided that the appointing authority has ~~determined~~ **documented via an official Civil Service Performance Evaluation that his or her the employee's** performance merits such an adjustment.
3. **Annually**, the amount of the ~~increases~~ **merit pay** shall be ~~1.25% for a rating of "Meets Expectations" and 3.75% for a rating of "Exceeds Expectations". An employee who has a current official overall Performance Evaluation of "Does Not Meet Expectations" shall not be eligible for any increase under the provisions of this Rule.~~ **a one-time payment of \$2,000** for a rating of "Exceeds Expectations".
4. **In accordance with Rule XI Sections 1.2(c) and 1.3 (c) an Evaluating Supervisor or Second Level Evaluating supervisor who fails to administer the performance evaluation system in accordance with these Rules shall not be eligible for a merit increase for that year.**
5. Such ~~advances~~ **merit payments** shall be effective for the closest pay period after June 1st provided
 - (a) that suitable documentation evidencing evaluation of the individual employee and detailing specific justification for the employee's entitlement to such ~~an increase a payment has been provide to~~ **Civil Service.**
 - (b) **the recipient is an active employee at the time of**
 - (c) ~~All increases herein authorized are subject to the requirement that no employee's pay shall exceed the maximum rate of pay established for the job.~~
6. An employee's eligibility for ~~increases~~ **merit payments** shall not be interrupted by time served in the military services. **All such payments shall be made upon the employee's return from military service.**
7. Any adjustment or increase an employee receives under The provisions of other Rules, unless otherwise indicated, shall not affect such employee's eligibility to receive ~~increases authorized~~ **a merit payment** under this Rule.
 - (g) ~~Upon the implementation of any hiring rate an employee receives under the provisions of Rule IV, § 2.6, any authorized merit increase an employee received in his/her~~

~~current classification as a result of the application of this Rule shall be applied above such a hiring rate as long as it does not exceed the maximum pay rate for the job classification.~~

- ~~(h) Any authorized merit increase an employee received in a classification as a result of the application of this Rule shall be cumulative above his/her base rate as long as it does not exceed the minimum pay rate for the job classification.~~

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED AND REFERRED TO THE BUDGET COMMITTEE.

Amy B. Trepagneir, Director of Personnel - MeritPayRuleCouncil - PLEASE VIEW ATTACHMENT IN FULL TO SEE ALL BOLD/STRIKE OUTS.

10. COMMUNICATION - FROM THE OFFICE OF NEW ORLEANS CITY COUNCIL PRESIDENT HELENA MORENO, CHAIR, IJJA JOINT COUNCIL AND LEGISLATIVE SPECIAL COMMITTEE

Brief:

Transmitting the report from the IJJA Joint Council and Legislative Committee corresponding to City Council Motion M-22-62 providing an overview of the committee's work, stakeholders and organizations engaged, key recommendations, and prioritized infrastructure projects.

Annotation:

RECEIVED.

REPORT - COUNCIL PRESIDENT HELENA MORENO, CHAIR

Speaker:

Michael Burnside

11. REPORT - OF THE DIRECTOR OF THE VIEUX CARRÉ COMMISSION

Brief:

Submitting an addendum to the report regarding an appeal of Vieux Carré Commission's (VCC) decision of denial to install a new gallery at the property located at 440 Bourbon Street.

Annotation:

ELECTRONICALLY SUBMITTED.

RECEIVED.

VVC Appeal - 440 Bourbon

12. REPORT - OF STELLA CZIMENT, INDEPENDENT POLICE MONITOR, OFFICE OF THE INDEPENDENT POLICE MONITOR

Brief:

Submitting a report for the month of October providing the Council with the data in

accordance with Ordinance No. 29130 (Calendar No. 33,818).

Annotation:

ELECTRONICALLY SUBMITTED.
RECEIVED.

Stellia Cziment - OIPM

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

Brief:

Transmitting Zoning Docket Numbers 70/22 - Cm. Harris, 85/22 - Cm. Green, Cn. Deadline 1/16/23.

Annotation:

RECEIVED. (Hearing Date Set For 12/1/22).

CPC Transmittal

14. CAL. NO. 33,939 - BY: COUNCILMEMBERS KING AND MORENO

Brief:

An Ordinance to establish a conditional use to permit a cultural facility with live entertainment (secondary use) in an HM-MU Historic Marigny/Tremé/Bywater Mixed-Use District, located on Square 139, Lots A, A2, an undesignated lot, B, and 1, in the First Municipal District, bounded by Piety Street, Royal Street, Chartres Street, and Desire Street (Municipal Addresses: 3300 Royal Street and 633 Piety Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 50/22)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 1/4/23).
(Cn. Deadline 12/15/22).

33939 - 29251 M.C.S.

15. CAL. NO. 33,940 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in a C-2 Auto-Oriented Commercial District, located on Square LHC, Lot A, in the Third Municipal District, bounded by Elysian Fields Avenue, Interstate 10, and Florida Avenue (Municipal Addresses: 2401-2411 Elysian Fields Avenue); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 61/22)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 1/4/23).
(Cn. Deadline 12/15/22).
ADOPTED.

33940 - 29252 M.C.S.16. CAL. NO. 33,941 - BY: COUNCILMEMBER GIARRUSSO**Brief:**

An Ordinance to establish a conditional use to permit an established multi-family dwelling in an HU-RD2 Historic Urban Two-Family Residential District, on Square 753, Lots 14 and 15, in the First Municipal District, bounded by South Scott Street, South Pierce Street, and Palmyra Street (Municipal Addresses: 3915-3917 Banks Street); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 62/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/4/23).

(Cn. Deadline 12/15/22).

ADOPTED.

33941 - 29253 M.C.S.17. CAL. NO. 33,942 - BY: COUNCILMEMBER HARRIS**Brief:**

An Ordinance to establish a conditional use to permit a standard restaurant in an HU-B1 Historic Urban Neighborhood Business District, CPC Character Preservation Corridor Design Overlay District, the Magazine Street Use Restriction Overlay District, and Small Multi-Family Affordable Short Term Rental Interim Zoning District on Square 145, Lot 8 or 22, in the First Municipal District, bounded by Magazine Street, Louisiana Avenue, Camp Street, and Toledano Street (Municipal Address: 1526 Magazine Street (PD2)); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 65/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/4/23).

(Cn. Deadline 12/15/22).

ADOPTED.

33942 - 29254 M.C.S.18. CAL. NO. 33,943 - BY: COUNCILMEMBER THOMAS**Brief:**

An Ordinance to establish a conditional use to permit the retail sale of packaged alcoholic beverages in a BIP Business-Industrial Park District and the ENORC Eastern New Orleans Renaissance Corridor Use Restriction Overlay District, on Lots B and C on an undesignated square in the Third Municipal District, bounded by Chef Menteur Highway, Old Gentilly Road, and Read Boulevard (Municipal Address: 9000 Chef Menteur Highway); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 67/22)

Annotation:

ELECTRONICALLY SUBMITTED.

(90 Days, Cn. Deadline 1/4/23).

(Cn. Deadline 12/15/22).
ADOPTED.

33943 - 29255 M.C.S.

19. CAL. NO. 33,944 - BY: COUNCILMEMBER HARRIS

Brief:

An Ordinance to establish a conditional use to permit a development containing commercial units between 5,000 and 10,000 square feet in floor area in an HU-MU Historic Urban Neighborhood Mixed-Use District and CPC Character Preservation Corridor Design Overlay District on Square 154, Lot 1A, in the First Municipal District, bounded by Magazine Street, Melpomene Street, Camp Street, and Thalia Street (Municipal Addresses: 1323-1339 Magazine Street and 1119 Melpomene Street (PD2)); and otherwise to provide with respect thereto. (ZONING DOCKET NO. 68/22)

Annotation:

ELECTRONICALLY SUBMITTED.
(90 Days, Cn. Deadline 1/4/23).
(Cn. Deadline 12/15/22).
ADOPTED.

33944 - 29256 M.C.S.

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

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

21. AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

46. RESOLUTION - NO. R-22-487 - BY: COUNCILMEMBERS GIARRUSSO AND THOMAS (BY REQUEST).

Brief:

A RESOLUTION approving the Drainage System Bond Resolution adopted by the Sewerage and Water Board of New Orleans in connection with the issuance of Forty-Five Million Dollars (\$45,000,000) of Drainage System Limited Tax Bonds, Series 2022 of the City of New Orleans, Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED.

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

R-22-487

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

42. CAL. NO. 33,967 - BY: COUNCILMEMBERS GIARRUSSO, GREEN AND THOMAS**Brief:**

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022," to reduce the 2022 General Fund appropriation to the Department of Police and increase the appropriation to the Department of Sanitation in order to fund additional Sanitation expenses in 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33967 - 29264 M.C.S.

Speaker:
Michael Burnside

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

41. CAL. NO. 33,966 - BY: COUNCILMEMBERS MORENO AND MORRELL**Brief:**

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2022," to reduce the 2022 General Fund appropriation to the Department of Police and increase the appropriation to the Department of Sanitation in order to fund additional Sanitation expenses in 2022; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

WITHDRAWN.

33966

1. LEGISLATIVE GROUPING

1a. HDLIC APPEAL – OF MICHAEL SHERMAN, SHERMAN STRATEGIES, LLC**Brief:**

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" for a new rooftop penthouse addition as part of a renovation of an existing Significant rated three-story, mixed-use building located at 502 Frenchmen Street (also listed as municipal address: 1407 Decatur Street).

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 11/20/22).

(Report received at the meeting of 10/6/22).

ON DEADLINE.

CONTINUED TO THE MEETING OF 12/1/22.

Michael Sherman - 502 Frenchman Street1b. MOTION (LYING OVER) – NO. M-22-465 – BY: COUNCILMEMBER KING**Brief:**

Granting the applicant's request for the properties located at 502 Frenchman Street and 1407 Decatur Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

WITHDRAWN.

LO M-22-4651c. MOTION – NO. M-22-496 – BY: COUNCILMEMBER KING**Brief:**

Denying the applicant's request for the properties located at 502 Frenchman Street and 1407 Decatur Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

M-22-496

2. HDLC APPEAL - OF MICHAEL SHERMAN, SHERMAN STRATEGIES, LLC, ON BEHALF OF PATRICK MELANCON

Brief:

Requesting to appeal the Historic District Landmarks Commission's decision of "denial" of demolition (through elevation) of an existing Contributing rated 1-1/2 story, single-family raised basement residential building to preserve habitable square footage as part of a renovation of an existing residential building at 5919 Freret Street.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 12/4/22).

(Report received at the meeting of 10/20/22).

CONTINUED TO THE MEETING OF 12/1/22.

HDLC Appeal - Michael Sherman - 5919 Freret St

3. LEGISLATIVE GROUPING

3a. VCC APEAL – OF RAPLH H. LONG

Brief:

Requesting to appeal the Vieux Carrè Commission's decision of "denial" to install a new gallery for the property located at 440 Bourbon Street.

Annotation:

(Cm. King, District C, Cn. Deadline 11/20/22).

(Report received on today's Consent Agenda).

ON DEADLINE.

VCC Appeal - Ralph H. Long - 440 Bourbon St

3b. MOTION – NO. M-22-497 – BY: COUNCILMEMBER KING

Brief:

Granting the applicant's request for the property located at 440 Bourbon Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-497

This matter will be continued latter in the meeting.

4. VCC APPEAL - OF ALEX D. LAMBERT AND NOLAN P. LAMBERT, LAMBERT & LAMBERT, A LAW CORPORATION ON BEHALF OF MERCIER REALTY & INVESTMENT CO.

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/15/22.

VCC Appeal - Alex D. Lambert and Nolan P. Lambert, Lambert & Lambert, A Law Corporation

5. ZONING DOCKET NO. 56/22 - LA VANG PEARL, INC.

Brief:

Requesting a Conditional Use to permit a Neighborhood Commercial Establishment in an HURD1 Historic Urban Two-Family Residential District, located on Square 77, Lot 15-A, in the Seventh Municipal District, bounded by St. Charles Avenue, Cherokee Street, Hampson Street, and Lowerline Street (Municipal Address: 7457 St. Charles Avenue). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 11/14/22).

ON DEADLINE.

PAST DEADLINE AND NO ACTION WILL BE TAKEN.

PETITION DIES.

ZD NO. 56/22

6. LEGISLATIVE GROUPING

6a. ZONING DOCKET NO. 63/22 - CITY COUNCIL MOTION M-22-253

Brief:

Requesting a Text Amendment to Article 17, Section 17.3.A of the Comprehensive Zoning Ordinance to prohibit new hotels and motels and to allow Commercial Short-Term Rentals as a permitted use in the CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District. The proposed text amendment would affect properties within the CBD-5 District. The recommendation of the City Planning Commission being "FOR MODIFIED APPROVAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 12/19/22).

HEARING HELD.

ZD NO. 63/22

6b. MOTION – NO. M-22-488 – BY: COUNCILMEMBER HARRIS

Brief:

Granting the Text Amendment request on ZD NO. 63/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-488

Speakers:

Michael Sherman

Nicole Bell

Sandra Stokes

Nathan Lott

Michael Burnside

Nikki Szalwinski

E-Comments:

Marcel Wisznia

Brian Gibbs

Christopher Sarpy

MOVED BY: Harris

SECONDED BY: Giarrusso

ACTION: Adopt

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

NAYS: 0

ABSTAIN: 0

ABSENT: Morrell - 1

RECUSED: 0

AND THE MOTION PASSED.

11. LEGISLATIVE GROUPING

11a. ZONING DOCKET NO. 76/22 - ST. RITA ROMAN CATHOLIC CHURCH

Brief:

Requesting a Zoning Change from an HU-RD1 Historic Urban Two-Family Residential District to an HU-B1 Historic Neighborhood Business District and a Conditional Use to permit a Commercial Use over 5,000 square feet in a HU-B1 Historic Urban Neighborhood Business District and a Small Multi-Family Affordable Short Term Rental Interim Zoning District, located on Square 65, Lots 1 through 7, A through J, and X in the Sixth Municipal District, bounded by Fontainebleau Drive, Lowerline Street, Broad Place, and Pine Street (Municipal Addresses: 65 Fontainebleau Drive, 2624 Pine Street, and 2700 Lowerline Street). The recommendation of the City Planning Commission being "FOR DENIAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Giarrusso, District A, Cn. Deadline 1/2/23).

HEARING HELD.

ZD NO. 76/22

11b. MOTION – NO. M-22-493 – BY: COUNCILMEMBER GIARRUSSO**Brief:**

Granting the applicant's Zoning Change request, subject to the six (6) provisos consistent with the City Planning Commission's report on ZD NO 76/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-493

Speaker:

Todd R. Gennardo

MOVED BY: Giarrusso

SECONDED BY: Harris

ACTION: Adopt

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

NAYS: 0

ABSTAIN: 0

ABSENT: Moreno, Morrell - 2

RECUSED: 0

AND THE MOTION PASSED.

3a. VCC APEAL – OF RAPLH H. LONG**Brief:**

Requesting to appeal the Vieux Carrè Commission's decision of "denial" to install a new gallery for the property located at 440 Bourbon Street.

Annotation:

(Cm. King, District C, Cn. Deadline 11/20/22).

(Report received on today's Consent Agenda).

ON DEADLINE.

HEARING HELD.

3b. MOTION – NO. M-22-497 – BY: COUNCILMEMBER KING**Brief:**

Granting the applicant's request for the property located at 440 Bourbon Street.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-497

Speakers:

Dennis Alonzo

Nathan Chapman

Jeffrey Seymour
Allen Johnson
James Rott
Erin Holmes
Nathan Lott
Laura Cayouette
Lisa Suarez
Allie Conlay
Sandra Stokes
John Reed
Nikki Szalwinski
Ralph Long
Ammar Eloueini
Ike Spears
David Halpern

E-Comment:
Terrence Jacobs
Robert Simms

MOVED BY: King
SECONDED BY: Green
ACTION: Adopt
YEAS: Green, King, Moreno, Morrell, Thomas - 5
NAYS: Harris - 1
ABSTAIN: 0
ABSENT: Giarrusso - 1
RECUSED: 0
AND THE MOTION PASSED.

7. ZONING DOCKET NO. 64/22 – ERNEST N. MORIAL NEW ORLEANS EXHIBITION HALL AUTHORITY AND CITY COUNCIL MOTION M-22-255

Brief:

Requesting a Text Amendment to Article 18, Section 18.24 Convention Center Height Overlay District of the Comprehensive Zoning Ordinance. The proposed text amendment and overlay district would apply to the area bounded by Convention Center Boulevard, The Pontchartrain Expressway, Thalia Street, Annunciation Street, Euterpe Street, Tchoupitoulas Street, Celeste Street, The Mississippi River Floodwall, and Henderson Street; excluding Lot MF-1 on Block RP-5X. The recommendation of the City Planning Commission being “FOR MODIFIED APPROVAL”.

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. Harris, District B, Cn. Deadline 12/5/22).
CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 64/22

8. LEGISLATIVE GROUPING

8a. ZONING DOCKET NO. 72/22 – 201 NORTH RAMPART LLC

Brief:

Requesting a Conditional Use to permit a hotel over 10,000 square feet in floor area in an HMC-2 Historic Marigny/Tremé Commercial District, an EC Enhancement Corridor Design Overlay District and the Small Multi-Family Affordable Short Term Rental Interim Zoning District, located on Square 153, Lots 7, 2, and 1 through 5, in the Third Municipal District, bounded by Chartres, Royal, and Frenchmen Streets and Elysian Fields Avenue (Municipal Addresses: 2121-2127 Chartres Street and 616 Elysian Fields Avenue). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to one (1) waiver and six (6) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 12/5/22).

CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 72/228b. MOTION - NO. M-22-498 - BY: COUNCILMEMBER KING**Brief:**

Granting the applicant's Conditional Use request, subject to one (1) waiver and six (6) provisos as set forth in the City Planning Commission on ZD NO. 72/22, with the following modification to Waiver No. 1 as follows: Waiver: 1. The developer shall be granted a variance of Article 22, Section 22.4 of the Comprehensive Zoning Ordinance requiring thirty-eight (38) off-street parking spaces to be provided and be required to provide only nineteen (19) off-street parking spaces within 300ft.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

M-22-498

9. LEGISLATIVE GROUPING

9a. ZONING DOCKET NO. 74/22 – FADHIL TWO LLC**Brief:**

Requesting a Conditional Use to permit the retail sale of packaged alcoholic beverages at an existing gas station in a C-1 General Commercial District, an HUC Historic Urban Use Restriction Overlay and an EC Enhancement Corridor Design Overlay District, on Square 709, Lots 1, 2, 3, 4, and 5, in the Third Municipal District, bounded by North Claiborne Avenue, Lizardi Street, North Derbigny Street, and Eganina Street (Municipal Address: 5201 N. Claiborne Avenue). The recommendation of the City Planning Commission being “FOR APPROVAL”, subject to two (2) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Thomas, District E, Cn. Deadline 12/19/22).

HEARING HELD.

ZD NO. 74/229b. MOTION – NO. M-22-492 – BY: COUNCILMEMBER THOMAS**Brief:**

Granting the applicant's Conditional Use request, subject to two (2) provisos as stated by the City Planning Commission report on ZD NO. 74/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-492

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

10. LEGISLATIVE GROUPING

10a. ZONING DOCKET NO. 75/22 - IRON SKILLET, LLC**Brief:**

Requesting a Conditional Use to permit the expansion of an existing standard restaurant in an HU-B1A Historic Urban Neighborhood Business District and an HU-B1A Use Restriction Overlay District, located on Square 160, Lot 7, in the Sixth Municipal District, bounded by Louisiana Avenue, Laurel Street, Toledano Street, and Constance Street (Municipal Addresses: 901-903 Louisiana Avenue). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to four (4) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 12/19/22).

HEARING HELD.

ZD NO. 75/2210b. MOTION - NO. M-22-489 - BY: COUNCILMEMBER HARRIS**Brief:**

Granting the applicant's Conditional Use request, subject to four (4) provisos as set forth by the City Planning Commission on ZD NO. 75/22.

Annotation:

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

M-22-489

Speaker:
Ron Loesel

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

12. ZONING DOCKET NO. 78/22 - ERIC TEMPLE

Brief:

Requesting a Zoning Change from an S-RS Suburban Single-Family Residential District to an S-RD Suburban Two-Family Residential District, located on Square 15, Lots 25 and 26, Park Place Addition, in the Fifth Municipal District, bounded by Elizardi Boulevard, Lawrence Street, Pace Boulevard, and the Magellan Canal (Municipal Address: 1601 Elizardi Boulevard). The recommendation of the City Planning Commission being "FOR APPROVAL".

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. King, District C, Cn. Deadline 1/2/23).
CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 78/22

13. ZONING DOCKET NO. 79/22 - KATHLEEN HORN

Brief:

Requesting Zoning Change from an HMR-3 Historic Marigny/Tremé/Bywater Residential District to an HMC-1 Historic Marigny/Tremé/Bywater Commercial District. Overlay districts: RDO-1 Residential Diversity Overlay District; Small Multi-Family Affordable Short Term Rental Interim Zoning District, located on Square 11, Lot A, in the Third Municipal District, bounded by Chartres Street, Spain Street, Decatur Street, and Mandeville Street (Municipal Addresses: 2438-2440 Chartres Street). The recommendation of the City Planning Commission being "FOR APPROVAL".

Annotation:

ELECTRONICALLY SUBMITTED.
(Cm. King, District C, Cn. Deadline 1/2/23).
CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 79/22

14. LEGISLATIVE GROUPING

14a ZONING DOCKET NO. 80/22 - 610-616 BARONNE STREET, LLC**Brief:**

Requesting a Conditional Use to permit a hotel in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District, located on Square 233, Lot 18 and 19, in the First Municipal District, bounded by Lafayette Street, Carondelet Street, and Girod Street in the CBD-5 Urban Core Neighborhood Lower Intensity Mixed Use District (Municipal Addresses: 610-616 Baronne Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 1/2/23).

HEARING HELD.

ZD NO. 80/2214b. MOTION - NO. M-22-490 - BY: COUNCILMEMBER HARRIS**Brief:**

Granting the applicant's Conditional Use request, subject to five (5) provisos as set forth by the City Planning Commission on ZD NO. 80/22.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-490

Speaker:

Nicole Bell

MOVED BY: Harris

SECONDED BY: Green

ACTION: Adopt

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

NAYS: 0

ABSTAIN: 0

ABSENT: Giarrusso - 1

RECUSED: 0

AND THE MOTION PASSED.

15. LEGISLATIVE GROUPING

15a. ZONING DOCKET NO. 81/22 - HADRIAN PROPERTIES LLC**Brief:**

Requesting a Conditional Use to permit a commercial short-term rental in a CBD-5 Urban Core Neighborhood Lower Intensity Mixed-Use District and the rescission of Ordinance No.

17,249 (Zoning Docket 061/95), located on Square 257, Lot 88 or 2 or 11 and Lot 87 or 81, in the First Municipal District, bounded by Julia Street, Baronne Street, Girod Street, and O'Keefe Avenue (Municipal Addresses: 933-939 Julia Street). The recommendation of the City Planning Commission being "FOR APPROVAL", subject to five (5) provisos.

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. Harris, District B, Cn. Deadline 1/2/23).

CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 81/22

15b. MOTION - NO. M-22-491 - BY: COUNCILMEMBER HARRIS

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

M-22-491

16. ZONING DOCKET NO. 82/22 - CITY COUNCIL MOTION NO. M-22-378

Brief:

Requesting an Amendment to Ordinance No. 28,987 MCS (Zoning Docket 101/21, which granted a Conditional Use to permit a vocational education facility in a C-1 General Commercial District) to grant a waiver of the requirements of Article 15, Section 15.3.B.f. to allow for a structure ceiling height of less than twelve feet (12'), to grant a waiver of the landscape island requirement of Article 23, Section 23.7.C., and to grant a waiver of the landscaping plan submission requirement and execution thereof as outlined in Article 23, Section 23.3.B and to grant any other waivers that may be needed to allow the building and site design proposed by the property owner, located in an undesignated Square, Plot 2-B in the Fifth Municipal District, bounded by Woodland Highway, Woodland Drive, and Tullis Drive (Municipal Address: 6035 Woodland Highway). The recommendation of the City Planning Commission being "FOR DENIAL".

Annotation:

ELECTRONICALLY SUBMITTED.

(Cm. King, District C, Cn. Deadline 1/2/23).

CONTINUED TO THE MEETING OF 12/1/22.

ZD NO. 82/22

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

SNC NO. 2/2218. STREET NAME CHANGE 3/22 – RONEAGLE WAY**Brief:**

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

SNC NO. 3/2219. CAL. NO. 33,866 - BY: COUNCILMEMBER GREEN**Brief:**

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

3386620. CAL. NO. 33,885 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST).**Brief:**

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Fiscal Note received).

(Referred to the Budget Committee).

CONTINUED TO THE MEETING OF 12/1/22.

33885

21. CAL. NO. 33,886 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, GREEN AND THOMAS (BY REQUEST).

Brief:

An Ordinance to amend Ordinance No. 28,863 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for Year 2022," to appropriate federal grant funds to the Mayor's Office of Homeland Security and Emergency Preparedness for Federal Emergency Management Agency reimbursable costs; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Fiscal Note received).

(Referred to the Budget Committee).

CONTINUED TO THE MEETING OF 12/1/22.

33886

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

33893

23. CAL. NO. 33,937 - BY: COUNCILMEMBER MORRELL

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

(SWBNO Billing Advisory Committee recommended approval).

(Referred to the Public Works Committee).

CONTINUED TO THE MEETING OF 12/1/22.

33937

24. LEGISLATIVE GROUPING

24a. CAL. NO. 33,945 - BY: COUNCILMEMBER MORENO**Brief:**

An Ordinance to amend and reordain chapter 14, sections 14-1, 14-306, 14-307, and chapter 30, section 30-70, and ordain chapter 14, sections 14-308 through 14-314 to create live entertainment permitting regulations; and otherwise to provide with respect thereto

Annotation:

ELECTRONICALLY SUBMITTED.

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

33945 - 29257 M.C.S.24b. AMENDMENT TO ORDINANCE CAL. NO. 33,945 - BY: COUNCILMEMBER MORENO**Brief:**

(1) In section 2, replace lines 36 through 53 with the following:

- (1) For live entertainment conducted indoors, whether or not admission is charged or fee exacted in any manner, per year.

Gross sales of:	Nonprofit	All Others
\$0—\$10,000	125.00	250.00
\$10,001—\$50,000	250.00	500.00
over \$50,000	375.00	750.00

- (2) For live entertainment conducted outdoors, whether or not admission is charged or fee exacted in any manner, per year:

Gross sales of:	Nonprofit	All Others
\$0—\$10,000	125.00	250.00
\$10,001—\$50,000	250.00	500.00
over \$50,000	375.00	750.00

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

33945 AMD

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

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

25. CAL. NO. 33,947 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to ordain Section 70-10 of the Code of the City of New Orleans relative to the approval and execution of City of New Orleans contracts valued at more than one million dollars (\$1,000,000) or having a term of more than one (1) year by the City Council; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33947 - 29258 M.C.S.

25b. AMENDMENT TO ORD. NO. 33,947 - BY: COUNCILMEMBER MORRELL

Brief:

- (1) On page 1, in Section 1, on line 8, delete the words “valued at more than \$1,000,000” and insert the words “providing for the aggregate expenditure of more than \$1,000,000 in City funds during the initial term and all allowable renewal terms” in lieu thereof.
- (2) On page 1, in Section 1, on line 8, delete the words “a term” and insert the words “an initial term” in lieu
- (3) On page 2, in Section 1, beginning on line 13 and continuing onto line 14, delete the remainder of the sentence after the word “apply” and insert the following in lieu thereof:

“(i) to contracts entered into by the New Orleans Aviation Board pursuant to Sec. 22-43 of the Code of the City of New Orleans, (ii) to contracts for public works or for the purchase of any materials or supplies that have been procured pursuant to the Louisiana Public Bid Law, La. R.S. 38:2211, *et seq.*; or (iii) to contracts providing for the expenditure of more than \$1,000,000 in City funds that are executed within 60 days of a declared state of emergency and relate directly to the emergency.”

(4) On page 2, in Section 1, on line 15, insert the words “or agency head managing the emergency agreement governed by this subsection” after the word “department”

(5) On page 2, after the end of section 1, insert the following:

SECTION 2. The requirements of this ordinance shall apply to any contract entered into, renewed, or extended on or after January 1, 2023.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33947AM

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

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

26. CAL. NO. 33,948 - BY: COUNCILMEMBER HARRIS (BY REQUEST).

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into Amendment No. 1 to a previously-executed Cooperative Endeavor Agreement ("the CEA") between the City of New Orleans (the "City") and Odyssey House Louisiana, Inc. ("Odyssey House"), for the valuable public purpose of referrals by the City's Health Care for the Homeless program for rehabilitative services and transitional housing, to modify the provisions thereof and extend the term thereof for four (4) years, as more fully set forth in the Amendment No. 1 form attached hereto as Exhibit "1" and made a part hereof; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33948 - 29259 M.C.S.

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

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

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/15/22.

33949

28. CAL. NO. 33,950 - BY: COUNCILMEMBER MORRELL

Brief:

An Ordinance to ordain section 2-1122 of the Code of the City of New Orleans to provide for subpoena and investigatory responsibilities of the Orleans Independent Police Monitor; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

3395029. CAL. NO. 33,952 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)**Brief:**

An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2023 in accordance with Sections 3-116, 4-206(1)(f), and 6-102 of the Home Rule Charter of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

3395230. CAL. NO. 33,953 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)**Brief:**

An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2023 in accordance with Sections 3-115, 4-206(1)(f), and 6-102(3) of the Home Rule Charter of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

3395331. CAL. NO. 33,954 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)**Brief:**

An Ordinance to amend and reordain Section 2-1103 of the Code of the City of New Orleans, setting fees for notarial services and related costs; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

3395432. CAL. NO. 33,955 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)**Brief:**

An Ordinance to adopt the Downtown Development District's 2023 Plan to provide additional capital and special services, facilities and/or improvements for the Downtown Development District ("District") of the City of New Orleans ("City") for the year 2023; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

33955

33. CAL. NO. 33,956 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance relative to the levy of fees on property located in special security and improvement taxing districts in the City of New Orleans for the year 2023; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

33956

34. CAL. NO. 33,957 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance to adopt the New Orleans Tourism and Cultural Fund's "Tourism and Cultural Economy Program", "Proposed Grant Scoring Matrix", and budget for the year 2023, to be administered by New Orleans Tourism and Cultural Fund to: (1) provide services and financial support to the culture-bearers and cultural economy of New Orleans, including, without limitation, the people, enterprises, and communities that transform cultural skills, knowledge, and ideas into economically productive goods, services, and places, and (2) enhance tourism in New Orleans by strengthening the cultural economy, which attracts tourists to New Orleans, supporting events and festivals, for the year 2023; and to provide otherwise with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

33957

35. CAL. NO. 33,958 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

An Ordinance relative to the levy of ad valorem taxes upon the assessed value of all property, real, personal, and mixed, subject to taxation in the City of New Orleans and relative to the levy of ad valorem taxes on property located in special development and security districts in the City of New Orleans for the year 2023, to levy millage rates for the year 2023, and to reallocate the tax receipts for a state millage; and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

33958

36. CAL. NO. 33,959 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST).

Brief:

An Ordinance providing a Capital Budget for the year 2023 in accordance with the provisions of Section 3-117 and 4-206(1)(f) of the Home Rule Charter of the City of New Orleans (“Charter”); and otherwise to provide with respect thereto.

Annotation:

(Council Rule 34. Postponement Deadline 2/22/23).
CONTINUED TO THE MEETING OF 12/1/22.

33959

37. CAL. NO. 33,960 - BY: COUNCILMEMBERS GIARRUSSO AND HARRIS

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around the Lafitte Greenway Plaza located at 3200 Lafitte Avenue, New Orleans, Louisiana in conjunction with the Big Easy Bicycle Fest event on Sunday, November 6, 2022 from 10:00 a.m. to 5:00 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 3/3/23).

33960 - 29260 M.C.S.

Speaker:
Michael Burnside

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

38. CAL. NO. 33,963 - BY: COUNCILMEMBER GREEN

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around Sampson Playground located 3211 Treasure Street, New Orleans, LA 70126 in conjunction with Leonard Price and Stop the Violence Rally 2022 on October 29, 2022 at 12p.m. – 3p.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 3/3/23).

33963 - 29261 M.C.S.

Speaker:
Michael Burnside

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

39. CAL. NO. 33,964 - BY: COUNCILMEMBER MORENO

Brief:

An Ordinance to amend Section 70-415.303 of the Code of the City of New Orleans; and otherwise to provide with respect thereto.

Annotation:

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

33964 - 29262 M.C.S.

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

40. CAL. NO. 33,965 - BY: COUNCILMEMBER THOMAS (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 (the “City”), and Goodwill Industries of Southeast Louisiana (“Goodwill Industries”) for eighteen (18) months, to implement the Jail Release Navigator initiative within the City’s Safety and Justice Challenge Plan to provide release planning services for high need individuals who are repeatedly booked into the Orleans Justice Center who also suffer from mental illness and substance use disorders; and otherwise to provide for with respect thereto.

Annotation:

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

33965 29263 M.C.S.

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

43. MOTION (LYING OVER) - NO. M-22-383 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendment to the Classified Pay Plan, S&WB: (Utility Human Resources Administrator), as adopted by the Civil Service Commission at its meeting of July 18, 2022, to be effective September 4, 2022, in accordance with Article X, Section 10 of the Constitution of Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 12/30/22).
(Budget Committee made no recommendation).
CONTINUED TO THE MEETING OF 12/1/22.

LO M-22-383

44. MOTION (LYING OVER) - NO. M-22-384 - BY: COUNCILMEMBERS GIARRUSSO, MORENO, MORRELL, GREEN AND THOMAS

Brief:

Approving the Amendment to the Classified Pay Plan, Sewerage and Water Board: (Chief Audit Executive (S&WB)), as adopted by the Civil Service Commission at its meeting of October 21, 2019, to be effective September 4, 2022, in accordance with Article X, Section 10 of the Constitution of Louisiana.

Annotation:

ELECTRONICALLY SUBMITTED.
(Council Rule 34. Postponement Deadline 12/30/22).
(Budget Committee made no recommendation).
CONTINUED TO THE MEETING OF 12/1/22.

LO M-22-384

45. MOTION (LYING OVER) – NO. M-22-477 – BY: COUNCILMEMBER HARRIS

Brief:

Directing the City Planning Commission to conduct a public hearing to consider an Affordable Housing Planned Development in an HU-RD2 Historic Urban Two-Family Residential District and an HUC Historic Urban Corridor Use Restriction Overlay District to allow the adaptive re-use of an existing institutional structure as a multiple-family residence, on Square 682, Lots 16-19, in the First Municipal District, bounded by South Rendon Street, Cleveland Avenue, Palmyra Street and Norman C. Francis Parkway (Municipal Addresses: 217 S Rendon Street and 3300 Cleveland Avenue).

Annotation:

ELECTRONICALLY SUBMITTED.

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

LO M-22-477

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

47. MOTION - NO. M-22-494 - BY: COUNCILMEMBERS MORENO AND HARRIS**Brief:**

Authorizing and directing the Council President execute a professional services agreement with the Jesse Chanin Research and Consulting for a term of one-year, with up to four allowable one-year renewals and containing such other provisions as may be necessary or desirable to accomplish the purpose of this Motion.

Annotation:

ELECTRONICALLY SUBMITTED.

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

M-22-494

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

48. RESOLUTION - NO. R-22-495 - BY: COUNCILMEMBER GIARRUSSO (BY REQUEST)

Brief:

Requesting that the following organizations receive grant funds and the amount awarded to each as follows:

Center for Employment Opportunities, Inc.	\$500,000
Idea Village	\$100,000
New Orleans Business Alliance - PLTI	\$100,000
Downtown Development District, Unlimited	\$500,000
Total Community Action, Inc. - Earn and Learn	\$505,310.40
Arts Council of New Orleans	\$36,050
Together New Orleans - Community Lighthouse	\$1,000,000

Annotation:

ELECTRONICALLY SUBMITTED.

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

CONTINUED TO THE MEETING OF 12/1/22.

R-22-495

49. ORDINANCES ON FIRST READING

MOVED BY: Moreno

SECONDED BY: Harris

ACTION:

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

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

NAYS: 0

ABSTAIN: 0

ABSENT: Giarrusso, King - 2

RECUSED: 0

AND THE MOTION PASSED.

49a. **CAL. NO. 33,969 - BY: COUNCILMEMBER GREEN**

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Cn. Deadline 1/19/23).

3396949b. **CAL. NO. 33,970 - BY: COUNCILMEMBER KING (BY REQUEST)****Brief:**

An Ordinance to provide for the designation of public property within specified areas of the City of New Orleans as a temporary "Clean Zone" during the time period beginning at 6:00 a.m., Monday, April 10, 2023, and ending at 6:00 p.m., Monday, April 17, 2023, relative to the use of these public areas in conjunction with the 2023 French Quarter Festival and during the time period beginning at 6:00 a.m., Monday, July 31, 2023, and ending at 6:00 p.m., Monday, August 7, 2023, relative to the use of these areas in conjunction with the 2023 Satchmo SummerFest and related activities and events produced by French Quarter Festivals, Incorporated; to provide for the temporary prohibition of certain permits within the Clean Zone areas; to provide for the temporary prohibition of transaction of certain business and/or commercial activity in the Clean Zone areas; to provide for the establishment of one or more public participation areas; to provide for the establishment of fines and penalties for violations of this ordinance; to establish the Clean Zone as: 1) the area within the French Quarter, as defined in Section 166-2 of the Code of the City of New Orleans, and 2) the area generally bounded by the east bank of the Mississippi River, Orange Street, Tchoupitoulas Street, Calliope Street, Rampart Street, and Elysian Fields Avenue, including Woldenberg Riverfront Park, Spanish Plaza, Louis Armstrong Park, Crescent Park, the Louisiana State Museum's New Orleans Jazz Museum at the Mint, and the airspace above the specified boundaries; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

3397049c. **CAL. NO. 33,971 - BY: COUNCILMEMBER MORENO****Brief:**

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

(Cn. Deadline 10/20/22).

3397149d. **CAL. NO. 33,972 - BY: COUNCILMEMBER THOMAS (BY REQUEST)****Brief:**

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a new Cooperative Endeavor Agreement ("CEA") with GBGC, LLC d/b/a Gulf Coast Gun Busters, for the public purpose of disposing of confiscated weapons being stored in the New Orleans Police Department's Central Evidence and Property Section ("CE&P") with a continuity of

services, as more fully detailed in the CEA form as Exhibit “A”; and otherwise to provide with respect thereto.

Annotation:

ELECTRONICALLY SUBMITTED.

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

33972

49e. CAL. NO. 33,973 - BY: COUNCILMEMBER GREEN

Brief:

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

Annotation:

ELECTRONICALLY SUBMITTED.

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

33973

50. MEETING ADJOURNED @ 1:47 P.M.

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