

THE COUNCIL
City of New Orleans

JACQUELYN BRECHTEL CLARKSON
Councilmember At Large

ERIC GRANDERSON
Councilmember At Large

SUSAN G. GUIDRY
Councilmember District "A"

STACY HEAD
Councilmember District "B"

KRISTIN GISLESON PALMER
Councilmember District "C"

CYNTHIA HEDGE-MORRELL
Councilmember District "D"

JON D. JOHNSON
Councilmember District "E"

AGENDA

Regular Meeting of the City Council
to be held in City Hall Council Chamber
on Thursday, December 1, 2011 at 10:00 A.M.



PRESIDENT

JACQUELYN BRECHTEL CLARKSON
Councilmember-At-Large

VICE PRESIDENT

ERIC GRANDERSON
Councilmember-At-Large

ROLL CALL

PEGGY LEWIS
CLERK OF COUNCIL

INVOCATION

REV. DR. NORWOOD THOMPSON, JR., PASTOR
JESUS NEVER FAILS MISSIONARY BAPTIST CHURCH

PRESENTATION OF COLORS

PLEDGE OF ALLEGIANCE TO THE FLAG

JACQUELYN B. CLARKSON
COUNCILMEMBER-AT-LARGE

NATIONAL ANTHEM

REV. DR. NORWOOD THOMPSON, JR.

CITY COUNCIL CHAPLAIN

1. ROLL CALL - PEGGY LEWIS, CLERK OF COUNCIL

2. INVOCATION - REV. DR. NORWOOD THOMPSON, JR., PASTOR
JESUS NEVER FAILS MISSIONARY BAPTIST CHURCH

3. PRESENTATION OF COLORS

4. PLEDGE OF ALLEGIANCE TO THE FLAG - JACQUELYN B. CLARKSON,
COUNCILMEMBER-AT-LARGE

5. NATIONAL ANTHEM

6. COUNCIL CHAPLAIN - REV. DR. NORWOOD THOMPSON, JR.

PLEASE TURN ALL CELL PHONES AND BEEPERS EITHER OFF OR ON VIBRATE
IN THE COUNCIL CHAMBER DURING COUNCIL PROCEEDINGS.

1. **APPROVAL OF THE MINUTES** - November 3, 2011 and November 17, 2011.

Annotation:
TO BE APPROVED.

SPECIAL ORDERS OF BUSINESS

1. **FIRST ORDER - PRESENTATION - SUSAN TAYLOR, THE MONTINE MCDANIEL FREEMAN DIRECTOR**

Brief:
Briefing the Council on the New Orleans Museum of Art Centennial Year and a glimpse of what is to come.

Annotation:
(Cn. Guidry).
TO APPEAR.

2. **SECOND ORDER - PRESENTATION - CHIEF PARENT AND CHIEF MCCONNELL, NOFD**

Brief:
Honoring Captain Darryl Klumpp for his heroic rescue of Fernando Echeagaray.

Annotation:
(Cn. Clarkson).
TO APPEAR.

3. **THIRD ORDER - PRESENTATION - CHIEF PARENT, CHIEF MCCONNELL, NOFD, DR. ELDER, NOEMS AND CHIEF STONE, ST. BERNARD FIRE DEPARTMENT**

Brief:

Honoring the dedicated USAR personnel who responded to the Tuscaloosa tornadoes.

Annotation:

(Cn. Clarkson).

TO APPEAR.

CONSENT AGENDA

1. **COMMUNICATION - FROM TIMOTHY S. CRAGIN, ASSISTANT GENERAL COUNSEL, LEGAL SERVICES - REGULATORY, ENTERGY SERVICES, INC.**

Brief:

Submitting an original and three copies of a Non-Confidential Redacted Version of the Joint Application of Entergy New Orleans, Inc. ("ENO") and Entergy Louisiana, LLC ("ELL") (collectively, the "Companies") Regarding Transfer of Functional Control of Certain Transmission Assets to the Midwest Independent Transmission System Operator, Inc. Regional Transmission Organization, for an Accounting Order Deferring Related Implementation Costs, and Request for Timely Treatment ("Joint Application").
(CNO Docket No. UD-11-01)

Annotation:

MAY BE RECEIVED.

2. **COMMUNICATION - FROM DAVID W. GRENHAUSER, SECRETARY, BOARD OF LIQUIDATION, CITY DEBT**

Brief:

Submitting a copy of the resolution the Board of Liquidation, City Debt adopted at their regular monthly meeting on November 16, 2011, recommending to the City Council a millage levy of 25.5 mills to service the bonded debt of the City during the year 2012.

Annotation:

MAY BE RECEIVED.

3. **COMMUNICATION - FROM MARGARET MCCLOSKEY, MANAGER, FUEL & SPECIAL RIDERS, ENTERGY SERVICES, INC.**

Brief:

Submitting a copy of Entergy New Orleans, Inc. quarterly reports of Natural Gas Storage Program costs and benefits in compliance with the terms and conditions of Resolution R-91-102, dated May 23, 1991.

Annotation:

MAY BE RECEIVED.

4. **COMMUNICATION - FROM ELDRIDGE & OLIVIA BARTHOLOMEW**

Brief:

Requesting to appeal the Neighborhood Conservation District Committee's decision of "**denial**" of the demolition of property located at **4517-19 S. Saratoga Street**.

Annotation:

MAY BE RECEIVED. (*Suggested Hearing Date Set For 12/15/11*).

5. COMMUNICATION - FROM LARRY WASHINGTON

Brief:

Requesting to appeal the Department of Safety and Permits Ground Transportation Bureau's decision of "**denial**" of an application for a taxi driver's permit.

Annotation:

MAY BE RECEIVED. (*Suggested Hearing Date Set For 12/15/11*).

6. COMMUNICATION - FROM ARTHUR A. MORRELL, CLERK OF CRIMINAL COURT

Brief:

Recommending a list of emergency polling place relocations for the November 19, 2011 Gubernatorial Election.

Annotation:

MAY BE RECEIVED.

7. COMMUNICATION - FROM ARTHUR A. MORRELL, CLERK OF CRIMINAL COURT

Brief:

Recommending a list of polling place relocations for the the March 24, 2012 Presidential Preference and Municipal Primary Election.

Annotation:

MAY BE RECEIVED.

8. CAL. NO. 28,744 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to administratively amend Ordinance No. 18,858 M.C.S. (ZD 39/98, a Conditional Use to permit a monopole), to permit the expansion of an existing home for the aged within 150 square feet of a residential district in an MS Medical Service District, on Square 186, on an undesignated lot, in the Sixth Municipal District, (Municipal Address: 5354 Magazine Street); and otherwise to provide with respect thereto. (*Zoning Docket Number 79/11*)

9. CAL. NO. 28,746 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to amend and reordain Ordinance No. 4264 M.C.S., as amended by Ordinance No. 16,976 M.C.S. (as amended), the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 18, Section 18.57, to establish the District D Inner-City Urban Corridor District Interim Zoning District to expand the area of applicability of Article 10, Section 10.3A Inner-City Urban Corridor District to include all property zoned B-2 Neighborhood Business District within the boundaries of City Council District D and to classify all retail uses within those B-2 Districts with a gross floor area equal to or greater than 7,500 square feet as Conditional Uses; and otherwise to provide with respect thereto. (*Zoning Docket Number 86/11*)

10. CAL. NO. 28,747 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to amend and reordain Ordinance No. 4264 M.C.S., as amended by Ordinance No. 16,976 M.C.S. (as amended), the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 18, add Section 18.58 to establish the District D Urban Corridor District Interim Zoning District to expand the areas of applicability of Article 10, Section 10.1.2 Urban Corridor District by it would include all property zoned C-1 General Commercial District, in the area generally bounded by Lake Pontchartrain, Downman Road, Chef Menteur Highway, Interstate 10, Seagull Lane, Dwyer Road, Crowder Boulevard, Morrison Road, and Shubrick Street within City Council District D, not currently within the Urban Corridor or Highway Urban Corridor District boundaries, in all C-1 General Commercial Districts located in Council District D and east of the Industrial Canal; and otherwise to provide with respect thereto. *(Zoning Docket Number 90/11)*

11. CAL. NO. 28,748 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a fast food restaurant in a B-1 Neighborhood Business District, on Square C, Lot C-1, in the Third Municipal District, bounded by Robert E. Lee Boulevard, Hamburg, Aviators, and Perlita Streets (Municipal Address: 1522 Robert E. Lee Boulevard); and otherwise to provide with respect thereto. *(Zoning Docket Number 94/11)*

12. CAL. NO. 28,749 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a fast food restaurant in a C-1 General Commercial District and within the Inner-City Urban Corridor District, on Square 405, Lots J, I, H, G, F, E, L and X, in the Fourth Municipal District, bounded by South Claiborne and Washington Avenues, Sixth and Willow Streets (Municipal Address: 2800 S. Claiborne Avenue); and otherwise to provide with respect thereto. (*Zoning Docket Number 95/11*)

13. CAL. NO. 28,754 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to administratively amend Ordinance No. 20,062 M.C.S. (Zoning Docket 99/00, a Conditional Use to permit an automobile service center in a B-2 Neighborhood Business District and within the UC Urban Corridor Overlay District) to permit a medical clinic having between 2,500 and 5,000 square feet of floor area, on Square 205, Lot 1, in the Fifth Municipal District, bounded by General DeGaulle Drive, Bender Boulevard, Behrman Place and Memorial Park Drive (Municipal Address: 3801 General DeGaulle Drive); and otherwise to provide with respect thereto. (*Zoning Docket Number 82/11*)

14. CAL. NO. 28,755 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit a four-family dwelling in HMR-3 Historic Marigny/Tremé Residential District, on Square 379, Lot A, in the Third Municipal District, bounded by Henriette Delille, Columbus, North Rampart, and Kerlerec Streets (Municipal Address: 1133 Kerlerec Street); and otherwise to provide with respect thereto. (*Zoning Docket Number 88/11*)

15. CAL. NO. 28,756 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit the sale of alcoholic beverages for consumption on-premises at a standard restaurant in a B-1 Neighborhood Business District, on Square 181, Lot A Pts. 1 thru 19, in the Third Municipal District, bounded by Dauphine, France, Royal, and Mazant Streets (Municipal Address: 701 Mazant Street); and otherwise to provide with respect thereto. (*Zoning Docket Number 91/11*)

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

YEAS:

NAYS:

ABSENT:

AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

1. **REPORT - FROM CHIEF PARENT, CHIEF MCCONNELL AND CAPTIAN DARRYL KLUMPP, NOFD**

Brief:

Briefing the Council on the progress of the repairs to Engine House No. 40.

Annotation:

TO APPEAR.

(Cn. Clarkson).

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

1. NON-CONFORMING - OF DEMIETRIEK "CHEF" SCOTT

Brief:

Requesting a Non-Conforming Use for property located at
2000 Dumaine St.

Annotation:

(Received letter from the applicant to withdraw).

2. ZONING DOCKET NO. 93/11 - AUDUBON BEHAVIORIAL HEALTH, LLC

Brief:

Requesting a Zoning Change from an RD-2 Two-Family Residential District to a B-1 Neighborhood Business District, on Square 99, Lot 4, in the Seventh Municipal District, bounded by Cherokee, Burthe, Hillary and Maple Streets (Municipal Address: **7513 Maple Street**). The recommendation of the City Planning Commission being "**FOR DENIAL**".

Annotation:

(Cn. Guidry, Cn. Deadline 12/10/11).
ON DEADLINE.

3. ZONING DOCKET NO. 103/11 - ORLEANS PARISH SCHOOL BOARD

Brief:

Requesting a Conditional Use to permit a public high school in an RD-2 Two-Family Residential District, on Squares 2867, 2868, 2682, 2683, 2679 and 2680, all lots, in the Third Municipal District, bounded by Milton, Cadillac, Senate and Davey Streets (Municipal Addresses: **1200 Senate Street** and **3800 Cadillac Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to four (4) waivers and twelve (12) provisos.

Annotation:

(Cn. Hedge-Morrell, Cn. Deadline 1/7/12).

4. ZONING DOCKET NO. 107/11 - HAN VAN TRAN

Brief:

Requesting a Zoning Change from an RD-2 Two-Family Residential District to a B-1A Neighborhood Business District, on Square 528, Lot 10, in the Seventh Municipal District, bounded by Olive, Eagle, Edinburgh, and General Ogden Streets (Municipal Address: **8840 Edinburgh Street**). The recommendation of the City Planning Commission being **"FOR DENIAL"**.

Annotation:

(Cn. Guidry, Cn. Deadline 1/21/12).

5. ZONING DOCKET NO. 109/11 - ARBOR DEVELOPMENT COMPANY OF LOUISIANA, LLC

Brief:

Requesting a Conditional Use to permit a distillery in an HI Heavy Industrial District, on Square 596, Lot Y, in the First Municipal District, bounded by Earhart Boulevard, South Broad, Calliope, South Dupre and Euphrosine Street (Municipal Address: **1001 South Broad Street**). The recommendation of the City Planning Commission being "**NO LEGAL MAJORITY**".

YEAS: Byran, Carlos-Lawrence, Mitchell, Volz
NAYS: Brown, Sloss, Williams
ABSENT: Amedee, Duckworth

Annotation:

(Cn. Head, Cn. Deadline 1/21/12).

6. ZONING DOCKET NO. 110/11 - ADAIR SMITH LUPO MONROE WILLIAMS, ROBERT THOMAS SMITH LUPO, AND FRANCESCA MARFESE SMITH LUPO

Brief:

Requesting a Zoning Change from an LB-1 Lake Area Neighborhood Business District to an LB-2 Lake Area Neighborhood Business District and a Conditional Use to permit a commercial structure greater than 5,000 square feet in floor area, on Square 237, Lots 23, 24, 25 and 26, in the Second Municipal District, bounded by Harrison Avenue, Argonne Boulevard, Bragg and General Haig Streets (Municipal Address: **6301 Argonne Boulevard**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject eleven (11) provisos.

Annotation:

(Cn. Guidry, Cn. Deadline 1/21/11).

7. ZONING DOCKET NO. 111/11 - SIDNEY GIVENS AND ERNELL GIVENS

Brief:

Requesting a Zoning Change from an RD-2 Two-Family Residential District to an RM-3 Multi-Family Residential District, on Square 498, Lot 13, in the Seventh Municipal District, bounded by Fern, Forshey, Oleander, and Burdette Streets (Municipal Addresses: **3241-43 Fern Street** and **7828-30 Forshey Street**). The recommendation of the City Planning Commission being **"FOR DENIAL"**.

Annotation:

(Cn. Head, Cn. Deadline 1/21/12).

8. ZONING DOCKET NO. 112/11 - JOSEPH R. WEIR REVOCABLE LIVING TRUST

Brief:

Requesting a Zoning Change from an RD-3 Two-Family Residential District to an RM-2A Multi-Family Residential District, on Square 432, Lot 16, in the Second Municipal District, bounded by Saint Philip, North Rendon, Dumaine and North Lopez Streets (Municipal Address: **3100 Saint Philip Street**). The recommendation of the City Planning Commission being **"FOR DENIAL"**.

Annotation:

(Cn. Guidry, Cn. Deadline 1/21/12).

9. DESIGN REVIEW NO. 137/11 - URBAN TRENDZ, LLC

Brief:

Requesting an appeal of the Inner-City Urban Corridor (I.C.U.C.) District Regulations, **Article 10, Section 10.3A.6(2a)** of the Comprehensive Zoning Ordinance to permit a front yard setback of approximately forty-eight (48) feet and parking in the front yard, in the Fourth Municipal District, on Square 401, Lots 1 thru 4, 23 and 24, bounded by South Claiborne Avenue, First, Second and Willow Streets (Municipal Addresses: **2400 S. Claiborne Avenue** and **2928 First Street**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to two (2) waivers and seven (7) provisos.

Annotation:

(Cn. Head, Cn. Deadline 11/20/11).
PAST DEADLINE.

10. DESIGN REVIEW NO. 152/11 - 6601 CHEF LLC

Brief:

Requesting an appeal of the Eastern New Orleans Renaissance Corridor Interim Zoning District **Article 18, Section 18.51.11 Special Site Design Conditions** of the Comprehensive Zoning Ordinance (CZO) to reduce the size of the required landscaped buffer as a part of the redevelopment plan for a Chevron gasoline service station, in Haydel Heights on Square 1, Lots 1 and 2, in the Third Municipal District, bounded by Chef Menteur Highway, Ray Avenue, Warfield and Reynes Streets (Municipal Address: **6601 Chef Menteur Highway**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to one (1) waiver and seven (7) provisos.

Annotation:

(Cn. Johnson, Cn. Deadline 1/1/12).

11. 2011 BUDGET MATTERS - LEGISLATIVE GROUPING

- A. CAL. NO. 28,714 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (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 to the levy of ad valorem taxes on property located in special security districts in the City of New Orleans for the year 2012 to adjust millage rates for the year 2012 and to reallocate the tax receipts for a state millage, and otherwise to provide with respect thereto.

- B. CAL. NO. 28,715 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (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 to the levy of ad valorem taxes on property located in special security districts in the City of New Orleans for the year 2012 to adjust millage rates for the year 2012 and to reallocate the tax receipts for a state millage, and otherwise to provide with respect thereto.

- C. CAL. NO. 28,716 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (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 2012; and otherwise to provide with respect thereto.

- D. CAL. NO. 28,717 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GISLESON PALMER, GUIDRY, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance providing a Capital Budget for the year 2012 in accordance with the provisions of Section 3-117 and 4-206 (1) (f) of the City Charter.

Annotation:

(Fiscal Note received).

- E. CAL. NO. 28,718 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance providing an Operating Budget of Revenues for the City of New Orleans for the Year 2012 in accordance with Sections 3-116, 4-206(1)(f) and 6-102 of the City Charter.

Annotation:

Technical Needed (, (comma) needed after Cn. Granderson's name).

- F. CAL. NO. 28,719 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2012 in accordance with Section 3-115, 4-206(1)(f) and 6-102(3) of the City Charter.

- G. CAL. NO. 28,720 - BY: COUNCILMEMBERS GRANDERSON, CLARKSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 2-1102 of the City Code, increasing fees for rental of City facilities and otherwise to provide with respect thereto.

Annotation:

(Fiscal Note received).

- H. CAL. NO. 28,721 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON-PALMER, AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 2-1103 of the City Code, increasing fees for notary fees and otherwise to provide with respect thereto.

Annotation:

(Fiscal Note received).

- I. CAL. NO. 28,722 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to adopt the Downtown Development District's 2012 Plan to provide additional capital and special services, facilities and/or improvements for the Downtown Development District of the City of New Orleans for the year 2012 and to provide otherwise with respect thereto.

- J. CAL. NO. 28,723 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL, JOHNSON, GRANDERSON, GUIDRY AND GISLESON PALMER

Brief:

An Ordinance to adopt the New Orleans Tourism Marketing Corporation's Tourism Promotion Program for 2012, so as to provide special services in the area of Marketing New Orleans Tourism for the Year 2012; and to provide otherwise with respect thereto.

- K. CAL. NO. 28,738 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (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 2012; and otherwise to provide with respect thereto.

- L. CAL. NO. 28,742 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance relative to the levy of ad valorem taxes on property located in the special taxing district referred to as Garden District's Security District in the City of New Orleans for the year 2012, to set forth and designate the adjusted millage rate for the year 2012 and to reallocate the tax receipts for a state millage, and otherwise to provide with respect thereto.

- M. CAL. NO. 28,743 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance relative to the levy of ad valorem taxes on property located in the special taxing district referred to as Garden District's Security District in the City of New Orleans for the year 2012, to set forth and designate the adjusted millage rate and to set the rate being levied for the year 2012, and to reallocate the tax receipts for a state millage, and otherwise to provide with respect thereto.

- N. MOTION (LYING OVER) - NO. M-11-479 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GISLESON PALMER, GUIDRY, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

Recommending projects to be funded for the remaining four years of the Five Year Capital Program (2013-2016).

Annotation:

(Fiscal Note received).

- O. MOTION (LYING OVER) - NO. M-11-480 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the New Orleans Aviation Board for the Year 2012.

Annotation:

(Fiscal Note received).

- P. MOTION (LYING OVER) - NO. M-11-481 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Delgado-Albania Plantation Commission for the Year 2012.

Annotation:

(Fiscal Note received).

- Q. MOTION (LYING OVER) - NO. M-11-482 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the French Market Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- R. MOTION (LYING OVER) - NO. M-11-483 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Upper Pontalba Building Restoration Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- S. MOTION (LYING OVER) - NO. M-11-484 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the New Orleans Municipal Yacht Harbor Management Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- T. MOTION (LYING OVER) - NO. M-11-485 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Orleans Parish Communication District for the Year 2012.

Annotation:

(Fiscal Note received).

- U. MOTION (LYING OVER) - NO. M-11-486 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the New Orleans Building Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- V. MOTION (LYING OVER) - NO. M-11-487 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Rivergate Development Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- W. MOTION (LYING OVER) - NO. M-11-488 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Canal Street Development Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- X. MOTION (LYING OVER) - NO. M-11-489 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, HEDGE-MORRELL, HEAD, GUIDRY, GISLESON PALMER AND JOHNSON (BY REQUEST)

Brief:

Approving the Operating Budget of the Piazza d'Italia Development Corporation for the Year 2012.

Annotation:

(Fiscal Note received).

- Y. RESOLUTION (LYING OVER) - NO. R-11-542 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON

Brief:

Approving the RTA CY 2012 Budget.

12. CAL. NO. 28,237 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 23,810 M.C.S., as amended entitled An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2010, to adjust revenues in various categories.

13. CAL. NO. 28,238 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 23,811 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2010" to provide funding to the various departments to cover overages incurred during the year for 2010.

14. CAL. NO. 28,489 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,223 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2011" to appropriate funds from Intergovernmental transfers to the Department of Miscellaneous to adjust the Tax Increment Financing disbursement.

Annotation:

(Fiscal Note received).

(Referred to the Budget Committee).

15. CAL. NO. 28,490 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,224 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2011" to appropriate funds from Intergovernmental transfers to the Department of Miscellaneous to adjust the Tax Increment Financing disbursement.

Annotation:

(Fiscal Note received).

(Referred to the Budget Committee).

16. CAL. NO. 28,654 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to provide for the establishment of a Conditional Use to permit the sale of alcoholic beverages for consumption off-premises at a retail pharmacy in a C-1 General Commercial District and an RO General Office District, within the Inner-City Urban Corridor District, on Square 672, Los A-1 and B-1, in the Sixth Municipal District, bounded by South Claiborne and Napoleon Avenues, Willow and Jena Streets (Municipal Address: **4400-4432 South Claiborne Avenue**); and otherwise to provide with respect thereto. (Zoning Docket Number 43/11)

Annotation:

(Technical Amendment Needed).

17. CAL. NO. 28,727 - BY: COUNCILMEMBERS CLARKSON, GISLESON PALMER, GRANDERSON AND HEAD (BY REQUEST)

Brief:

An Ordinance authorizing the execution of a Termination of Lease Agreement with World Trade Center of New Orleans, Inc. and New Orleans Building Corporation, and the execution of a Cooperative Endeavor Agreement between New Orleans Building Corporation and Canal Street Development Corporation to terminate the lease to World Trade Center, Inc.; and otherwise to provide with respect thereto.

18. CAL. NO. 28,736 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to delete in its entirety Section 46-51 of the Code of the City of New Orleans to remove the requirement that all contracts contain a sworn statement and requirement that the person or entity responsible for performing the contract or providing the service has not employed or retained any company or person, other than a bona fide employee working solely for him, to solicit or secure the subject contract and that he has not paid or agrees to pay any person, other than a bona fide employee working for him, any fee, commission, percentage, gift or any other consideration contingent upon or resulting from the subject contract; and otherwise to provide with respect thereto.

19. CAL. NO. 28,740 - BY: COUNCILMEMBER GUIDRY

Brief:

An Ordinance to supercede and replace the provisions of Ordinance No. 17199 M.C.S., and to grant a Cable Franchise to Cox Communications Louisiana, L.L.C. under the conditions and terms herein recited, and otherwise to provide with respect thereto.

Annotation:

Technical Amendment Needed. (pg. 21)

20. CAL. NO. 28,745 - BY: COUNCILMEMBER GUIDRY

Brief:

An Ordinance to administratively amend Ordinance No. 20,253 M.C.S. (ZD 34/01, a Zoning Change from a B-2 Neighborhood Business District and RD-4 Two-Family Residential District to a C-1A General Commercial District and a Conditional Use to permit a retail use greater than 10,000 square feet in floor area and a mini-warehouse), to modify provisos to permit expanded hours for loading and trash pickup, the number of eighteen wheel trucks permitted to deliver merchandise to the site in a calendar day, expanded hours of operation, and the display of merchandise outside the building, on Square 26, Lot 1-A in the Sixth Municipal District, bounded by Magazine, Joseph, Constance and Arabella Streets (Municipal Address: 5600 Magazine Street); and otherwise to provide with respect thereto. (*Zoning Docket Number 80/11*)

Annotation:

Cn. Clarkson voted "Nay". (See Motion No. M-11-503.)

21. CAL. NO. 28,750 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and re-ordain Section 54-357, Article VI of Chapter 54 of the Code of the City of New Orleans to establish Search and Seizure zones in areas subject to crowds and prone to incidents of violent crime.

22. CAL. NO. 28,757 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,223 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2011" to appropriate an additional \$25,000,000 for Intergovernmental Revenues.

Annotation:

(Fiscal Note Received).

23. CAL. NO. 28,758 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,224 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2011" to appropriate an additional \$25,000,000 for Intergovernmental Expenditures.

Annotation:

(Fiscal Note Received).

24. CAL. NO. 28,759 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,223 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2011" to appropriate funds from Intergovernmental Transfers to various revenue sources.

Annotation:

(Fiscal Note Received).

25. CAL. NO. 28,760 - BY: COUNCILMEMBERS CLARKSON, GRANDERSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,224 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2011" to appropriate funds from Intergovernmental Transfers to the Department of Fire, Department of Police, and Department of Finance.

Annotation:

(Fiscal Note Received).

26. CAL. NO. 28,763 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,223 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Revenues for the City of New Orleans for the Year 2011" to appropriate Federal grant funds from Intergovernmental transfers to various departments for Federal Emergency Management Agency reimbursable related costs.

Annotation:

(Fiscal Note received).

27. CAL. NO. 28,764 - BY: COUNCILMEMBERS CLARKSON, HEAD, HEDGE-MORRELL AND JOHNSON (BY REQUEST)

Brief:

An Ordinance to amend Ordinance No. 24,224 M.C.S., as amended entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2011" " to appropriate Federal grant funds from Intergovernmental transfers to various departments for Federal Emergency Management Agency reimbursable related costs.

Annotation:

(Fiscal Note received).

28. CAL. NO. 28,766 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and re-ordain Article II of Chapter 146 of the Code of the City of New Orleans to establish a Complete Streets program for the City of New Orleans, to provide guiding principles and practices requiring that all transportation improvements are planned, designed and constructed to encourage walking, bicycling and transit use, while also promoting the full use of, and safe operations for all users of the City's transportation network.

29. CAL. NO. 28,769 - BY: COUNCILMEMBER GRANDERSON

Brief:

An Ordinance to amend Ordinance Number 24,224 M.C.S., as amended, entitled "An Ordinance Providing an Operating Budget of Expenditures for the City of New Orleans for the Year 2011" to transfer funds within the budget of the Council.

30. MOTION (LYING OVER) - NO. M-11-468 - BY: COUNCILMEMBER HEAD

Brief:

Directing the City Planning Commission to conduct a public hearing to consider an amendment to Ordinance No. 4264 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to amend Article 4, "*Residential Districts*," Section 4.6 "*RD-3 Two-Family Residential District*," to add "Bed and Breakfast Inns" to Section 4.6.5 "*Conditional Uses*."

31. MOTION - NO. M-11-563 - BY: COUNCILMEMBER CLARKSON AND GRANDERSON

Brief:

Requesting and authorizing the President of the Council to sign a contract amendment with Herman, Herman, Katz & Cotlar extending and renewing the July 21, 2008 contract, as amended by the agreements dated January 1, 2009, November 5, 2009, January 1, 2010 and January 1, 2011, and setting the maximum compensation under such contract to up to Two Hundred Thousand Dollars (\$200,000.00).

32. ORDINANCES ON FIRST READING