

THE COUNCIL
City of New Orleans

JACQUELYN BRECHTEL CLARKSON
Councilmember At Large

ARNIE FIELKOW
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 JOHNSON
Councilmember District "E"

AGENDA

Regular Meeting of the City Council
to be held in City Hall Council Chamber
on Thursday, September 2, 2010 at 10:00 A.M.



PRESIDENT
ARNIE FIELKOW
Councilmember-At-Large

VICE PRESIDENT
JACQUELYN BRECHTEL CLARKSON
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
KRISTINA GISLESON PALMER
COUNCIL DISTRICT "C"

NATIONAL ANTHEM
MS. LINDA CAMPBELL, HEAVENLY MELODIES

A. ROLL CALL

1. PEGGY LEWIS, CLERK OF COUNCIL

B. INVOCATION

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

C. PRESENTATION OF COLORS

D. PLEDGE OF ALLEGIANCE TO THE FLAG

1. KRISTIN GISLESON PALMER
COUNCILMEMBER DISTRICT "C"

E. NATIONAL ANTHEM

F. COUNCIL CHAPLAIN

1. REV. DR. NORWOOD THOMPSON, CITY COUNCIL CHAPLAIN

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

1. **APPROVAL OF MINUTES** - AUGUST 12, 2010 AND AUGUST 26, 2010.

SPECIAL ORDERS OF BUSINESS

1. **FIRST ORDER - PRESENTATION**

2. **SECOND ORDER - PRESENTATION**

CONSENT AGENDA

1. COMMUNICATION - FROM DIONNE BRISTER

Brief:

Requesting a variance for a waiver of off-street parking and for the minimum distance of two hundred feet (200') between any new reception facility and the nearest residential zoning district in Council District A for property located at **2631 Orleans Avenue**.

Annotation:

MAY BE RECEIVED. (*Suggested Hearing Date Set For 9/16/10*).

2. COMMUNICATION - FROM DEANNA RODRIGUEZ, VICE PRESIDENT REGULATORY AFFAIRS, ENTERGY NEW ORLEANS, INC.

Brief:

Submitting a report detailing the Regulated Utilities' proportionate share of the consolidated total Entergy's assets, operating and maintenance expenses. (*per Council Resolution R-98-187; Rule 53 Settlement Agreement*)

Annotation:

MAY BE RECEIVED.

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

Brief:

Recommending "denial" of an appeal of **Article 11, Section 11.63.2.d** and **Article 15. Section 15.2.1 Table 15.A** of the Comprehensive Zoning Ordinance, for waivers of minimum required off street parking and minimum distance required to residential zoning districts of a new reception hall for property located at **2631 Orleans Avenue**. (DR # 109/10)

Annotation:

MAY BE RECEIVED. (Suggested Hearing Date Set for 9/16/10).

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

Brief:

Transmitting Zoning Docket Numbers 70/10 - Cn. Johnson, Cn. Deadline 10/29/10, 71/10 - Cn. Guidry, Cn. Deadline 11/12/10, 72/10 - Cn. Gisleson Palmer, 73/10 - Cn. Gisleson Palmer, 74/10 - Cn. Gisleson Palmer and 75/10 - Cn. Head, City Council Deadline 11/16/10.

Annotation:

MAY BE RECEIVED. (Suggested Hearing Date Set for 9/16/10).

5. CAL. NO. 28,094 - BY: COUNCILMEMBER JOHNSON

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 fast food restaurant in a B-2 Neighborhood Business District within the Eastern New Orleans Renaissance Corridor Interim Zoning District, on Square 4, Lot 12-A3, in the Third Municipal District, bounded by Bullard Avenue, Pressburg Street, Meadowbank Drive and Dwyer Road (Municipal Address: 4952 Bullard Avenue); and otherwise to provide with respect thereto. (Zoning Docket Number 31/10)

6. CAL. NO. 28,098 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to provide for the establishment of a conditional use to permit an accessory parking lot within 300 feet of a main use in an RD-2 Two Family Residential District, on Square 2145, Lots V and W, in the Third Municipal District, bounded by Pleasure Street, Marigny Street, Humanity Street and Elysian Fields Avenue (Municipal Address: 2214-2224 Pleasure Street); and otherwise to provide with respect thereto. (Zoning Docket Number 42/10)

7. CAL NO. 28,099 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to provide for the establishment of a conditional use to permit a multiple-family dwelling greater than 10,000 square feet in area in a C-1A General Commercial District, on Square 527, Lots 12, Pt. and Rear 13, on 13, 14, 16, 17, 18 and 19, in the First Municipal District, bounded by Tulane Avenue, South Galvez Street, Gravier Street and South Miro Street (Municipal Address: 2222 Tulane Avenue); and otherwise to provide with respect thereto. (**Zoning Docket Number 40/10**)

8. CAL. NO. 28,105 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to provide for a zoning change from a B-1A Neighborhood Business District to an SC Shopping Center District and to administratively amend a conditional use granted by Ordinance No. 10,062 M.C.S. (ZD 78/88) to permit a pharmacy with drive-thru facilities in a SC Shopping Center District, on Square 389, Lots 1, 2 or 1-2, and X-1, in the Third Municipal District, bounded by Elysian Fields Avenue, Saint Claude Avenue, Frenchmen and Marais Streets (Municipal Addresses: 1100 Elysian Fields Avenue, 2101 Saint Claude Avenue and 1109-11 Frenchmen Street), and otherwise to provide with respect thereto. (**Zoning Docket Number 49/10**)

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

YEAS:

NAYS:

ABSENT:

AND THE CONSENT AGENDA WAS ADOPTED.

REGULAR AGENDA

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

1. **NCDC APPEAL - OF LAUREN M. WOMACK, OPERATIONS MANAGER, ICC PROJECT MANAGER, THE DEMO DIVA DEMOLITION**

Brief:

Requesting to appeal the Neighborhood Conservation District Committee's decision of "**denial**" of the demolition of property located at **1541 Mazant Street**.

Annotation:

*(Cn. Gisleson Palmer, Cn. Deadline 9/11/10).
On Deadline.*

2. **NCDC APPEAL - OF SHIRLEY GREEN**

Brief:

Requesting to appeal the Neighborhood Conservation District Committee's decision of "**denial**" of the demolition of property located at **2760-2762 Conti Street**.

Annotation:

(Cn. Head, Cn. Deadline 10/08/10).

3. NCDC APPEAL - OF DONA BAUDOT

Brief:

Requesting to appeal the Neighborhood Conservation District Committee's decision of "**denial**" of the demolition of property located at **2741 Bienville Street**.

Annotation:

(Cn. Head. Cn. Deadline 10/25/10).

4. NCDC APPEAL - OF DONA BAUDOT

Brief:

Requesting to appeal the Neighborhood Conservation District Committee's decision of "**denial**" of the demolition of property located at **318 North White Street**.

Annotation:

(Cn. Head. Cn. Deadline 10/25/10).

5. ZONING DOCKET NO. 48/10 - SHANTRELLE CHARLES JONES AND LAWRENCE JONES

Brief:

Requesting a Conditional Use to permit a large child care center in an RD-2 Two-Family Residential District, on Square 10, Lots 9, 10, and 11, in the Third Municipal District, bounded by Majestic Oaks Drive, Dreux Avenue, Virgilian Street and Prentiss Avenue (Municipal Address: **4720 Majestic Oaks Drive**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to one (1) waiver and nine (9) provisos.

Annotation:

*(Cn. Hedge-Morrell, Cn. Deadline 9/14/10).
On Deadline.*

6. ZONING DOCKET NO. 63/10 - KDLG LLC

Brief:

Requesting a Zoning Change from an RM-4 Multiple-Family Residential District to a B-1A Neighborhood Business District, on Square 269, Lot 1-A, in the Fourth Municipal District, bounded by Baronne Street, Jackson Avenue, Dryades and Josephine Streets (Municipal Address: **2139 Baronne Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**".

Annotation:

(Cn. Head, Cn. Deadline 10/19/10).

7. ZONING DOCKET NO. 64/10 - CITY COUNCIL MOTION M-10-252

Brief:

Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4,264 M.C.S., as amended, to amend Article 5, Section 5.9.3 C-2 General Commercial District Permitted Uses to add indoor rifle and pistol ranges, when located on a site of at least two acres and on an Interstate Highway Service Road, on all parcels throughout the City that are located within a C-2 General Commercial District, have frontage on an Interstate Highway Service Road, and have an area of at least two acres. The recommendation of the City Planning Commission being "**NO LEGAL MAJORITY**".

Annotation:

(Cns. All Districts, Cn. Deadline 10/15/10).

8. ZONING DOCKET NO. 65/10 - CYNTHIA O. WEBB

Brief:

Requesting a Conditional Use to permit a large child care center in an RM-4 Multiple-Family Residential District, on Square 467, Lot R, in the Fourth Municipal District, bounded by South Rocheblave, Melpomene, First, South Tonti and Second Streets (Municipal Address: **2422-24 South Rocheblave Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to two (2) waivers and eleven (11) provisos.

Annotation:

(Cn. Head, Cn. Deadline 11/2/10).

9. ZONING DOCKET NO. 66/10 - BIG EASY DEVELOPMENT GROUP, LLC

Brief:

Requesting a Text Amendment to the Comprehensive Zoning Ordinance, No. 4,264 M.C.S., as amended, to amend Article 6, Section 6.9.5 Conditional Uses to include retail stores greater than 1,800 square feet in total area and selling packaged alcoholic beverages in an CBD-8 Central Business District, on all lots located within a CBD-8 or CBD-9 Central Business District. The recommendation of the City Planning Commission being "**FOR APPROVAL**".

Annotation:

(Cn. Head, Cn. Deadline 11/2/10).

10. ZONING DOCKET NO. 67/10 - BIG EASY DEVELOPMENT GROUP, LLC

Brief:

Requesting a Conditional Use to permit the sale of alcoholic beverages for consumption off premises at a retail store in a CBD-8 Central Business District, on Square 121, Lot 47, in the First Municipal District, bounded by Andrew Higgins Avenue, Poeyfarre, Constance and Annunciation Streets (Municipal Address: **925 Poeyfarre Street**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to seven (7) provisos.

Annotation:

(Cn. Head, Cn. Deadline 11/2/10).

11. ZONING DOCKET NO. 68/10 - VIP HOLDINGS, LLC

Brief:

Requesting a Conditional Use to permit a standard restaurant greater than 5,000 square feet in floor area in a B-1A neighborhood Business District, on Square 632, Pt Lots A, 2 and 3, or R, in the Third Municipal District, bounded by Saint Bernard Avenue, North Robertson Street, Laharpe Street and North Claiborne Avenue (Municipal Address: **1502 Saint Bernard Avenue**). The recommendation of the City Planning Commission being "**FOR APPROVAL**", subject to one (1) waiver and eleven (11) provisos.

Annotation:

(Cn. Gisleson Palmer, Cn. Deadline 11/2/10).

12. ZONING DOCKET NO. 69/10 - FTB, LLC

Brief:

Requesting a Conditional Use to permit an automobile service center in a C-1 General Commercial District within the Inner-city Urban Corridor District, on Square 670, Lots 23 and 24, in the Sixth Municipal District, bounded by South Claiborne Avenue, Milan, Willow and General Pershing Streets (Municipal Address: **4222 South Claiborne Avenue**). The recommendation of the City Planning Commission being **"FOR APPROVAL"**, subject to ten (10) provisos.

Annotation:

(Cn. Head, Cn. Deadline 11/2/10).

13. CAL. NO. 27,800 - BY: COUNCILMEMBERS FIELKOW, HEDGE-MORRELL, CLARKSON, JOHNSON AND HEAD (BY REQUEST)

Brief:

An Ordinance to allocate 2010 Economic Development Fund (EDF) millage and unexpended collection Economic Development Fund millage; and otherwise to provide with respect thereto.

Annotation:

*(Referred to the Budget Committee).
(Referred to the Economic Development Committee).*

14. CAL. NO. 27,955 - BY: COUNCILMEMBER FIELKOW (REQUEST)

Brief:

An Ordinance authorizing the sale at public auction of a parcel of ground with all improvements and appurtenances designated as Lots 1-36, SQUARE 118, Kenner Heights Subdivision, in Kenner, Louisiana, Parish of Jefferson, no longer needed for public purposes.

15. CAL. NO. 27,964 - BY: COUNCILMEMBERS JOHNSON AND HEDGE-MORRELL

Brief:

An Ordinance to authorize the City of New Orleans to enter into a contract of lease with NOLATOWN DEVELOPMENT GROUP, LLC for those certain portions or parcels of property known as Lincoln Beach and Groves 9 & 10, Section 2, New Orleans Lake Shore Land Company tract (leased premises), with all improvements and appurtenances thereon, all in the Third Municipal District, no longer needed for public purposes at this time to be used to facilitate and coordinate the development of the leased premises as a mixed-use facility, primarily for entertainment and public park uses, and to provide otherwise with respect thereto.

Annotation:

(Referred to the Economic Development Committee).

16. CAL. NO. 28,010 - BY: COUNCILMEMBERS FIELKOW AND CLARKSON (BY REQUEST)

Brief:

An Ordinance to amend and re-ordain Chapter 2, Article IV of the Code of the City of New Orleans by adding Division 11, to establish the New Orleans Recreation Development Commission, to provide for membership composition and length of terms of members of the Commission; and otherwise to provide with respect thereto.

17. CAL. NO. 28,077 - BY: COUNCILMEMBER HEAD (BY REQUEST)

Brief:

An Ordinance to authorize the City of New Orleans to enter into a contract of lease with DRYADES YMCA for a portion of Oretha Castle Haley Boulevard adjacent to Sq. 270 in the Fourth Municipal District, not presently needed for public purposes, to be used for a handicap ramp, landscaping and other purposes for DRYADES YMCA, subject to a servitude in favor of the City of New Orleans for utilities public and private for a term of fifty eight (58) years commencing on July 1, 2010, and ending on June 30, 2068, with three (3) consecutive option terms of 10 years each; and to provide otherwise with respect thereto.

18. CAL. NO. 28,087 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Ordinance No. 24,045 M.C.S. relative to the minimum bid acceptable for the sale of property described in said Ordinance; and to provide otherwise with respect thereto.

19. CAL. NO. 28,092 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 appropriate State Grant funds from Intergovernmental transfers to the Office of the Mayor, Renewal Community program.

20. CAL. NO. 28,093 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 appropriate State Grant funds from Intergovernmental transfers to the Office of the Mayor, Renewal Community program.

21. CAL. NO. 28,101 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to amend and reordain Section 2-8 of the Code of the City of New Orleans relative to contracts, cooperative endeavor agreements, and grants not to be awarded to felons and/or parties owing delinquent taxes to the city; to establish municipal, State and Federal exemptions; and to provide otherwise with respect thereto.

Annotation:

(Referred to the Governmental Affairs Committee).

22. CAL. NO. 28,106 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to amend and reordain Chapter 162 of the Code of the City of New Orleans, "Vehicles for Hire", to add Article XIV, "Pedicab Service" to the provisions contained within, which will provide regulations and establish rates therefore; and otherwise to provide with respect thereto.

23. CAL. NO. 28,107 - BY: COUNCILMEMBER GUIDRY

Brief:

An Ordinance to rescind Ordinance No. 15367 M.C.S. and to amend Section 2 of Ordinance No. 10405 M.C.S. and Section V of the lease attached to Ordinance No. 10405 M.C.S. entitled "AN ORDINANCE authorizing the Honorable Sidney J. Barthelemy, Mayor of the City of New Orleans, to enter into a contract of lease with the Greater New Orleans Educational Television Foundation, for a portion of ground of that tract known as the "Delgado Tract", for a term of fifty (50) years.," and to authorize the Mayor of the City of New Orleans to sign an amendment to the lease document; and to otherwise provide with respect thereto.

24. CAL. NO. 28,110 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around St. Augustine High School in New Orleans, LA, in conjunction with the St. Augustine High School Annual Edwin Hampton Music Festival, on Friday, October 1, 2010 at St. Augustine High School; to waive fees associated with the closure of the 2600 block of Nick Connor between Law Street and Hope Street on October 1, 2010; to specify the duration and boundaries of said waiver, and to provide otherwise with respect thereto.

25. CAL. NO. 28,111 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around Franklin Avenue Baptist Church located at 2515 Franklin Avenue, New Orleans, LA 70117, in conjunction with the Franklin Avenue Baptist Church's Alternative to Halloween Event, on Sunday, October 31, 2010 in McCue Park; to waive fees associated with the closure of the 2600 block of Madrid Street between Franklin Avenue and Eads Street on Sunday, October 31, 2010 from 8:00 a.m. to 8:00 p.m.; to specify the duration and boundaries of said waiver, and to provide otherwise with respect thereto.

26. CAL. NO. 28,112 - BY: COUNCILMEMBER GISLESON PALMER (BY REQUEST)

Brief:

An Ordinance to amend and reordain Section 154-607 of the Code of the City of New Orleans relative to the definition of minivehicles; and to provide otherwise with respect thereto.

27. CAL. NO. 28,113 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to temporarily waive certain fees and requirements, on the 1100 Block of Port Street between Marais Street and St. Claude Avenue in conjunction with matters officially sponsored and sanctioned by Christ Temple of New Orleans, during the Back to School Splash; to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

28. CAL. NO. 28,114 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to temporarily waive certain fees and requirements, within the grounds of Holy Name of Mary Catholic Church in conjunction with matters officially sponsored and sanctioned by The Holy Name of Mary Catholic Church during the 100th annual Fall Festival; to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

29. CAL. NO. 28,115 - BY: COUNCILMEMBERS FIELKOW, CLARKSON, HEDGE-MORRELL AND HEAD (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 appropriate Louisiana Public Safety grant funds from Intergovernmental Transfers to the Department of Police, NOPD Crime Lab DNA Analysis.

30. CAL. NO. 28,116 - BY: COUNCILMEMBERS FIELKOW, CLARKSON, HEDGE-MORRELL AND HEAD (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 appropriate Louisiana Public Safety grant funds from Intergovernmental Transfers to the Department of Police, NOPD Crime Lab DNA Analysis.

31. CAL. NO. 28,117 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 transfer Federal Grant funds within the Office of the Mayor, Office of Health Policy, Healthy Start program from Other Operating Category to Personal Services Category.

32. CAL. NO. 28,118 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 appropriate Housing & Urban Development funds from Intergovernmental transfers to the Office of the Mayor, Office of Community Development for Emergency Shelter Grant.

33. CAL. NO. 28,119 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 appropriate Housing & Urban Development funds from Intergovernmental transfers to the Office of the Mayor, Office of Community Development for Emergency Shelter Grant.

34. CAL. NO. 28,120 - BY: COUNCILMEMBER GISLESON PALMER

Brief:

An Ordinance to temporarily waive certain fees and requirements, around the area of Lafayette Square in conjunction with matters officially sponsored and sanctioned by Rebuilding Together during the Fifty for Five Block Party; to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

35. CAL. NO. 28,122 - BY: COUNCILMEMBER HEAD

Brief:

An Ordinance to temporarily waive certain fees, permit fees, and requirements within and around the 300 block of John Churchill Chase, between Convention Center Boulevard and South Peters Street, in conjunction with the "Praise Fest," sponsored and sanctioned by the Abundant Life Baptist Church, a non-profit corporation, to specify the duration and boundaries of said waiver; and to provide otherwise with respect thereto.

36. CAL. NO. 28,123 - BY: COUNCILMEMBERS FIELKOW, HEAD, HEDGE-MORRELL AND CLARKSON (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 transfer State Grant funds within the Office of the Mayor, Office of Criminal Justice Coordination program from Personal Services Category to Other Operating Category.

37. CAL. NO. 28,124 - BY: COUNCILMEMBERS FIELKOW AND CLARKSON
(BY REQUEST)

Brief:

An Ordinance to amend and re-ordain Chapter 2, Article IV of the Code of the City of New Orleans by adding Division 11, to establish the New Orleans Recreation Development Commission ("Commission"), to provide for membership composition and length of terms of members of the Commission; and otherwise to provide with respect thereto.

38. CAL. NO. 28,125 - BY: COUNCILMEMBER FIELKOW (BY REQUEST)

Brief:

An Ordinance to authorize the Mayor of the City of New Orleans to enter into a second Amendment to that certain DNR Cooperative Endeavor Agreement No. 2515-10-02 between Orleans Parish (the "Parish") and the State of Louisiana Department of Natural Resources (the "Department") entered into June 30, 2009, for the purposes of extending the cooperative endeavor agreement for a period of one year by amending the existing agreement which began on July 1, 2009 by making it effective through June 30, 2011; and otherwise to provide with respect thereto.

39. MOTION (LYING OVER) - NO. M-10-353 - BY: COUNCILMEMBERS
FIELKOW, HEDGE-MORRELL, HEAD AND CLARKSON

Brief:

Approving the amendment to the Civil Service Rules (Rule IV, Section 9 Overtime) in accordance with Article 10, Section X of the Louisiana Constitution, to be effective as of July 19, 2010.

40. MOTION - NO. M-10-370 - BY: COUNCILMEMBERS FIELKOW, CLARKSON, GUIDRY, HEAD, GISLESON PALMER, HEDGE-MORRELL AND JOHNSON

Brief:

Amending Rule 46 (Legislative Summary and Agenda) of the Rules and Regulations of the Council.

41. RESOLUTION - NO. R-10-371 - BY: COUNCILMEMBER HEDGE-MORRELL

Brief:

Endorsing the application by the New St. Bernard IIB, LLC, to the Louisiana Housing Finance Agency for low-income housing tax credits to construct the proposed Columbia Parc at the Bayou District.

42. RESOLUTION - NO. R-10-372 - BY: COUCILMEMBERS FIELKOW AND JOHNSON

Brief:

Urging the State of Louisiana immediately to take appropriate actions to implement the U.S. District Court ruling.

**43. RESOLUTION - NO. R-10-373 - BY: COUNCILMEMBER HEDGE-MORRELL
(BY REQUEST)**

Brief:

A Resolution to rescind Resolution Number R-10-337 and call a special election for Tuesday, November 2, 2010 in the Lakewood East Security and Neighborhood Improvement District.

**44. RESOLUTION - NO. R-10-374 - BY: COUNCILMEMBER GUIDRY (BY
REQUEST)**

Brief:

A Resolution to rescind Resolution Number R-10-334 and calling a special election on Tuesday, November 2, 2010 in the Lakeshore Crime Prevention District.

**45. RESOLUTION - NO. R-10-375 - BY: COUNCILMEMBER HEDGE-MORRELL
(BY REQUEST)**

Brief:

A Resolution to rescind Resolution Number 10-335 and call a special election for Tuesday, November 2, 2010 in the Lake Oaks Subdivision Improvement District.

46. ORDINANCES ON FIRST READING