

1997 Motions/Resolutions

NO. R-96-930

CITY HALL: DECEMBER 19, 1996

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, Section 4 (f) of Article V of the Transit Agreement executed on the 28th day of June, 1983, by and between the City of New Orleans and the Regional Transit Authority (RTA) requires the RTA to submit to the city an adopted budget of expenditures by category for the forthcoming year; and

WHEREAS, the RTA has adopted a twelve month budget of estimated revenues and expenditures by category for the time period January through December 1997;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That RTA budget of revenues and expenditures previously adopted by the Regional Transit Authority is hereby approved as follows:

REGIONAL TRANSIT AUTHORITY

SUMMARY OF REVENUES AND EXPENDITURES

JANUARY THROUGH DECEMBER 1997

I. OPERATING REVENUES

1. Passenger Revenues \$34,111,999

2. Auxiliary Transportation Revenues 105,000

3. charter Revenues 465,000

4. Non-Transportation Revenues 1,029,000

TOTAL OPERATING REVENUES \$35,710,999

II. REQUIRED FUNDING

- 1. Federal \$ 1,838,451
- 2. State 2,797,206
- 3. RTA Sales Tax - Operating 32,192,952
- 4. Grant Reimbursement 1,032,000
- 5. Other Sources 124,684

TOTAL REQUIRED FUNDING \$37,985,293

III. NON-OPERATING PROGRAM FUNDING

- DEDICATED SALES TAX PROCEEDS \$13,969,152
- BOND INTEREST INCOME 500,000

GRAND TOTAL - REVENUES \$88,165,444

IV. OPERATING EXPENSES

- 1. Administration \$15,009,910
- 2. Operations 59,178,962
- 3. Planning & Other 7,420

TOTAL OPERATING EXPENSES \$74,196,292

V. NON-OPERATING EXPENSES \$13,969,152

GRAND TOTAL - EXPENSES \$88,165,444

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

MOTIONS/RESOLUTIONS

NO. M-97-1

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the City Council has a number of ongoing cable/telecommunications issues which must be addressed in 1997; and

WHEREAS, these matters are currently being handled by professional service providers who have acquired specialized and institutional knowledge through their participation in negotiations, familiarity with industry comments and positions, and their knowledge of franchise and telecommunications law as it applies to the City of New Orleans and its interests; and

WHEREAS, the consultants are working under contracts in existence prior to January 1, 1996 and these contracts are eligible for extensions under exception four of the Council's Rule 45 when continuity of service is essential, provided that the Council determines that these contracts are eligible for this exemption; and

WHEREAS, at the Council Cable/Telecommunications Committee meeting on October 8, 1996 the Committee authorized the extension of these contracts to go forward with the understanding that the matters to be excluded from competitive selection under this provision be clearly defined; and

WHEREAS, the Cable/Telecommunications Committee has approved 1997 budget amounts in connection with these proposed contract extensions; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That it hereby determines that contract extensions for Chaffe, McCall, Phillips, Toler and Sarpy; Carter and Cates; and The Media Revolution are eligible for the exception to competitive selection in Rule 45 because it finds that continuity of service is essential with respect to the matters listed below and these firms have the required institutional knowledge and experience.

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council President is hereby authorized to sign contract extension amendments for 1997 in accordance with the budget previously approved by the Council Cable/Telecommunications Committee.

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the ongoing matters subject to this exception and for which work in 1997 is authorized are limited to matters associated with the Institutional Network Services Agreement, The Wireless Telecommunications Franchise Act, conclusion of arrangements for Cable Access, and ongoing franchise extensions, renewals and audit or compliance issues which have arisen as of December 31, 1996.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-2

CITY HALL: January 9, 1997

BY:COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL AND THOMAS

Authorizing and requesting the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing the entirety of Orleans Parish, prohibiting the issuance of all permits and licenses relative to adult establishments without the prior review and recommendation of the City Planning Commission, and approval of the City Council through the conditional use process.

WITHDRAWN.

NO. R-97-3

BY: COUNCIL MEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE AND THOMAS

RESOLUTION AND ORDER

ESTABLISHING AN ELDERLY AND

HANDICAPPED EMERGENCY ASSISTANCE FUND

WHEREAS, the Council for the City of New Orleans ("Council"), in Resolution R-94-960, ordered rate reductions and various other bill credits in favor of the ratepayers of New Orleans, \$33 million of which was to be distributed by checks; and

WHEREAS, the Council ordered Entergy New Orleans (formerly NOPSI) to report to it with respect to the administrative costs associated with distributing the checks together with the amount of the checks that could not be paid to Entergy New Orleans electric customers because those customers were deceased or otherwise no longer in existence as of the date of the issuance of the checks in January, 1995; and

WHEREAS, following the report(s) of Entergy New Orleans, the Council would direct a disposition of any funds that could not be distributed to Entergy New Orleans customers; and

WHEREAS, on January 30, 1996, Entergy New Orleans submitted a revision to its January 31, 1995, preliminary report to the Council with respect to amounts paid to Entergy New Orleans customers; and

WHEREAS, based on Entergy New Orleans' January 30, 1996 report, there remains a balance (excluding interest) of \$807,351, which balance is comprised of \$126,614 of the unexpended reserve for administrative expenses and \$680,737 of funds that were undistributed because customers were deceased or otherwise no longer in existence as of the date of the issuance of the checks in January, 1995; and

WHEREAS, the Council desires to use the unexpended \$807,351 plus any accrued interest to create an elderly and handicapped emergency assistance fund ("Fund") to help senior and handicapped citizens of New Orleans who are in need with their utility bills; and

WHEREAS, since this is a one-time commitment of funds to assist the elderly and handicapped in emergency situations and not a fund for paying the utility bills of the elderly and handicapped generally, this Fund shall terminate of its own accord once all of the funds have been expended; and

WHEREAS, an elderly customer for the purpose of this resolution shall be a person who is at least 60 years of age; and

WHEREAS, a handicapped customer must show proof of disability by providing a Social Security Income Award Letter or other such disability certification; and

WHEREAS, to qualify for assistance under the Fund, the gross income of the customer's household may not exceed 150 percent of the poverty level as published in the Federal Register by the United States Department of Health and Human Services and the customer's services must have been disconnected in fact or the customer must have received a Notice of Disconnection from Entergy New Orleans prior to applying for assistance from the Fund; and

WHEREAS, it is the Council's view that Entergy New Orleans, in its discretion, may elect to oversee the administration and implementation of this Fund or, alternatively, that Entergy New Orleans may choose to transfer the sums in question to a local non-profit organization willing to administer this Fund according to the terms herein described; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that:

1. Entergy New Orleans is directed to use the balance of \$807,351, plus any accrued interest, representing unexpended reserves for administrative expenses and funds that were undistributed because customers were deceased or no longer in existence as of the date of the issuance of the checks associated with refunds made to Entergy New Orleans electric customers in January, 1995, to create an elderly and handicapped emergency assistance fund ("Fund").

2. Entergy New Orleans, at its discretion, may elect to oversee the administration and implementation of this Fund, or, alternatively, may choose to transfer the sums in question to a local non-profit organization willing to administer the Fund according to the terms herein describe.

3. Should Entergy New Orleans elect to administer and oversee the Fund, Entergy New Orleans is hereby given the authority to develop a reasonable procedure or process for implementing the selection of customers eligible to receive assistance under this resolution, which procedure or process may include the use of community groups currently working with the elderly or handicapped in the City of New Orleans. Any fees or costs associated with the implementation of this Fund shall be reflected in the reports required by paragraph 4 below.

4.The entity that administers the Fund shall submit to the Council quarterly, commencing 90 days from the adoption of this Resolution, a letter report, or such other report(s) as the Council may require, reflecting the status of the Fund, including the expenditures to date made from the Fund and the current balance.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-4

BY:COUNCILMEMBER SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE AND THOMAS

RESOLUTION AND ORDER

APPROVING OFFER OF RATE REDUCTIONS

WHEREAS, pursuant to section 4-1604 of the Home Rule Charter of the City of New Orleans, the Council of the City of New Orleans has regulatory authority over the rates and charges for utility services provided by Entergy New Orleans, Inc. ("Entergy New Orleans" or the "Company"); and

WHEREAS, Entergy New Orleans has offered unilaterally to implement electric and gas base rate reductions in the aggregate amount of \$15 million on an annual basis, such reductions to be implemented for bills rendered on or after February 1, 1997; and

WHEREAS, the terms of Entergy New Orleans' offer state that such reductions shall be fully reflected in any subsequent assessment of the Company's earnings or revenue requirement or otherwise for the purpose of establishing base rates; and

WHEREAS, it is our view, based in part on the recommendation of our Advisors, that the terms of the Company's offer to reduce immediately electric and gas base rates by an aggregate of \$15 million on an annual basis will benefit Entergy New Orleans' ratepayers, and is otherwise in the public interest and should be approved and adopted; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Company's proposal is hereby approved and adopted and that the Company's rates shall be reduced as follows:

1. Electric

Electric base rates shall be reduced by \$12 million on an annual basis. Such reduction shall be implemented for bills rendered on or after February 1, 1997 and shall be applicable to all ENO electric rate schedules. The \$12 million reduction shall be allocated among customer classes in proportion to each such class's contribution to ENO's total electric base rate revenue for the test year ended September 30, 1996. The reduction shall be accomplished via a base rate credit rider, said base rate credit to be expressed as a percentage of electric rate schedule base revenues and computed as a fraction, the numerator of which is \$12 million and the denominator of which is ENO's total electric rate schedule base revenues during the test year ended September 30, 1996, stated on a weather normalized basis. Said base rate credit rider shall remain in effect until such time as ENO's rates are readjusted, whether through general rate design, or through additional credit riders, based on any subsequent determination of ENO's earnings and/or revenue requirement, except as provided in paragraph 4 hereof.

2. Gas

Gas base rates shall be reduced by \$3 million on an annual basis. Such reduction shall be implemented for bills rendered on or after February 1, 1997 and shall be applicable to all ENO gas rate schedules with the exception of the NJ and contract sales. The reduction shall be allocated among customer classes in proportion to each such class's contribution to ENO's total gas base rate revenue for the test year ended September 30, 1996. The reduction shall be accomplished via a base rate credit rider, said base rate credit rider to be expressed as a percentage of gas rate schedule base revenues and computed as a fraction, the numerator of which is \$3 million and the denominator of which is ENO's total gas rate schedule base revenues (excluding NJ contract revenues) during the test year ended September 30, 1996, stated on a weather normalized basis. Said base rate credit rider shall remain in effect until such time as ENO's rates are readjusted, whether through general rate design, or through additional credit riders, based on any subsequent determination of ENO's earnings and/or revenue requirement, except as provided in paragraph 4 hereof.

3. Prospective Treatment

a. The foregoing reductions shall be taken into account for the purposes of any assessment of ENO's earnings or revenue requirement, or otherwise for the purpose of establishing rates. Specifically, and without limitation, a *pro forma* adjustment shall be made to ENO's revenues, to the extent necessary, for any given test year or period in order to fully reflect such rate reductions.

b. The allocations of the reductions among customer classes as described above in sections 1 and 2 above are not to be considered permanent allocations and may be altered directly or indirectly by subsequent order of the Council in connection with the overall redesign of ENO's electric or gas rates, as the case may be.

4. The base rate reductions proposed herein for electric and gas service are unrelated to the Council's investigation of ENO's overearnings for the twelve month period ending September 30, 1996. The Council's pending review of the Company's earnings during the twelve month period ending September 30, 1996 will in no way be affected by this

current offer of the Company to reduce base electric and gas rates. In other words, ENO agrees that any billing credits implemented pursuant to Resolutions R-91-157 and R-92-111, as amended, and the \$12 and \$3 million base rate reductions contemplated by this proposal may be in effect simultaneously.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-5

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Joffre J. Crouere, Jr. (vice Frances S. Moorman) as a member of the Municipal Yacht Harbor Corporation for a term which will expire March 15, 1999, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-6

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the Council was deeply saddened to learn of the recent death of Mrs. George Ethel Warren who as a community activist, worked with diverse groups of citizens in a leadership role; and

WHEREAS, she was president of the Citizens Voter Education Association, financial secretary of the Lower 9th Ward Neighborhood Council and a board member of Total Community Action; and

WHEREAS, through her volunteer career, she appeared and spoke at meetings of government agencies as a representative of civic organizations or to convey her personal perspective on issues which would affect this city; and

WHEREAS, as a consummate activist over the years, Mrs. Warren was a delegate to the state's 1973 constitutional convention, ran several times for state House of Representatives, was active in the Republican Party and was a member of the Republican State Central Committee; and

WHEREAS, God has a record of George Ethel Warren's faithful service and the kind of reward awaits her that awaits all who do their best in service to their family, church and community; now, therefore

BE IT PROCLAIMED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council extends heartfelt sympathy to her daughters Aniese and Vera; her sister; Vera Davis and other family members and friends with fond remembrances of George Ethel Warren who was a delight to her friends, a joy to her family and a source of inspiration to this community.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-7

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER CARTER

WHEREAS, the Bureau of Governmental Research (BGR) has proposed, and the New Orleans Business Council has agreed to fund a follow-up to BGR's October study of "Property Taxes in New Orleans: Who Pays? Who Doesn't ? And Why?"; and

WHEREAS, this follow-up implementation effort will develop the guidelines and instruments that could be used by the Orleans Parish assessors and adopted by the Louisiana Tax Commission in listing and assessing exempt real estate; and

WHEREAS, it will also include the International Association of Assessing Officers' (IAAO) recommendations on computer hardware and software updates needed to improve property listing and assessment; and

WHEREAS, the BGR believes that improved administration of assessment of property for purposes of taxation will yield both more revenues and more confidence in a system that is efficient, up to date and fair; and

WHEREAS, the goal of BGR's implementation effort is to assist in the development of tools that will enable assessors, citizens, and tax receiving bodies to determine whether properties are listed accurately and assessed fairly; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends its support and encouragement in the BGR's evaluations and assistance in the development of tools that would ensure the improvement of the administration of the listing and assessment of property in Louisiana.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-8

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

WHEREAS, Council Rule 45 establishes a competitive selection process for the selection of professional services consultants to the City Council; and

WHEREAS, August 1, 1996, the City Council adopted Motion M-96-514, directing Council staff to issue a Request for Qualifications to begin the competitive selection process established by Council Rule 45 relative to obtaining the services of electric and gas regulatory consultants; and

WHEREAS, a Request for Qualifications relative to the electric and natural gas regulatory services was issued on September 30, 1996; and

WHEREAS, by the October 30, 1996 deadline nine (9) responses to the Request for Qualifications were received; and

WHEREAS, as directed, the staff Selection Review Committee evaluated the nine responses and after review and evaluation, eliminated four responses; and

WHEREAS, after one of the remaining five firms withdrew from consideration due to conflict of interest, four respondents were submitted to the Utility Committee for further review and analysis; and

WHEREAS, the Council's Utilities Committee on January 7, 1997 met and interviewed the four respondents and recommended the selected the joint proposal submitted by Bruno and Tervalon; Carter and Cates; Legend Consulting Group; Verner, Liipfert, Bernhard, McPherson and Hand; Washington Utility Group and Wilkerson and Henry; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the recommendation of the Council Utilities Committee that the team of Bruno and Tervalon; Carter and Cates; Legend Consulting Group; Verner Liipfert, Bernhard, McPherson and Hand; Washington Utility Group and Wilkerson and Henry; be retained to provide utility consulting services in the area of the Council's electric and gas regulatory responsibility is hereby approved.

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council Utilities Committee is hereby authorized to negotiate contracts with each firm in accordance with a scope of work consistent with the Request for Qualifications and the Council's utility regulatory needs.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-9

CITY HALL: January 9, 1997

BY:COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Motion M-92-428 is hereby amended to read as follows:

"BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That, for purposes of Rule 15 of the Council's Rules and Regulations, the attached form shall be submitted in connection with any proposed appointment or re-appointment to a Board or Commission for which Council approval is necessary.

BE IT FURTHER MOVED That a copy of this Motion shall be forwarded to the Mayor.

BE IT FURTHER MOVED That the attached form should accompany any proposed appointment motion submitted to the Council for consideration on or following January 9, 1997."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-10

BY:COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, Major General Waudby enlisted in the U.S. Army Reserve in March, 1955. In June 1959, he received his commission through the ROTC Program at The Citadel and entered active duty in November 1959; and

WHEREAS, while on active duty, his assignments included Assistant Chief, Engineering Division, Springfield Armory; Assistant Chief, Armory Operations Division, Springfield Armory; and Platoon Leader, 903rd Ordnance Company (GAS) Nelligen, West Germany; and

WHEREAS, after release from active duty in April, 1962, Major General Waudby began his commissioned USAR service as a member of the 87th Maneuver Area Command, Birmingham, Alabama. In 1971 he joined the staff of the 121st U.S. Army Reserve Command, serving in several key staff positions; and

WHEREAS, Major General Waudby received a Bachelor of Science Degree in Commerce from The Citadel and is a graduate of the Banking School of the South, Louisiana State University; and

WHEREAS, it is with deep regret that this community observes his retirement although it is well earned and richly deserved; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends commendations on this occasion of the retirement of

Major General Robert Waudby

with wishes for future years of happiness shared with his wife Anne, his sons, his granddaughters other family members and friends.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-11

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER CARTER

WHEREAS, the study commissioned by the Police Foundation recommends that the City adopt a disability plan for Police officers; and

WHEREAS, the Council recognizes that many City employees hold hazardous jobs which involve risk of injury and wishes to investigate provision of a disability plan for all City employees; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests that the CAO and the Civil Service Commission research disability coverage provided by other cities and provide a report and recommendations to the City Council.

BE IT FURTHER RESOLVED that the report and recommendations should include but not be limited to a clear, enforceable definition of disability; a follow up procedure which will ensure that the system is not abused; a system for re-evaluating disability cases on a regular basis throughout an employee's participation in the program; and an estimated cost for providing the program.

BE IT FURTHER RESOLVED that the Council requests that a status report on this project be presented to the March Council Budget Committee meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-12

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The Port of New Orleans is a major economic corridor that links the City of New Orleans to International Trade and Commerce; and

WHEREAS, The Port of New Orleans contains world class shipping and cargo facilities that generate millions of dollars in revenue statewide; and

WHEREAS, The Port of New Orleans is a major employer in the City of New Orleans and a primary resources for labor force revitalization; and

WHEREAS, The management of the Port of New Orleans and its shipping activity are enhanced by effective operation of Marine Traffic Management Systems which allow unobstructed internal movement on the Mississippi River; and

WHEREAS, The current volume of national and international marine traffic in the Port of New Orleans and the substantial increases in daily shipping activity require re-evaluation of existing vessel tracking systems and electronic warning devices to avoid potential collisions; and

WHEREAS, The safety and security of the Port of New Orleans and the New Orleans shipping and cargo industry an overall are a priority to the City Council of New Orleans concern now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That efforts to re-evaluate and upgrade Marine Traffic Management and Warning systems in the Port of New Orleans are necessary to avoid the present of collisions and damages affecting the public safety; and

BE IT FURTHER RESOLVED THAT this council supports and encourages implementation of the Vessel Traffic System (V.T.S.) which offers land based radar, video cameras and satellite positioning to monitor marine traffic on the Mississippi River as proposed by United States Congressman Billy Tauzin; and

BE IT FURTHER RESOLVED THAT the Clerk of Council shall forward copies of this resolution to United States Congressman Billy Tauzin, the United States Congressional delegation for the State of Louisiana, the Louisiana State Legislative, the United States Coast Guard, the Port Authority of New Orleans, the Mayor of The City of New Orleans and the Louisiana River Pilots Association.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-13

BY:COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE AND WILSON

WHEREAS, the Civil Service Commission, in a letter dated December 31, 1996, has informed the Council that it has adopted new hiring rates for Police classifications which it hopes to implement on February 9th; and

WHEREAS, the Council supports the new hiring rates and considers that funds are available to cover the additional cost of their implementation; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that, in accordance with Rule 4, Section 2.6 of the Civil Service Rules, the City Council verifies that funds are available to support the special hiring rates for Police classifications which are described in the letter from Civil Service dated December 31, 1996.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-14

BY:COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE AND WILSON

WHEREAS, amendments to the Pay Plan for the Classified Service will be necessitated by the increase in the federal minimum wage which will become effective in September, 1997; and

WHEREAS, the Civil Service Commission and the City Council wish to grant these increases effective February 9, 1997, in advance of the effective date imposed by the federal government; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that in accordance with Article 10, Section 10 of the Constitution of Louisiana, the Council hereby approves amendments to the Pay Plan for the Classified Service as detailed in the letter of the Civil Service Commission dated December 31, 1996, attached hereto and incorporated herein by reference.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-15

BY: COUNCILMEMBERS SINGLETON AND WILSON

WHEREAS, the economy of the State of Louisiana is dependent upon the state and local highway systems for the transportation of goods and services to meet the needs of the people of Louisiana; and

WHEREAS, parishes have historically relied upon funding from the State of Louisiana for the maintenance and reconstruction of local road systems due to the levy and collection of taxes in gasoline by the State of Louisiana with parishes and municipalities not being authorized to levy and collect such taxes; and

WHEREAS, the continued appropriation of monies under the Highway Trust Fund to fund fully the parish transportation system is vital to the continuation of the ability of local parish governments to maintain the local road systems in Louisiana; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council supports legislation at the 1997 Louisiana Legislature to fully fund the Parish Transportation Fund at the minimum level of \$40,000,000 so as to allow local governments the ability to continue to maintain our local road systems.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-16

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, residents of the City of New Orleans take great pride in remembering the outstanding contributions of residents by naming streets or facilities in their honor; and

WHEREAS, residents of the Lower 9th Ward and throughout the community have been fortunate to have had the civic contributions of persons who work tirelessly during their lifetime to upgrade and improve the quality of life for residents; and

WHEREAS, Mrs. George Ethel Flanders Warren was exemplary of the conscientious civic leader who endeavored to motivate local residents to become involved in community activities; and

WHEREAS, Mrs. Warren was born in Utica, Mississippi, educated in the Hinds County School System, and attended Jackson State College; and

WHEREAS, she moved to New Orleans in 1943 and resided in Central City where she immediately became involved in educational, political and civic organizations; and

WHEREAS, in 1953, she moved to the Lower Ninth Ward where she became involved in the improvement of the community; and

WHEREAS, following Hurricane Betsy in 1965, she organized her neighbors to rebuild the devastated area through the Model Citizen Program, Community Schools, Food Stamp Programs and other social services for the area; and

WHEREAS, she served on numerous PTA, educational advisory committees, as a prison missionary, was elected to the 1973 State Constitutional Convention and was elected to serve on the Republican State Central Committee; and

WHEREAS, it is the sense of the Council that dedicated citizens like George Ethel Flanders Warren should be remembered for the services they have provided to this community; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council urges the Mayor and the CAO to organize a committee to research an appropriate facility to commemorate the life and contributions that George Ethel Flanders Warren made to this Community.

BE IT FURTHER RESOLVED That the Council requests a report to be submitted at the March 6, 1997 Council meeting on the recommendations of the committee.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-17

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, there is a need to replace and repair the bollards (stanchions) and base which are on Bourbon Street Pedestrian Mall in order to assure public safety and avoid injury to pedestrians; and

WHEREAS, the Department of Public Works has estimated that replacement of these bollards will cost approximately \$20,000 and can be completed by January 20, 1997;

WHEREAS, Holley Inc., 331 N. Alexander, B&F Equipment, 516 St. James Street., and Boes Iron Works, 2321 Perdido St., have been contacted regarding the fabricating of these bollards and indicated their ability to fabricate the items as follows:

Holley Inc.\$165.00per bollard

Boes Iron Works\$195.00per bollard

B&F Equipment\$149.24 per bollard

WHEREAS, the City Attorney, the Director of Finance and Chief Administrative Officer have certified the situation an emergency; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the lack of bollards on Bourbon Street poses a threat to public safety and is an emergency.

BE IT FURTHER MOVED, That the Director of Finance, and the Bureau of Purchasing be and they are hereby authorized to secure informal bids for fabrication of bollards at a cost not to exceed \$20,000.

BE IT FURTHER MOVED, That the Director of Public Works shall file a written report with the Council within 21 days indicating the progress of the emergency work, the name and address of the vendor performing the work and the exact cost of the work.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-18

BY:COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to conduct a public hearing to consider a text amendment to the Comprehensive Zoning Law of the City of New Orleans relative to adult establishments anywhere in the entirety of Orleans Parish.

WHEREAS, the City Council adopted in 1988 Ordinance Number 12,481 M.C.S. enacting Section 8.2. of the Comprehensive Zoning Ordinance, which provided that no adult establishment -- defined as adult bookstores, adult motion picture theatres, adult mini-motion picture theatres, or massage businesses -- shall be located within a thousand foot radius of any residential zone, single- or multiple-family dwelling, any church, any school, any public park, or area zoned for such use; and

WHEREAS, the crucial language from Ordinance Number 12,481 M.C.S. -- "any adult establishment" -- was inadvertently omitted from both the old Comprehensive Zoning Ordinance and the new Comprehensive Zoning Law, and such omission was apparently not detected during review and revision of the CZO; and

BE IT FURTHER MOVED, That the first sentence of Article 1, Section 1.10 of the Comprehensive Zoning Law be amended to read: "No occupancy permits shall be issued by the Director of the Department of Safety & Permits for any adult establishment (as defined in Article 2) located within a thousand foot radius of any residential zone, any residential use, or any habitable unit; any church or other religious institution, any school, any playground, any public park, or any area zoned for the aforesaid uses."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-19

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Jefferson Parish line,

requiring the submittal of a development plan for review by the City Planning Commission and approval by the City Council prior to the issuance of permits by the Department of Safety & Permits for all permit applications for any nonconforming commercial use or any commercial zone abutting these boundaries.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained within the aforesaid District during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than 180 days from the date of adoption of an ordinance effecting the IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-20

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Jefferson Parish line, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained within the aforesaid area during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than 180 days from the date of adoption of an ordinance effecting the IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-21

BY: COUNCILMEMBERS GLAPION AND TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District bounded by Mirabeau Avenue, Paris Avenue, Perlita Street, and Wakefield Street, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained within the aforesaid area during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than 180 days from the date of adoption of an ordinance effecting the IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-22

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the City of New Orleans through the New Orleans Recreation Department (hereinafter "NORD") wishes to provide improvements to Wesley Barrow Stadium, provide for clinics for NORD coaches and volunteers, and enhance the recreational experience of NORD athletes; and

WHEREAS, Loyola University New Orleans, a Louisiana non-profit entity (hereinafter "Loyola") has a Department for Recreational Sports and Intercollegiate Athletics with a staff that desires to assist the City of New Orleans and NORD with enhancing NORD's programs and improving the physical condition of Wesley Barrow Stadium; and

WHEREAS, Loyola desires that its intercollegiate baseball team practice and play its full schedule of home games at Wesley barrow Stadium; and

WHEREAS, pursuant to the authority granted by Section 9-314 of the Home Rule Charter of the City of New Orleans, the City of New Orleans may enter into Cooperative Endeavors for the implementation of such activities in support of public education; community development and other public purposes; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That it hereby supports a Cooperative Endeavor agreement with Loyola for the use of Wesley Barrow Stadium for the purpose stated herein.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-23

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, by Resolution dated June 7, 1973, the Council of the City of New Orleans authorized the Mayor of the City

of New Orleans to sign the necessary act of transfer in order to carry out the provisions of Section 12 of Article IV of the Constitution of Louisiana, as amended, by Act 535 of 1948, to transfer to the Orleans Parish School Board, school property standing in the name of the City and dedicated exclusively to school purposes;

WHEREAS, by Act of Transfer by the City of New Orleans to the Orleans Parish School Board dated May 21, 1952, recorded June 12, 1952, registered in COB 586, folio 96, Orleans Parish, State of Louisiana, said Act of Transfer contained a restrictive covenant which covenant provided that, "All of said property herein transferred is hereby declared to be dedicated exclusively to school purposes;" (the "Restrictive Covenant")

WHEREAS, the City of New Orleans has been requested to waive the Restrictive Covenant only as it pertains to the property described as Parcel No. 94 and parcel No. 95 in said Act to Transfer in order to permit the sale by the Orleans Parish School Board to Hibernia Community Development Corporation for development of housing for low and moderate-income communities and families;

WHEREAS, the City of New Orleans and the Hibernia Community Development Corporation have deemed it necessary and desirable to execute and deliver a Waiver of Restrictive Covenant in order to remove the restrictive covenant only as it pertains to Parcels No. 94 and No. 95;

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor of the City of New Orleans be, and he is hereby authorized to sign a Waiver of Restrictive Covenant in substantially the same form attached hereto and made a part hereof, which act is necessary to waive and release any and all rights under the Restrictive Covenant only as it pertains to the Parcel No. 94 and Parcel No. 95.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-24

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the decision of the Historic District Landmarks Commission in denying the request of JERRY KELLY, JR. for a ten inch reduction of a wall for property located at #2 **Palm Terrace**, be, and the same is hereby overruled and the request for the increase of the wall is granted.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Singleton, Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-25

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 121/96 - CITY COUNCIL MOTION NO. M-96-617** - Requesting to propose a Text Amendment to Article 15, Section 15.6.6 of the Comprehensive Zoning Ordinance (Supplemental Regulations - Miscellaneous Requirements) to provide a new section limiting the pavement of required front and corner side yard areas to forty percent of the required areas in residential zoning districts, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-26

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 126/96 - CITY COUNCIL MOTION NO. M-96-655** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to provide for variances or waivers of Article 12, Section 12.3 "Subdistrict Regulations" of the General Sign Regulations, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-27

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 133/96 - CITY COUNCIL MOTION NO. M-96-628** - Requesting a Text Change to establish an Interim Zoning District (IZD) to prohibit the issuance of permits relative to applications for demolitions. The proposed IZD area would encompass approximately seventeen (17) blocks bounded by Zimple and Plum Streets, Carrollton Avenue, and the Orleans/Jefferson Parish Line, be, and the same is hereby upheld and the Text Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be

forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the establishment of the Interim Zoning District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-28

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 134/96 - GERALD WASSERMAN** - Requesting a Map Change from an RM-1 Multiple Family Residential District to a C-1 General Commercial District to permit expansion of an office use for Square 579, Lot 10, Second Municipal District, bounded by Canal, North Hennessey, Iberville and North Alexander Streets, be, and the same is hereby upheld and the petition denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-29

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 136/96 - CITY COUNCIL MOTION NO. M-96-713** - Requesting a Map Change from a "LI-Light Industrial District" to an "RD-3, Two Family Residential District" the entirety of Square 506 including Lot L, 2, N, O, P, R, S and an undesignated lot bounded by Thalia, S. Salcedo, Gayoso and Erato Streets, located in the Zion City area, Second Municipal District, bounded by Thalia, S. Salcedo, Gayoso and Erato Streets, be, and the same is hereby upheld and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-30

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 137/96 - JOHN V. SANTOPADRE, SR.** - Requesting a Conditional Use to permit a non-accessory parking lot (for an existing timeshare) in a C-1A, General Commercial District for Square 236, Lot M, Fourth Municipal District, bounded by Jackson and St. Charles Avenues, Josephine and Carondelet Streets (Municipal Address **1637 Jackson Avenue**), be, and the same is hereby overruled and the Conditional Use granted, subject to the five (5) provisos as stated in the City Planning Commission's report, amending Proviso No. 2 as follows:

"On line 2, after the words "use of a" delete the words "combination masonry and".

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-31

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 138/96 - STANDARD SUPPLY & HARDWARE CO., INC./JULIA STREET L.L.C.** - Requesting a waiver of the 50 foot height limitations in a CBD-8, Central Business District to permit a new hotel with a maximum height of 55 feet. (Site Plan Review and Traffic Impact Analysis are not a part of this request; they will be reviewed upon submittal of all the necessary documentation) for Square 54, Lots 1 thru 7 fronting on Julia Street, Lots 1, 95, 96, 97, 5, 2, 1, A and a portion of undesignated lot and lot 105 fronting on South Peters Street, and an undesignated lot, lots 6, 3, 4, 1, 2, 3 and portions of lots 4 and 5 fronting on Commerce Street(all show as Lot A, on survey by Gandolfo, Kuhn & Assoc., dated October 24, 1996), First Municipal District, bounded by Commerce, Julia, S. Peters and St. Joseph Streets (Municipal Address **807-811 S. Peters Street**), be, and the same is hereby upheld and the request granted with one (1) waiver and two (2) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-32

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF V. Keeler IN THE AMOUNT OF \$1,774.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 631-33 N. Rocheblave St. Bldg. 1&2 WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1123HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

V. Keeler IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-33

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF R. Alexander Wrecking Company IN THE AMOUNT OF \$1,415.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 3418-20 Baronne St.. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-3426HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

R. Alexander Wrecking Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-34

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Hamp's Enterprise IN THE AMOUNT OF \$2,650.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1312-12 ½ -14-14 /2 Clara St. (Frt & Rear) WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1075HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED

Hamp's Enterprise IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-35

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF R. ALEXANDER WRECKING COMPANY IN THE AMOUNT OF \$1,800.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2120 Clara St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-3433HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED

R. Alexander Wrecking Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-36

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF ALEXANDER DEMOLISHING COMPANY IN THE AMOUNT OF \$4,135.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1385 Constance St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-3438HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-37

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF ALEXANDER DEMOLISHING COMPANY IN THE AMOUNT OF \$3,249.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2437 Conti St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1077HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-38

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF ACTION DEMOLISHING COMPANY IN THE AMOUNT OF \$1,774.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1734 Carondelet St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1102HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE

LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Action Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-39

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF HAMP'S ENTERPRISES, INC. IN THE AMOUNT OF \$1,325.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2329-31 Delachaise St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2708HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-40

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Hamp's Enterprises, Inc. IN THE AMOUNT OF \$1,325.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2333-35 Delachaise St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2745HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-41

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF ALEXANDER DEMOLISHING COMPANY IN THE AMOUNT OF \$3,249.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2712-14 ½ Peniston St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1118HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-42

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Auguillard Construction Company, Inc. IN THE AMOUNT OF \$1,600.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1711 Columbus St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-2133HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW

SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Auguillard Construction Company, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-43

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Crescent Environmental Services, Inc. IN THE AMOUNT OF \$1,750.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1624 Mandeville St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2759HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-44

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Alexander Demolishing Company IN THE AMOUNT OF \$2,549.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1609 Marais St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2760HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-45

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Crescent Environmental Services, Inc. IN THE AMOUNT OF \$1,679.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 4730 Allen St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-3078HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-46

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Alexander Demolishing Company IN THE AMOUNT OF \$1,949.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1821-23 Duels St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2748HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-47

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Alexander Demolishing Company IN THE AMOUNT OF \$1,350.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2008 Frenchmen St. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2758HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-47

BY:COUNCILMEMBERS TERRELL, CARTER, GLAPION, HAZEUR-DISTANCE, THOMAS, SINGLETON AND WILSON

WHEREAS, the journey is not so far when accompanied by noble thoughts and priceless service; and

WHEREAS, these sentiments are representative in the life and lifestyle of the late Joseph Vincent DiRosa, a lawyer, judge and former City Councilmember; and

WHEREAS, Mr. DiRosa was a New Orleans native, a graduate of Loyola Law School, an ensign in the Coast Guard during World War II, elected to the City Council in 1961, and in 1979 elected to a Civil District Court judgeship; and

WHEREAS, in addition to his elected positions, Mr. DiRosa served as a member of the Orleans Levee Board, the Sewerage & Water Board, the Superdome Commission and as former president of the New Orleans Athletic Club; and

WHEREAS, his recognition as Man of the Year by the Young Men's Business Club and his involvement in charitable activities demonstrated that he made conscientious efforts to make this community a better place to live; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council hereby extends heartfelt condolences to his wife, Lucille; his sons, Donald, Michael, Richard and Joseph Jr., other family members and friends and in his remembrance, we pray for God's guidance to carry on with his life's interest - as the voice of the "little man."

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-48

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF LAMBETH HOUSE, INC. LOCATED AT BROADWAY AND LEAKE AVENUE TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 125.00, Block Group 3** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 23rd day **of January**, that the **Lambeth House Inc.**; and their project Lambeth House further identified by the State Board of Commerce and Industry as application # 960453 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-49

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE CITY OF NEW ORLEANS' INTEREST IN PARTICIPATING IN THE LOUISIANA ENTERPRISE ZONE PROGRAM AND THE DESIGNATION OF SUCH ENTERPRISE ZONES IN THE CITY OF NEW ORLEANS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the 1981 Louisiana State Legislature, and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the distressed areas in the City of New Orleans, and

WHEREAS, the Louisiana Department of Economic Development has designated certain Census Tracts/Block Groups in the City of New Orleans as Enterprise Zones eligible based on demographic and economic factors, and

WHEREAS, the City of New Orleans requests that the following Census Tracts/Block Groups be designated as enterprise zones in lieu of the original census tracts/block groups

that qualified:

ORIGINAL ZONE:

Census Tract/Block Group

CT: 109 BG: 1

CT: 109 BG: 6

NEW ZONE:

Census Tract/Block Group

CT: 97 BG: 3

CT: 78 BG: 3

WHEREAS, the City of New Orleans states this change is in agreement with the Overall Economic Development Plan for the City of New Orleans and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements the City of New Orleans agrees:

1.If approached by an industry who would assume all costs involved, to apply with the U.S. Department of Commerce to have the enterprise zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zones.

3.To give priority to use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Department of Economic Development in certifying employers to eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND local sales taxes on the purchase of the material used in the construction of a building, of any addition or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on materials, construction and equipment purchased for the startup of this project and used by that business permanently on that site.

6.To cooperate with the Department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED by the Council of the City of New Orleans, in due, regular and legal session convened this 23rd day of January that the City of New Orleans will participate in the Louisiana Enterprise Zone Program and requests designation by the Louisiana Department of Economic Development of the aforementioned Census Tracts/Block Groups as enterprise zones.

BE IT FURTHER RESOLVED by the Council of the City of New Orleans, that any business whose primary source of income is derived from gaming activities or where the principal activity taking place thereon is gaming activities, or from an economic interest in gaming operations or gaming activities, or any combination of the above shall be ineligible to receive an endorsement or contract for any tax exemption, credit, rebate or any other benefit provided by the designation of this new zone.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-50

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF REGIONAL BIO CLINICAL LAB LOCATED AT 9810 LAKE FOREST BLVD. TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 17.21, Block Group 2** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible

for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by **that business permanently on that site only.**

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 23rd day of January, that the **Regional Bio Clinical Lab;** and their project **Pathology Specialty Laboratory** further identified by the State Board of Commerce and Industry as application # 960179 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-51

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF CAJUN CAMPING, INC LOCATED AT 7531 CHEF MENTEUR HIGHWAY TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 17.22, Block Group 3** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1791), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business **permanently on that site only.**

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 23rd day of January, 1997, that the **Cajun Camping, Inc.**; and their project **Cajun Camping, Inc.**, further identified by the State Board of Commerce and Industry as application # 950191 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-52

BY:COUNCILMEMBERS HAZEUR-DISTANCE, CARTER, GLAPION, TERRELL, THOMAS, SINGLETON AND WILSON

WHEREAS, the City of New Orleans is known throughout the world for its carnivals, parades, festivals, and its good music; and

WHEREAS, the City of New Orleans takes pride in its unique cultural heritage; and

WHEREAS, the Vietnamese culture demonstrates an enhancement of our city's unique culture as represented in their Dragon Dances, Oriental Games and Fantastic Fireworks; and

WHEREAS, Vietnamese members of our community will be celebrating the Year of the Buffalo, the Vietnamese New Year, on February 7, 1997; and

WHEREAS, the TET celebration will begin on February 6, 1997 with the initiation ceremony at Mary Queen Church at 5069 Willowbrook and 14401 Peltier Drive and continue through February 10th; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council takes this opportunity

to commend the members of the Vietnamese community for their many contributions to our society, extends its best wishes for a happy and prosperous TET, and to express its desire that the Year of the Buffalo brings success to one and all.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-53

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Andrew Carnegie wrote, "While the law of competition may be sometimes hard for the individual, it is best for the race because it insures the survival of the fittest in every department."; and

WHEREAS, the City of New Orleans is dependent upon the success and stability of businesses operating within our community; and

WHEREAS, the Kentwood Spring Water Company has been an exemplary corporate citizen of New Orleans for over 30 years, employs over 250 people at their original Howard Avenue facility, and is the number one bottled water company in the Gulf South Region; and

WHEREAS, as evidence of being community oriented, the Kentwood Spring Water Company was recently honored with the Leadership in Corporate Philanthropy Award for supporting community programs such as The Audubon Institute, Bridge House, Chester Elementary School, Children's Hospital, City Park Cleanup Project, Covenant House, Kingsley House, Proud to Call New Orleans Home, and many more; and

WHEREAS, special recognition should be given to Kentwood Spring Water Company for being the only bottled water company that is still proud to call New Orleans Home; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends

commendations, and encourages the citizens in our community to continue to patronize loyal businesses like the Kentwood Spring Water Company in New Orleans.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-54

BY: COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, the City Council is required by the La. Constitution to serve as the Orleans Parish Board of Review to consider appeals of assessments; and

WHEREAS, the Council employs real estate professionals to review the real property appeals and advise it on whether an adjustment in assessment is justified; and

WHEREAS, pursuant to a Request For Proposals process conducted in 1994, the Council has retained a team of consultants for three consecutive years; and

WHEREAS, the Council Audit/Board of Review Committee has recommended that an RFP process be conducted to select consultants for 1997 and future years; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council determines that consulting services are required for Board of Review matters and authorizes the staff to issue a Request for Proposals in compliance with Council Rule 45.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-55

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

IN THE MATTER OF EX PARTE APPLICATION OF NEW ORLEANS PUBLIC SERVICE INC. FOR AN INCREASE OF ITS ELECTRIC RATES DOCKET NO. CD-85-1

IN THE MATTER OF EX PARTE APPLICATION OF NEW ORLEANS PUBLIC SERVICE INC. FOR AN INCREASE OF ITS GAS RATES AND CHARGES DOCKET NO. UD-91-1

RESOLUTION AND ORDER DIRECTING IMPLEMENTATION OF CREDITS FOR 1996 TEST YEAR OVEREARNINGS

WHEREAS, the Council of the City of New Orleans ("Council") has the authority to reduce Entergy New Orleans Inc.'s ("ENO") bills for electric and/or gas service if the Council determines that ENO's return from its combined electric and gas operations exceeded 13.76 percent for the twelve month period ended September 30, 1996 ("Test Year"); and

WHEREAS, Council Resolutions R-91-157 and R-92-111 provide that if the Council determines that ENO's return on average common equity incident to its electric and gas operations during the Test Year exceeded 13.76 percent, the Council has the authority to impose a credit to reduce bills to ENO customers for the ensuing twelve month period; and

WHEREAS, the credit to be imposed by the Council under the Resolutions R-91-157 and R-92-111, if the Council determines that ENO's return on average common equity incident to its electric and gas operations exceeded 13.76 percent for the Test Year, shall be that amount, expressed on a per kilowatt-hour ("kwh") and/or per hundred cubic feet ("ccf") basis, which would have resulted in ENO earning a return on common equity incident to its electric and gas operations of no less than 12.76 percent had such credit been imposed during the Test Year; and

WHEREAS, by adoption of Resolution R-96-730, the Council initiated the earnings investigation and required the parties in the proceeding to meet in an attempt to establish by agreement the amount of any ENO over earnings during the Test Year; and

WHEREAS, the parties to the Test Year over earnings investigation, in addition to the Advisors, are ENO, Alliance for

Affordable Energy, New Orleans Business Energy Council, and Dean and William Reynolds; and

WHEREAS, the parties, other than Dean and William Reynolds, met on December 27, 1996, for the purpose of attempting to reach an agreement on the amount of any ENO over earnings for the Test Year; and

WHEREAS, the parties attending the meeting agreed that ENO's over earnings for the Test Year was \$18,362,620, of which amount \$14,194,461 was attributable to ENO's electric operation and \$4,168,159 to its gas operation; and

WHEREAS, though Dean and William Reynolds have indicated that they disagree with the over earnings figure agreed upon by the other parties, they did not comply with the procedure established by the Council, and, further, they have stated they do not desire that any further hearings be held; and

WHEREAS, considering the agreement of the parties, the Council may now impose an over earnings credit for the Test Year in the amount of \$18,362,620 (or \$0.00263 per kwh for electric customers and \$0.0264 per ccf for gas customers); and now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that, pursuant to Resolutions R-91-157 and R-92-111, ENO is hereby ordered to provide a credit to electric ratepayers for over earnings for the Test Year ended September 30, 1996, in the amount of \$0.00263 per kwh (the total amount of the over earnings credit related to electric operations divided by the amount of kwh sales at retail by ENO over the twelve months of actual operations ending September 30, 1996, excluding sales to EIS customers) and to provide a credit to gas ratepayers in the amount of \$0.0264 per ccf (the total amount of over earnings credit related to gas operations divided by the amount of ccf sales at retail by ENO over the twelve months of actual operations ending September 30, 1996, excluding sales to NJ customers), beginning with bills rendered on and after February 15, 1997 and continuing in effect for a period of twelve months.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that ENO is to file with the Council the appropriate tariff sheets to reflect the implementation of the over earnings credit ordered herein, and ENO is further directed to include an insert, to be approved by the Council's Advisors, in its bills to all customers explaining the reason for the over earnings credit and the methodology for determining the credit.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-56

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

WHEREAS, amendments to the Home Rule Charter of the City of New Orleans, effective January 1, 1996, require that contracts for professional services administered by the Council pursuant to its regulatory authority and responsibilities shall be awarded on the basis of a competitive selection process which shall be established by rule of the Council; and

WHEREAS, by Council Rule 45 the City Council established a competitive selection process, including appropriate exceptions, which has been vindicated after judicial review: and

WHEREAS, pursuant to Rule 45, the City Council adopted motion M-96-514, directing the Council staff to issue a Request for Qualifications to initiate a competitive selection process to obtain consultants with expertise essential to assisting the Council in effectuating its regulatory authority over electric and gas utilities in New Orleans; and

WHEREAS, a Request for Qualifications relative to electric and gas regulatory services was issued on September 30, 1996; and

WHEREAS, responses to the Request for Qualifications were reviewed by the Staff Selection Review Committee and on January 7, 1997, the Council Utilities Committee interviewed the finalists in the competitive selection process; and

WHEREAS, by Motion M-97-08 the City Council approved the recommendation of the Council Utilities Committee that the team of Bruno and Tervalon, Carter and Cates; Legend Consulting Group; Verner, Liipfert, Bernhard, McPherson and Hand; Washington Utility Group and Wilkerson and Henry be retained to provide utility consulting services in the area of the Council's electric and gas regulatory responsibility; and

WHEREAS, pursuant to Motion M-97-08 a contract has been negotiated with each firm which includes within its scope of work professional services authorized under previous contracts pursuant to lawful exceptions to Council Rule 45 as well as professional services for matters included within the competitive selection process; and

WHEREAS, the Council desires to enter into contracts with each firm to assist in meeting the Council's regulatory responsibilities to the City and its ratepayers; now, **therefore**

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the President of the Council is

hereby authorized and requested to sign professional service contracts with each of the following firms for the respective amounts set forth below:

Bruno and Tervalon\$ 160,000.00

Carter and Cates\$ 597,000.00

Legend Consulting Group\$ 995,000.00

Verner, Liipfert, Bernhard, McPherson and Hand;\$ 998,000.00

Washington Utility Group;\$ 65,000.00

Wilkerson and Henry\$ 480,000.00

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the law firms Carter and Cates; Verner, Liipfert, Bernhard, McPherson and Hand; and Wilkerson and Henry are hereby appointed and authorized to act as special counsel to the City Council as appropriate in connection with their regulatory consulting responsibilities.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-57

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Denise B. Tobias as a member of the Alcoholic Beverage Control Board to fill the unexpired term of Jacqueline Shreves which will expire on June 30, 1998 be and the same is hereby ratified, confirmed, and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-58

BY: COUNCILMEMBER SINGLETON (By Request)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing to consider an amendment to the text of the Comprehensive Zoning Ordinance 4264 M.C.S., as amended, Articles 2, 5, 7 & 18 relative to defining Truck Stops/Transportation Terminals and classifying these uses in LI- Light

Industrial, HI- Heavy Industrial and General Commercial Districts. The proposed amendment would delete the existing IZD(Article 18, Section 18.12).

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-59

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a temporary 35-day operating permit,

which shall include a temporary 35-day Alcoholic Beverage Outlet permit, be granted for property located at **201 Decatur Street, Criollo**, a restaurant, for applicant **Lee McDonough**; and otherwise to provide with respect thereto.

WHEREAS, The Council of the City of New Orleans has ordained in Ordinance Calendar Number 21,169 that the moratorium on the issuance of alcoholic beverage permits in the Vieux Carre be waived for property located at **201 Decatur Street, Criollo**, a restaurant, for applicant **Lee McDonough**; and

WHEREAS, Ordinance Calendar Number 21,169 provides for the issuance of an operating permit, as well as an Alcoholic Beverage Outlet permit; and

WHEREAS, the inability to open in time for Super Bowl XXXI -- which takes place this Sunday, January 26, and for Mardi Gras, which occurs February 11 -- would represent a crushing financial hardship not only for the applicant, but for her employees, whom have quit other jobs to help start this new restaurant; now, therefore

BE IT FURTHER MOVED That a temporary 35-day operating permit, which shall include a temporary 35-day Alcoholic Beverage Outlet permit, be granted for property located at **201 Decatur Street, Criollo**, a restaurant, for applicant **Lee McDonough**; and otherwise to provide with respect thereto.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-60

BY: COUNCILMEMBERS HAZEUR-DISTANCE, SINGLETON, WILSON, GLAPION, CARTER, THOMAS AND TERRELL

WHEREAS, the City of New Orleans is known throughout the world for its carnivals parades, festivals, and its good music; and

WHEREAS, the City of New Orleans takes pride in its unique cultural heritage; and

WHEREAS, the Vietnamese culture demonstrates an enhancement of our city's unique culture as represented in their Dragon Dances, Oriental Games and Fantastic Fireworks; and

WHEREAS, Vietnamese members of our community will be celebrating the Year of the Buffalo, the Vietnamese New Year, on February 7, 1997; and

WHEREAS, the TET celebration will begin on January 25th with the initiation ceremony at 4664 and 4668 Alcee Fortier Street and continue through March 2nd; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this Council takes this opportunity to commend the members of the Vietnamese community for their many contributions to our society, extends its best wishes for a happy and prosperous TET, and to express its desire that the Year of the Buffalo brings success to one and all.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-61

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, on December 14, 1996 the Bright Field caused damage and destruction along the Riverwalk including parts of the Hilton Hotel and numerous retail shops; and

WHEREAS, the New Orleans Dock Board is urging the developers, International Rivercenter Inc., to widen the 1000 foot long wharf an additional 50 feet into the river in front of the development as a buffer against runaway ships; and

WHEREAS, Ron Brinson, President of the Dock Board stated that a "reinforced cement wharf could possibly stop a

wayward ship or barge before it could hit a building"; and

WHEREAS, the expanded wharf would extend as far into the river as the loading dock for the gambling boat which is based at the Hilton. It would extend upriver from the Flamingo dock for about 500 feet and taper off avoiding a sharp corner which could become a hazard to cruise ships that dock just upriver; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council urges the International Rivercenter Inc. To cooperate with the safety experts, the Army Corps of Engineers, the River Pilots, and the Dock Board, to make the riverfront safe for river traffic, riverfront property, and the people who reside, conduct business and frequent these areas.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolution to be forwarded to Ron Brinson, President of the Dock Board for his immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-62

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the City Planning Commission is hereby requested to hold a public hearing to consider text amendments to Comprehensive Zoning Ordinance No. 4264, M.C.S. as amended, Article 7 Industrial Districts to modify regulation of borrow pits in industrial districts, including adding additional performance standards where appropriate.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-63

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, I Peter 4:11 says that "If any man minister, let him do it as of the ability which God giveth"; and

WHEREAS, Bishop Robert Charles Blakes, Sr. has demonstrated his ability to minister in accordance with God's gift to him; and

WHEREAS, in 1977, God gave him the gift of the Holy Spirit with the ability to have miracles manifested to many all over the world; and

WHEREAS, Bishop Blakes, was consecrated by the Full Gospel Baptist Church

Fellowship as Bishop on August 27, 1993 and is one of the most productive and sought after men of God and has increased a congregation from 30 people to over 6000; and

WHEREAS, Bishop Blakes is Pastor and General Overseer of the New Home Full Gospel Baptist Church of New Orleans which now has four locations; and

WHEREAS, Bishop Blakes organized the Full Gospel Baptist Association on July 16, 1992 which officially changed in 1995 to the Free Spirit Baptist Association; and

WHEREAS, Bishop Blakes together with his wife Lois, and two sons Reverend Robert Blakes Jr. and Reverend Samuel Blakes work hand in hand in the ministry of the Lord; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council commends Bishop Robert Blakes, Sr. for his outstanding work in the community and improving the quality of life for the congregation.

BE IT FURTHER RESOLVED, That the Council prays that his continued leadership will be enriched by the blessings of our Heavenly Father.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97- 64

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The New Orleans RiverFront is a catalyst for economic improvement in the City of New Orleans; and

WHEREAS, The New Orleans Riverwalk is positioned at the focal point of trade and commerce in the City's Central Business District;

WHEREAS, Strategic planning and development of the Riverwalk transformed aging industrial space into a diversified 21st century commercial corridor; and

WHEREAS, development of the Riverwalk is a proven example of an effective public\private partnership which demonstrates the value of economic incentives; and

WHEREAS, The Riverwalk incurred a tragic disruption in its regular commercial retail activity when an unforeseen, unavoidable collision of a marine vessel halted operations and damaged a section of facilities; and

WHEREAS, The structural integrity of Riverwalk facilities remains intact following a substantial impact; and

WHEREAS, planning and design and advanced utilization of public safety resources of Riverwalk facilities included accelerated engineering support to meet or exceed preparedness for natural and unforeseen disasters; and

WHEREAS, The superior design quality of Riverwalk facilities and the RiverFront corridor overall has enhanced opportunity to return to normal operation; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Riverwalk facilities are a major element of the City's economic lifeline and remains vital to continued commerce, revenue and employment opportunity in the City of New Orleans; and

BE IT FURTHER RESOLVED THAT citizens are encouraged to show support and economic solidarity for Riverwalk merchants and the City of New Orleans through renewed consumer activity.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-65

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the HVAC system for the City Hall Annex located at 2400 Canal St. experienced air-conditioning problems on May 29, 1996; and

WHEREAS, the resulting inefficiency and imminent failure of those units did cause the loss of air-conditioning thus resulting in the discomfort for those working at this location, as well as, those citizens having to transact business at this location; and

WHEREAS, this actual and imminent threat of total system failure was formally recognized as a public emergency by

Motion 96-491, adopted on July 18, 1996; and

WHEREAS, Aggreko, Inc., W. Admiral Dr., P. O. Box 10004, New Iberia, LA 70562-0004, did provide temporary air-conditioning by installing a 200 ton portable chiller at an estimated cost of \$54,000 for the months of June-mid-September, while the proper repairs were done; and

WHEREAS, the temperatures for September, October, and parts of November were unusually hot, necessitating the continued use of the portable system thereby exhausting the original allotment; and

WHEREAS, there were insufficient funds available at the time of the final billing during fiscal year 1996; and

WHEREAS, the City Attorney, the Director of Finance, and the Chief Administrative Officer had certified this situation as an emergency; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Director of Finance and the Bureau of Purchasing are authorized to pay the contractor a supplemental payment of \$31,550 for the work performed over and above the original estimate.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-66

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the boiler which supplies heat to NORD's Joe Brown facility has broken causing us to close down the facility to children and senior citizens participating in various activities at the center and immediate repairs are necessary; and

WHEREAS, the Maintenance Division of the New Orleans Recreation Department has estimated that the repairs to the boiler will cost approximately \$9,989.00 and can be completed by January 31, 1997; and

WHEREAS, Kurt Faulk Boiler and Heater Repairs, Inc., Wells Construction Co., and Professional Boiler and Combustion Services, Inc. has indicated their ability to perform the repairs for \$9,989.00 and Wells Construction Co. Offered to perform the repairs for \$10,948.00 and Professional Boiler and Combustion Services, Inc. Offered to perform the repairs for \$11,200.00; and

WHEREAS, the City Attorney, Avis Russell, the Director of Finance, Marina Kahn, and the Chief Administrative Officer, Marlin Gusman, have certified this situation as an emergency; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the broken boiler at Joe Brown Center is an imminent threat to life and property and is a public emergency.

BE IT FURTHER MOVED, That the Director of Finance and the Bureau of Purchasing be and they are hereby authorized to secure informal bids for repairs to the boiler at Joe Brown Center at a cost not to exceed \$9,989.00.

BE IT FURTHER MOVED, That the Director of N.O.R.D. shall file a written report with the Council within 21 days indicating the progress of the emergency work, the name and address of the vendor performing the work, and the exact cost of the work.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-67

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all lots fronting on the corners of Bullard Avenue and Barrington Drive East, requiring that all permit applications for any new business shall include a development plan which has been reviewed by the City Planning Commission and the Department of Safety & Permits, and approved by the City Council prior to the issuance of permits by the Department of Safety & Permits.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained within the aforesaid boundaries during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than 180 days from the date of adoption of an ordinance effecting the IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

R-97-68

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 700-02 Louisa Street located in Square 171, Lot S in Councilmanic District C owned by Roy Markey, Jr., 129 Courgar Drive, Arabi, LA 70032; and

WHEREAS, the City Planning Commission at its meeting of May 14, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 700-02 Louisa Street located in Square 171, Lot S in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-69

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 124/96 - WESTPARK - WEST JEFFERSON, LLC** - Requesting a Map Change from an SC Shopping Center District to a C -1 General Commercial District within a UC Urban Corridor Overlay District for Westpark Subdivision, Tracts T-10, Fifth Municipal District, bounded by Garden Oaks Subdivision, General DeGaulle Drive, Hudson and Maine Streets, be, and the same is hereby overruled and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-70

BY: COUNCILMEMBERS HAZEUR-DISTANCE AND WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 135/96 - CITY COUNCIL MOTION NO. M-96-709** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to delete in its entirety Section 7.4.4 Hazardous Industrial Uses: and to add all items (1-96 form 7.4.4) from the above mentioned section to Section 7.4.6 -- Conditional Uses; delete in its entirety Section 14.4.1.5; and to renumber the remaining subsections in proper sequential order, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-71

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 139/96 - SUCCESSION OF MARGARET GANDOLFO/SPRINT SPECTRUM** - Requesting an appeal to Article 18, Section 18.19 of the Comprehensive

Zoning Ordinance, the Lower Tchoupitoulas Demolition/Construction Prohibition Interim Zoning District, to permit the construction of a 120 foot monopole and accessory equipment structure in an LI-Light Industrial District for Square 80, Lot X, First Municipal District, bounded by Tchoupitoulas, Religious, Orange and Race Streets (Municipal Address **519-33 Orange Street**), be, and the same is hereby overruled and the Petition granted, subject to one (1) waiver and six (6) provisos as stated in the City Planning Commission's report.

WAIVER:

1.A wavier of the setback requirements on three sides of the property:

a.A waiver of fifteen (15) feet of the 50 foot setback requirement on the Tchoupitoulas Street side.

b.A waiver of thirty-two feet and six inches (32'.6") of the 50 foot set back requirement on the Orange Street side.

c.A waiver of three feet and seven inches (3'.7") of the 50 foot setback requirement on the Race Street side.

PROVISOS:

1.The monopole shall be a maximum of 120 feet;

2.An opaque wall shall surround the monopole and accessory equipment. The leased area shall also have a fence. This fence shall be setback from the front property line based on the average depth of the buildings which remain on the square. The design and material used shall be approved by the City Planning Commission;

3.A landscape plan shall be submitted indicating the size, quantity and name of all plant materials following the appropriate spacing and growing requirements as required for each material specified:

A.A row of evergreen shrubs should form a continuous hedge at least 5 feet in height along the exterior of the fence adjacent to any public right-of-way;

B.Evergreen trees shall be planted along the exterior of the leased property's fence along Orange and Religious Streets. These trees must be not less than 2 1/2 inches in width (diameter at breast height) and 10-12 feet in height;

C.All landscaping shall be maintained for the life of the use to include regular weeding, grass-cutting, irrigating and pruning. the entirety of Lot X, Square 80 shall be maintained.

4.In the event that the monopole site is no longer utilized, the structures must be removed and the site must be restore;

5.No signs shall be permitted on the property;

6.A litter abatement program shall be implemented on a weekly basis (during the routine maintenance visits) along Lot X's adjacent public right-of-way on Orange and Religious Streets. The area included shall be from property line to curb, inclusive. Sprint Spectrum shall be the entity responsible for ensuring continued maintenance.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Zoning Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-72

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 142/96 - ROBERT GOESER** - Requesting a Conditional Use to permit a Bed and Breakfast Guest Home with two (2) guest rooms in an RD-3, Two Family Residential District for Square 33, Lot M-1, Fifth Municipal District, bounded by Belleville, Pelican, Vallette and Alix Streets (Municipal Address **317 Belleville Street**), be, and the same is hereby upheld and the Conditional Use granted, with one (1) waiver and six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-73

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 143/96 - HORACE BYNUM/TENET PHYSICIAN SERVICES** - Requesting a Conditional Use to permit a medical clinic with 4,056 square feet in a B-2, Neighborhood Business District for Square 2677, Lots 20, 21, 22, Third Municipal District, generally bounded by Alfred, Foy, Milton, and Buchanan Streets and St. Bernard Avenue (Municipal Address **3840 St. Bernard Avenue**), be, and the same is hereby upheld and the Conditional Use granted, with one (1) waiver and four (4) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-74

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 144/96 - HELEN MORGAN** - Requesting a Conditional Use to permit a Bed & Breakfast Guest Home, up to five (5) rooms, in an RD-2, Two Family Residential District for Square 470, Lots 7 and 8, in the Sixth Municipal District, bounded by Danneel, Peniston, Dryades and Amelia Streets (Municipal Address **1925 Peniston Street**), be, and the same is hereby upheld and the Conditional Use granted, with two (2) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-75

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 145/96 - ROBERT & DOLORES WATSON** - Requesting a Conditional Use to permit a three (3) unit Lodging Home (tourist rental) in a B-2, Neighborhood Business District for Square 125, Lot 5, Fifth Municipal District, bounded by Verret, Vallette, Opelousas and Slidell Streets (Municipal Address **619 Opelousas Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and six (6) provisos (deleting proviso #6 in its entirety) as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-76

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 146/96 - ROBERT & DOLORES WATSON** - Requesting a Conditional Use to permit a Bed & Breakfast Guest Home with one (1) guest room in a B-2, Neighborhood Business District for Square 125, Lot 6, Fifth Municipal District, bounded by Verret, Vallette, Opelousas and Slidell Streets (Municipal Address **621 Opelousas Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and six (6) provisos (deleting proviso #6 in its entirety) as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-77

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 148/96 - ESAD, INC.** - Requesting a Text Amendment to Article 5, Section 5, Sections 5.8.3 and 5.8.5 (C-1A) to add "Supper Clubs" as a permitted use, if certain standards are met such as sound proofing and parking, otherwise as a conditional use in a C-1A District for all C-1A General Commercial Districts citywide, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-78

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 147/96 - ESAD, INC.** - Requesting a Conditional Use to permit a supper club with live music in a C-1A, General Commercial District for Lots I, J, K-2 and a portion of Lot L, Square 209, bounded by St. Charles Avenue, St. Andrew, Josephine and Prytania Streets, Fourth Municipal District (Municipal Address **2040 St. Charles Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be

forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-79

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF BOLLINGER ALGIERS, INC. LOCATED AT POWDER ST. TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 1.00, Block Group 5** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" Eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

- 1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.
- 2.To devise and implement a program to improve police protection within the zone or zones(s).
- 3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.
- 4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.
- 5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business **permanently on that site only.**
- 6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.
- 7.To assist the department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).
- 8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this **6th** day of **February**, that the **Bollinger Algiers, Inc.:** and their project **Algiers Renovations** further identified by the State Board of Commerce and Industry as application **#960168** is endorsed to participate in the

Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of the resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolution or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-80

BY:COUNCILMEMBERS HAZEUR-DISTANCE, GLAPION, TERRELL, THOMAS, CARTER, SINGLETON AND WILSON

WHEREAS, citizens and victors alike enjoyed the beauty and cleanliness of New Orleans during the Super Bowl weekend; and

WHEREAS, the Governor provided much needed assistance in cleaning up the City by allocating crews of prisoners to assist Sanitation Department personnel: and

WHEREAS, the Council wishes to express deep appreciation for the state's assistance in this effort and to request that assistance continue to be provided on a regular basis, so that our citizens can continue to enjoy and be proud of the clean, well kept appearance of the City; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that, on behalf of the citizens of New Orleans, this Council expresses its deep appreciation to Governor Foster and members of his staff for the invaluable help provided to keep the City clean during the Super Bowl weekend.

BE IT FURTHER RESOLVED that the Council urges and requests the Governor to continue to provide similar assistance on a regular basis, so that a new standard of cleanliness can be maintained throughout the year, for citizens and visitors alike.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-81

BY: COUNCILMEMBER HAZEUR-DISTANCE, CARTER, GLAPION, SINGLETON, TERRELL, THOMAS AND WILSON

WHEREAS, the Orleans Levee District ("OLD") has ownership and authority over the Hurricane Protection Levee which runs parallel to Florida Avenue in Eastern New Orleans which is part of the Lake Pontchartrain Hurricane Protection System of Orleans Parish; and

WHEREAS, the City of New Orleans owns land contiguous to said Hurricane Protection Levee which runs parallel for 6,331 feet in an East/West direction at a width of 219 feet between the Levee and Florida Avenue, comprising a total land area of 31.8 acres; and

WHEREAS, this land area is undeveloped containing dense vegetation, trees and low areas which hold water and has from time to time been used as an illegal dumping area; and

WHEREAS, this area which has recently been proposed as a park to be referred to as the Florida Avenue Park area. In its current condition, this area constitutes an unsightly boundary to the residential neighborhood to which it is contiguous on the South side of Florida Avenue, and is the breeding grounds for rodents and mosquitos; and

WHEREAS, the area, being owned by the City of New Orleans, is available for development as a recreational area for residents of the residential neighborhood, particularly the children of the area; and

WHEREAS, development of the area by removal of debris, fill, landscaping, fencing and the provision of play equipment would greatly enhance the neighborhood, property values and the quality of life of the residents; and

WHEREAS, under the provisions of La. R.S. 38:325, the OLD has authority to provide maintenance and upkeep of land contiguous to levees, and

WHEREAS, the area in question requires substantiated site work in order to be usable for recreational purposes at an expense of approximately \$1.5 Million, which funds are not available through OLD funds or City of New Orleans funds, and

WHEREAS, funds may be available through the Congress of the United States, the United States Army Corps of Engineers, the United States Department of the Interior, the United States Department of Housing and Urban Development, or other federal agencies for the rehabilitation of the area and establishment of it as a recreational area; now, therefore

BE IT RESOLVED That the Orleans Levee District (OLD) through its Board of Commissioners, together with the City of New Orleans City Council hereby request and urge U.S. Representatives Bob Livingston and William Jefferson to assist the Orleans Levee District (OLD) with obtaining the necessary federal funding for the purpose of the establishment of the Florida Avenue Park.

BE IT FURTHER RESOLVED That Representatives Livingston and Jefferson are requested to use their good offices to pursue the possibility of funding this park project as mitigation to the Lake Pontchartrain Hurricane Protection System, Inner Harbor Navigation Canal Lock Project or any other appropriate civil works project in Louisiana.

BE IT FURTHER RESOLVED That the United States Army Corps of Engineers review and conduct an initial survey of the proposed project and provide a written report to the Orleans Levee District identifying all possible funding avenues.

BE IT FURTHER RESOLVED That the United States Department of the Interior, United States Department of Housing and Urban Development, or any other federal agency having the authority to fund this important project do so to the extent allowed by law.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-82

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, city government is proud of the thousands of hardworking and dedicated public servants which it employs; and

WHEREAS, one special employee has given 28 years of conscientious commitment to improving city services; and

WHEREAS, Frank R. Serpas, was born in the City of New Orleans, graduated from Sacred Heart of Jesus High School in 1961, and attended the University of New Orleans, receiving a Bachelor's degree in 1965 and a Master's degree in 1978, and served three years in the United States Army, including a tour of duty in Viet Nam, and attained the rank of lieutenant; and

WHEREAS, Frank R. Serpas began his career with the city in August, 1969, and served under five mayors, first as an analyst with the Civil Service Department and transferring in 1969 to the Chief Administrative Office, where he was responsible for analyzing and developing budget, federal grants measures, conducting procedural and organizational studies, and preparing applications for federal grants; and

WHEREAS, in 1971 he was appointed Deputy Director and later Director of the Mayor's Office of Criminal Justice Coordination, and was responsible for the development of law enforcement plans, and for the funding and implementation of the Orleans Parish Communication District, which provides 911 service to the residents of New Orleans; and

WHEREAS, in 1985, he was appointed to the position of assistant Chief Administrative Officer where he was highly respected for his professional work with a wide range of administrative and management functions, all performed in a pleasant, low key and amiable manner; and

WHEREAS, it is with deep regret that his co-workers and friends observe his retirement although it is well earned and richly deserved; now therefore

BE IT PROCLAIMED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council hereby extends appreciation to Frank R. Serpas for 28 years of dedicated service with wishes for future years of happiness shared with his wife Faye; children, Frank Jr. and Timothy, other family members and new friends in his new home in Austin, Texas.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-83

BY:COUNCILMEMBERS WILSON, HAZEUR-DISTANCE, GLAPION, CARTER, TERRELL AND THOMAS

WHEREAS This motion identifies the relocation of fourteen polling places which have become unavailable for use, or have been recommended for relocation for reasons stated in the attached report and made a part hereto; now therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the locations shown on the list attached hereto and made a part hereof, are hereby established as the official polling places for the precincts specified herein for the City of New Orleans, Parish of Orleans, in the State of Louisiana:

WARD/PRCT.CHANGE FROM:CHANGE TO:

2/73411 Broadway1400 South Broad St.

R. T. Danneel SchoolEngine House #3

3/204600 Canal Street4621 Canal Street

St. Anthony Auditorium,Thurgood Marshall School,
Entrance on Olympia St.formerly Beauregard School

9/133037 North Rampart Street,1210 Franklin Avenue,
Downtown Boys ClubReality House

9/143037 North Rampart Street1210 Franklin Avenue
Downtown Boys ClubReality House

9/44M11000 Morrison Road, Ste. 20011261 Lake Forest Blvd. Christian Faith Ministries

10/71206 St. Andrew Street2232 Laurel Street
BasementLaurel School

12/13649 Laurel Street624 Louisiana Avenue
Agnes Bauduit SchoolLyons Center

12/193329 General Taylor Street3614 Milan Street
Andrew Wilson School

14/2401 Nashville Avenue631 State Street
Arthur Ashe School,St. Francis of Assisi formerly Danneel SchoolSchool

14/3401 Nashville Avenue631 State Street
Arthur Ashe School,St. Francis of Assisi School
formerly Danneel School

15/152832 General Meyer Avenue3340 General Meyer Avenue

O. Perry Walker School Engine House #33

15/15A2832 General Meyer Avenue 3340 General Meyer Avenue

O. Perry Walker School Engine House #33

15/19A6501 Berkley Drive 13501 River Road

Rosenwald School

17/38515 Plum Street 1225 Dublin Street Mater Dolorosa

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this Motion to the City Attorney requesting her office to file all necessary documents in connection with preclearance for those polling place changes recommended by the Clerk of Criminal District Court with the United States Department of Justice under Section 5 of the Voting Rights Act.

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this Motion to the Office of the Registrar of Voters, Parish of Orleans, and the Commissioner of Elections Office, Elections and Registration Division, P.O. Box 14179, Baton Rouge, Louisiana 70898-4179, and to the Board of Supervisors of Elections, Orleans Parish.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

ROLL CALL:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION AS AMENDED, WAS ADOPTED.

NO. M-97-84

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That a temporary 35-day Alcoholic Beverage Outlet permit shall be granted for property located at **309-311 Bourbon Street, The Fourth Quarter**, a restaurant, for applicant **Vicki Hutton of Design Cuisine, Inc.**; and otherwise to provide with respect thereto.

WHEREAS, The Council of the City of New Orleans has ordained in Ordinance Calendar Number 21,024 that the moratorium on the issuance of alcoholic beverage permits in the Vieux Carre be waived for property located at **309-311 Bourbon Street, The Fourth Quarter**, a restaurant, for applicant **Vicki Hutton of Design Cuisine, Inc.**; and,

WHEREAS, the inability to open in time for Mardi Gras -- which occurs February 11 -- would represent a financial hardship not only for the applicant; now, therefore,

BE IT FURTHER MOVED, That a temporary 35-day Alcoholic Beverage Outlet permit, shall be granted for property located at **309-311 Bourbon Street, The Fourth Quarter**, a restaurant, for applicant **Vicki Hutton of Design Cuisine, Inc.**; and otherwise to provide with respect thereto.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED

NO. M-97-85

FEBRUARY 6, 1997

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Bruce A. Bolyard as a member of the Industrial Development Board for a term which will expire in January, 1999 be and the same is

hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-86

(SUBSTITUTE)

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

FEBRUARY 6, 1997

IN THE MATTER OF AN EX PARTE APPLICATION BY

NEW ORLEANS PUBLIC SERVICE INC. FOR AN

INCREASE OF ITS ELECTRIC RATES

DOCKET NO. CD-85-1

IN THE MATTER OF AN EX PARTE APPLICATION OF

NEW ORLEANS PUBLIC SERVICE INC.

FOR AN INCREASE OF ITS GAS RATES AND CHARGES

DOCKET NO. UD-91-1

RESOLUTION AND ORDER ESTABLISHING

PROCEDURAL SCHEDULE FOR INVESTIGATION AND HEARING

ON POSSIBLE REDUCTION IN RATES AND CHARGES OF ENTERGY

NEW ORLEANS, INC. FOR ELECTRIC AND GAS

SERVICE IN NEW ORLEANS

WHEREAS, the City Council of the City of New Orleans ("Council"), New Orleans Public Service Inc., formerly "NOPSI" and now Entergy New Orleans, Inc. ("ENO" or "Company"), and certain other parties previously entered into an agreement in 1991 for settlement of all disputes concerning certain Grand Gulf prudence matters in Resolution R-91-157 (as amended) in this docket; and

WHEREAS, the terms of settlement in Resolution R-91-157 (as amended) provided for a five-year "freeze" in ENO's base rates for electric service, ending on October 31, 1996; and

WHEREAS, the terms of settlement in Resolution R-91-157 (as amended) also provide that ENO's base rates for electric service may be reduced by the Council following the expiration of this five-year base rate freeze on October 31, 1996; and

WHEREAS, terms of a subsequent gas rate settlement between ENO and the Council in Resolution R-92-111 (as amended) that was issued on May 21, 1992, further provide that the Council may order a reduction in ENO's base rates for gas service provided to its retail customers in New Orleans following the expiration of a parallel "freeze" in ENO's gas base rates on October 31, 1996; and

WHEREAS, our Advisors have indicated to us that ENO's current base rates for electric and/or gas service may now be excessive by as much as \$21 million, based on excessive rates of return earned by ENO since 1992, which have been the subject of rate-reducing credits ordered by the Council to the monthly bills of ENO electric and gas service ratepayers; and

WHEREAS, by Resolution R-96-542 (as amended) on September 19, 1996, the Council issued an Order directing ENO to show cause why its allowed return on common equity for electric and gas rate making purposes should not be reduced from the previously authorized level of 13.76% in Resolutions R-91-157 (as amended) and R-92-111 (as amended) for the purposes of determining overearnings credits due ratepayers to a 10.8% level, in accordance and consistent with the recommendation of the Presiding Law Judge in a recently-litigated System Energy Resources, Inc. rate proceeding before the Federal Energy Regulatory Commission ("FERC") in Docket No. ER95-1042-000; and

WHEREAS, on July 11, 1996, this FERC Administrative Law Judge recommended, on the basis of the evidentiary record assembled before him, that a just and reasonable return on common equity for Entergy as a whole, including ENO, should be 10.8% based on the widely-accepted discounted cash flow or DCF methodology developed by Entergy's own witness, Bruce Fairchild; and

WHEREAS, in finding that an Entergy system-wide return on equity of 10.8% is just and reasonable, the FERC Administrative Law judge rejected Entergy's evidentiary claim for a 12.2% return on equity; and

WHEREAS, it is also apparent that a just and reasonable rate of return on equity of substantially less than the previously allowed 13.76% for Entergy and ENO is consistent with the lower returns on equity recommended by FERC Staff recently for other electric and gas utilities; and

WHEREAS, pursuant to the Council's Order in Resolution R-96-542 (as amended), ENO has provided to our Utilities Regulatory Office a calculation of the effect on base rates of a reduction in its authorized return on equity to 10.8%; and

WHEREAS, ENO's calculation suggests that its base rates for electric and/or gas service may be excessive, assuming a reduction in its previously allowed return on common equity below 13.76%; and

WHEREAS, ratepayers of ENO are at risk of losing the savings associated with a reduction in the base rates of ENO as may be order by the Council due to an excessive return on common equity presently being earned by ENO until such time as an evidentiary hearing on ENO's rates of return is conducted and concluded; and

WHEREAS, time is of the essence for ratepayers of ENO in conducting an investigation of the justness and reasonableness of ENO's present base rates for electric and/or gas service, including its authorized return on common equity; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that it is in the public interest for the Council to initiate and conduct an investigation and hearing on the justness and reasonableness of ENO's allowed rate of return, base rates, adjustment clauses, other charges and terms and conditions for electric and gas service to be established by the Council following the expiration of the "freeze" in base rates for electric and gas service on November 1, 1996 per Resolutions R-91-157 (as amended) and R-92-111 (as amended). Because time is of the essence and additional delay may be adverse to the interests of the ratepayers of ENO by denying them appropriate rate reductions, if any, until a hearing is completed, we are now initiating an investigation and expedited hearing on the justness and reasonableness of ENO's base rates for electric and gas service, including its return on common equity, and adjustment clauses, other charges and terms and conditions for electric and gas service. This investigation and hearing shall proceed under a new docket designation to be captioned as follows:

"In the Matter of Investigation and Hearing on Possible Reduction in Rates and Charges of Entergy New Orleans, Inc. for Electric and Gas Service in New Orleans, Docket No. UD-97-1."

In order that this investigation may proceed as expeditiously as possible, a two-phase hearing is being ordered. The initial phase is to address the sole issue of the reasonableness of the rate of return for ENO to be established by the Council and the appropriate adjustment to ENO's base rates to reflect such rate of return level, and is intended to proceed on a "fast-track" basis with the evidentiary hearing to commence on April 9, 1997 before the Council's designated Hearing Officer, Mr. John Farmakides. The second phase of this investigation is intended to examine and determine the justness and reasonableness of ENO's base rates for electric and gas service, based on an actual test year of calendar year 1996 (*i.e.*, the twelve months of actual data ending on December 31, 1996) and adjustment clauses, terms and conditions, and other charges for electric and gas service. ENO is directed to submit its base rate case-in-

chief testimony, work papers and exhibits relating to the second phase to the Clerk of Council, Mr. Farmakides, the Utilities Regulatory Office, our Advisors and all intervenors on or before May 1.

Any person or party desiring to participate in this investigation and hearing pursuant to Chapter 158 of the Code of the City of New Orleans shall file a request to intervene, together with the applicable filing fee, with the Clerk of Council within seven days of the publication of notice of this investigation and hearing in the official journal. A copy of any such request to intervene shall also be served on Jacquelyn Frick of the City Council Utilities Regulatory Office 1300 Perdido Street, Suite 6E07, New Orleans, LA 70112

Because Phase I of this inquiry on rate of return for ENO will proceed on a "fast-track" basis, we are setting the following procedural dates (filings to be delivered in hand to all parties on the official service list by 4:00 p.m. of the designated dates):

February 27, 1997-ENO to file its direct testimony and exhibits on Rate of Return for ENO.

March 13, 1997-Intervenors and Council Advisors to file testimony and exhibits on Rate of Return for ENO.

March 27, 1997-All parties and Council Advisors to file Rebuttal Testimony and Exhibits on Rate of Return for ENO.

April 9, 1997-Hearing to commence before Mr. Farmakides on Rate of Return for ENO.

Rolling discovery on rate of return matters shall commence immediately, with responses to data requests to be provided within ten days of receipt for requests served prior to February 27, and within seven days of receipt for requests served on and after February 27, with a cut-off date for all discovery of April 2, 1997. Discovery disputes shall be resolved by Mr. Farmakides, if no agreement can be reached between parties beforehand, and Mr. Farmakides is directed to certify the record of the hearing on rate of return for ENO to the Council promptly after the completion of the hearing.

The procedural schedule for the Phase 2 investigation of the justness and reasonableness of ENO's base rates, adjustment clauses, other charges and terms and conditions for electric and gas service, following ENO's case-in-chief, due on May 1, 1997 will be established by further order of the Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-92

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 59, located in the New Orleans Municipal Yacht Harbor, is presently leased by the City of New Orleans to Succession of Clifford G. Stumpf.

WHEREAS, Succession of Clifford G. Stumpf wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name:David J. Brennan & Charles G. Abadie

Residing at:

St. Name:2305 North Hullen

City/State/Sip:Metairie, La. 70001

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management: now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 59 in the Municipal Yacht Harbor to David J. Brennan & Charles G. Abadie, and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-93

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 35, located in the New Orleans Municipal Yacht Harbor is presently leased by the City of New Orleans to Andrew J. Kreller, Jr.

WHEREAS, Andrew J. Kreller, Jr. wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name:Bradshaw Family Limited Partnership

Residing:

St. Name:One Galleria Blvd., Suite 1700

City/State/Zip:Metairie, La. 70001

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 35 in the Municipal Yacht Harbor to Bradshaw Family Limited Partnership, and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-94

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 67, located in the New Orleans Municipal Yacht Harbor is presently leased by the City of New Orleans to Succession of Jerome Glazer.

WHEREAS, Succession of Jerome S. Glazer wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name:William S. Kass

Residing:

St. Name:417 26th Street

City/State/Zip:New Orleans, La. 70124

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 67 in the Municipal Yacht Harbor to **Williams S. Kass**, and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-95

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 120, located in the New Orleans Municipal Yacht Harbor is presently leased by the City of New Orleans to Marion A. LaNasa.

WHEREAS, Marion A. LaNasa wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name:Charles D. Fournier

Residing:

St. Name:175 Ridgewood Dr.

City/State/Zip:Metairie, La. 70005

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 120 in the Municipal Yacht Harbor to **Charles D. Fournier**, and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-96

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 1, located in the New Orleans Municipal Yacht Harbor is presently leased by the City of New Orleans to Kenneth M. Dieffenback.

WHEREAS, Kenneth M. Dieffenback wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name:Philip Rizzuto

Residing:

St. Name:200 Bourbon St.

City/State/Zip:New Orleans, La. 70130

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 1 in the Municipal Yacht Harbor to **Philip Rizzuto**,, and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

R-97-97

BY: COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, the Council was deeply saddened to learn of the recent death of firefighter Allen Martin while he was on duty; and

WHEREAS, on January 10, 1997, firefighter Allen responded to a call at 1216 Felicity Street as a member of the first responding company; and

WHEREAS, there were reports of people trapped in the vacant two story building; and;

WHEREAS, the firefighters found no victims, but before they could safely exit, the structure of the roof collapsed trapping firefighter Martin in the debris; and

WHEREAS, firefighter Martin was a dedicated member of the New Orleans Fire Department having entered the service in 1992 and was assigned to Ladder 8, which is located at 2000 Martin Luther King Blvd.

WHEREAS, God has a record of firefighter Martin's faithful service and the kind of award awaits him that awaits all who put forth their best effort for their fellowman; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this Council extends sincere

condolences to his wife Karen his daughter Heather, other family members and friends.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-98

BY: COUNCILMEMBERS SINGLETON, WILSON, TERRELL, THOMAS, CARTER, GLAPION, HAZEUR-DISTANCE

WHEREAS, the Comprehensive Zoning Ordinance of the City of New Orleans has as its purpose to encourage and promote, in accordance with present and future needs, the safety, morals, health, order, convenience, prosperity, and general welfare of the citizens of the City of New Orleans; and

WHEREAS, the Comprehensive Zoning Ordinance was adopted in order to provide for the appropriate and best use of land; and

WHEREAS, these purposes are accomplished by establishing zoning districts and by regulating the location and use of buildings; and

WHEREAS, zoning districts have been designed with consideration given to the character of the districts and their suitability for particular uses; and

WHEREAS, zoning districts can be amended by the City Council in accordance with the provisions of Article 16 of the Comprehensive Zoning Ordinance; and

WHEREAS, it is the duty of the City Planning Commission to continuously review the provisions of the Comprehensive Zoning Ordinance and to offer recommendations to the City Council as to the sufficiency thereof to

accomplish the development of the City; and

WHEREAS, Alcoholic Beverage Outlets are authorized in many zoning districts in the City and are associated with disruptive behavior; now therefore

BE IT MOVED BY THE CITY COUNCIL OF THE CITY OF NEW ORLEANS, that the City Planning Commission is authorized and requested to hold a public hearing to consider in which zoning districts Alcoholic Beverage Outlets should be permitted in the future; and

BE IT FURTHER MOVED that the City Planning Commission will make recommendations to the City Council regarding any amendments to the Comprehensive Zoning Ordinance that are necessary to ensure that Alcoholic Beverage Outlets do not disrupt harmonious community life.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION OF THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED

NO. R-97-99

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER TERRELL

WHEREAS, it is important that all City officials fully document travel and related expenses which are paid with public funds, in order to assure citizens that the funds are being used appropriately for public purposes; and

WHEREAS, the City's procedures for review of request for payment of travel expenses need to be strengthened to assure that any request for payment which does not include full documentation is returned with a request for additional information prior to payment; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Chief Administrative Officer and the Director of Finance are requested to review the current procedures for review of payments for travel expenses and to report to the Council at the first Council meeting in March on new procedures to be used to assure that full

documentation is received prior to authorization of payment for travel related expenses.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED

R-97-100

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Super Bowl XXXI was held in the city of New Orleans on January 26, 1997; and

WHEREAS, the fans of the Green Bay Packers and the New England Patriots as well as visitors from around the world enjoyed the fun and festivities that only New Orleans can offer; and

WHEREAS, the success of the event is attributable to local volunteers, city departments, and early planners of this prestigious and momentous event; and

WHEREAS, former Mayor Sidney J. Barthelemy and his staff were involved in the early planning and the success in bringing the Super Bowl to the city; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends commendations to former Mayor Sidney J. Barthelemy and appreciation for his involvement and foresight in causing our city to host Super Bowl XXXI.

BE IT FURTHER RESOLVED, That the Clerk of Council is hereby instructed to forward a copy of this Resolution to former Mayor Sidney J. Barthelemy as a symbol of our appreciation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-101

**BY: COUNCILMEMBERS HAZEUR-DISTANCE, CARTER, GLAPION, SINGLETON,
TERRELL, THOMAS AND WILSON**

WHEREAS, the poet John Oxenham wrote;

"In Christ there is no East nor West,

In Him no South nor North;

But one great fellowship of love

Throughout the whole wide earth.

In Him shall true hearts everywhere

Their high Communion find;

His service is the golden cord

Close-binding all mankind.

Join hands then, brothers of the faith,

whate'er your race may be;

Who serves my Father as a son

Is surely kin to me.

In Christ now meet both East and West,

In him meet South and North;

All Christly souls are one in Him

Throughout the whole wide earth."

now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That in keeping with the philosophy of our dearly departed co-worker Melvin DeGrange, Sr. in consideration of his 25 years of dedicated service, in memory of his love of his fellowman and people of all ethnic groups and religions we dedicate this poem and again extend our condolences to his family.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazuer-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-102

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **Dr. Benjamin Maxon, Jr.**, to appeal the Historic District Landmark Commission's decision, being no action for lack of required votes, regarding the proposed demolition of the building located at **2217 Lapeyrouse Street**, be, and the same is hereby granted.

AND THE FOREGOING MOTION WAS READ IN FULL, THE ROLL CALL ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton - 4

NAYS:Terrell, Wilson - 2

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-103

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 132/96 - CHERILYNNE T. COTTLES** - Requesting a Conditional Use to permit a Large Child Care Center in an RD-2, Two Family Residential District for Square 2875, Lot 38, in the Third Municipal District, bounded by Duplessis, Gibson, and Senate Streets and Harrison Avenue (Municipal Address **4121 Duplessis Street**) be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and five (5) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-104

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of "**MODIFIED APPROVAL**" of the City Planning Commission on **PETITION NO. 140/96 - CITY COUNCIL MOTION NO. M-96-754** - Requesting to amend Article 5 and 11 of the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to classify the sale of alcoholic beverages in conjunction with any use as a conditional use in all Neighborhood Business District (B-1, B-1A, and B-2), excepting cocktail lounges/bars on a site greater than 2.5 acres

and restaurants containing only a service bar not serving patrons directly, be, and the same is hereby upheld and the Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-105

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 3/97 - ELVAN H. CHAGNARD** - Requesting a Conditional Use to permit a bar in an NU-Non Urban District, Section C, 30 & L, Square O, Lots 21 & 22, T10S -515E, in the Third Municipal District, bounded by U. S. Highway 90, Chagnard and Maucelle Roads, (Municipal Address: **55501 Public Road**, be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and six (6) provisos as stated in City Planning's Report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-106

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 6/97 - LUTHERAN TOWERS/SPRINT SPECTRUM L. P.** - Requesting an amendment to Zoning Docket 89/96 (MCS Ordinance #17,808) for a Conditional Use to permit the installation of three (3) antennae and placement of equipment for wireless personal communication services on an existing building in a C-2 General Commercial District, with a UC-Urban Corridor Overlay, Section 24, Lot 3B-2A, Third Municipal District, bounded by I-10 Highway, Lake Forest Blvd., Farrar Canal and Read Road, (Municipal Address: **10100-I-10 Service Road**), be, and the same is hereby upheld and the Conditional Use granted, subject to six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-107

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Dorothy Lamour was born Mary Leta Dorothy Staton on December 10, 1914 at Hotel Dieu Hospital in

New Orleans; and

WHEREAS, she grew up in New Orleans, having attended Beauregard School, John Mc Donogh High School and Spencer Business College; and

WHEREAS, when her mother remarried, she took the name of her stepfather, Lambour, which later became "Lamour" when a sign painter in Dallas left the "b" out of Lambour; and

WHEREAS, in 1931 she moved to Chicago where she was discovered by band leader Herbie Kay who made her the band vocalist and his wife; and

WHEREAS, Ms. Lamour made her first screen appearance in 1936 in "The Stars Can't Be Wrong"; and

WHEREAS, Paramount Pictures signed her in 1936 for "The Jungle Princess", in which she first wore the flowered sarong that became her screen trademark; and

WHEREAS, during World War II, Ms. Lamour worked tirelessly for the war effort, having sold millions of dollars worth of bonds and having been proclaimed "The Bond; and Bombshell; and

WHEREAS, Dorothy Lamour was a frequent visitor to New Orleans, where many relatives lived and she professionally appeared in the 1970's The Beverly Dinner Playhouse in "Fallen Angels" and "Personal Appearance", as well as in the national tour of "Hello Dolly", which brought her to New Orleans in 1967; and

WHEREAS, Dorothy Lamour (Mrs. William Ross Howard, III) died in Los Angeles on Sunday, September 22, 1996; and

WHEREAS, it is the sense of the Council that a fitting and proper memorial should be named to honor this native New Orleanian, who brought attention to the city as a sarong-wrapped siren of stage and screen; Now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Administration is requested to conduct a study to determine an appropriate memorial for the late Dorothy Lamour.

BE IT FURTHER RESOLVED that the Clerk of Council shall forward a copy of this resolution to Mayor Marc Morial, the Chief Administrative Officer and the Director of the City Planning Commission for their immediate attention.

BE IT FURTHER RESOLVED that a report and recommendation on this matter be made to the Council at the April 3, 1997 Council meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-108

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

IN THE MATTER OF EX PARTE APPLICATIONS OF

NEW ORLEANS PUBLIC SERVICE, INC. AND

LOUISIANA POWER & LIGHT CO.

CONCERNING LEAST COST INTEGRATED RESOURCE PLANS

FOR THE CITY OF NEW ORLEANS,

COUNCIL DOCKET NOS. UD-92-2A AND UD-92-2B

RESOLUTION ACCEPTING

ENTERGY NEW ORLEANS, INC.

OFFER TO SETTLE DEFERRED

LEAST COST INTEGRATED RESOURCE PLAN

COSTS AND DIRECTING ADMINISTRATIVE HEARING

WHEREAS, pursuant to Ordinance No. 14629 M.C.S. (as amended) (the "LCP Ordinance" or "Ordinance"), electric utilities providing service at retail in New Orleans were required to file every two years with the Council least cost integrated resource plans ("LCIRP") for providing electric service in the City; and

WHEREAS, the Ordinance assured utilities recovery of all prudently incurred LCIRP costs; and

WHEREAS, in Resolution R-93-340 the Council Determined: "We believe the record is sufficiently developed to permit, and otherwise supports, a grant of assurances with respect to the following:

- (1) all prudently-incurred LCIRP development costs will be recovered;
- (2) all prudently-incurred DSM program costs will be recovered;
- (3) recovery may proceed through a rider; and
- (4) the utilities will be granted reasonable carrying charges on deferred amounts"; and

WHEREAS, as of September 30, 1996, Entergy New Orleans, Inc. ("ENO") records reflect a total accumulated balance of deferred LCIRP expenses, capital charges and carrying charges ("Deferred LCIRP Costs") in the amount of \$11,796,454; and

WHEREAS, on January 30, 1997, ENO submitted an offer of Settlement ("Offer") of the recovery of its outstanding Deferred LCIRP Costs, which offer proposed that ENO and its shareholders would absorb the total amount of its outstanding Deferred LCIRP Costs less \$5,000,000 provided that ENO is allowed to fully recover via a base rate debit rider this remaining \$5,000,000 amount (Recoverable LCIRP Cost"); and

WHEREAS, in the event the amount of ENO's Deferred LCIRP Cost that are ultimately found to have been prudently incurred is less than \$5,000,000, ENO agrees to apply interest at the annual rate of eight percent (8%) to the amount, if any, by which and for the periods, if any, during which the base rate debit rider based on \$5,000,000 may have exceeded said rider based on the amount of ENO's Deferred LCIRP Cost ultimately found to have been prudently incurred, the application of such interest to commence on the date the LCIRP base rate debit rider is implemented; and

WHEREAS, in a separate proceeding the Council Docket Nos. UD-92-2A and UD-92-2B, the New Orleans Business Energy Council sponsored prefiled testimony in which its witness recommended that ENO be allowed to recover 54.7 percent of its Deferred LCIRP costs accumulated through September 30, 1995; and

WHEREAS, ENO's offer proposes to recover approximately 42 percent of its Deferred LCIRP costs; and

WHEREAS, in the same proceeding, the Alliance for Affordable Energy sponsored prefiled testimony in which its witness stated that the ENO Deferred LCIRP Costs through September, 1995, only \$3.9 million should be disallowed, meaning the balance, or approximately 58 percent of such costs, were prudently incurred; and

WHEREAS, the Advisors have reviewed the ENO Offer and concluded that the ENO direct program costs associated with LCIRP exceeds \$5,000,000 and, accordingly, recommend that the Council give serious consideration to the ENO Offer and concluded that the ENO direct program costs associated with LCIRP exceeds \$5,000,000 and, accordingly, recommend that Council give serious consideration to the ENO Offer; and

WHEREAS, the Council would prefer to have the ratepayers of ENO in New Orleans discharge any obligations to ENO associated with its Deferred LCIRP Costs during a period when the ratepayers are receiving overearnings credits at least equal to a LCIRP base rate debit rider so as to avoid any net increase in ratepayer bills; and

WHEREAS, it is the Council's desire to accept the ENO Offer conditionally; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that:

1. ENO's Offer to settle its deferred least cost integrated resource plan costs is hereby accepted--conditionally, and Entergy New Orleans is authorized to recover \$5,000,000 via a base rate debit rider to be expressed in cents per kilowatt hours and computed as a fraction, the numerator of which is \$5,000,000 and the demoninator of which is the total number of retail kilowatt hours delivered at retail by ENO during the test year ended September 30, 1996, said base rate debit rider of \$0.00090 per kwh to be applicable to all ENO Rate Schedules for electric service for twelve consecutive monthly billing cycles commencing no later that within ten (10) days of the adoption of this resolution. Provided, however, ENO shall under no circumstances, recover more that \$5,000,000.

2. The condition of the Council's acceptance of the ENO Offer is that:

a. Should there be a protest to and a formal request for a full administrative hearing on the Settlement Offer, the Council reserves the right to make all appropriate adjustments after a hearing, including the imposition of interest, if a party opposing the ENO Offer is able to show that less than \$5,000,000 of ENO deferred LCIRP costs were prudently incurred; and

b. ENO under no circumstances shall be entitled to recover more than the \$5,000,000 of the cost associated with LCIRP.

3. In the event there is a request for a hearing from a party opposing the Settlement Offer of ENO filed with the Council within a week from the date of this Resolution, the following procedure shall govern:

a. Our Hearing Officer, Mr. John Farmakides, is hereby designated to preside over the hearing.

b. The hearing is to be concluded in time that the Hearing Officer may certify the record of the proceedings to the

Council by June 15, 1997.

c.The scope of the hearing, if any, is to be strictly limited to whether at least \$5,000,000 of Entergy New Orleans' deferred LCIRP cost were prudently incurred. All discovery, testimony and evidence shall be strictly limited to this scope.

d.For the purpose of these proceedings, the appropriate test to be used is whether the LCIRP expenses that are proposed to be recovered from ratepayers per ENO's Offer are costs that are reasonable and which a reasonable utility management would have made, in good faith, under the same circumstances, at the relevant point in time. While in hindsight it may be clear that a management decision was erroneous. the task is to review the prudence of the utility's actions and the costs resulting therefrom based on the particular circumstances existing either at the time the challenged costs were actually incurred, or the time the utility became committed to incur them.

e.The hearing, if any, to consider ENO's Offer should be conducted in the current docket, and parties to this docket shall be deemed parties to the instant proceeding. All others desiring to intervene in these proceedings shall have five (5) days from the date of the adoption of this resolution within which to do so. In the absence of an objection being filed with the Council within ten (10) days from the adoption of this resolution, all timely-filed intervention requests shall be deemed GRANTED. (All intervention requests shall be filed with the Clerk of Council, with a copy to be served on Jacquelyn M. Frick, Director of the City Council Utilities Regulatory Office, 1300 Perdido Street, Room 6E07, New Orleans, LA 70112.)

f.Discovery is allowed to commence immediately and continue through May 20, 1997.

g.Discovery responses shall be due in hand within ten working days of receipt of the discovery requests.

h.Parties to this proceeding shall have five days from receipt of discovery requests to register an objection, and parties are encouraged to attempt to amicably resolve the objection(s) prior to requesting the intervention of the hearing officer.

i.Parties opposing the ENO Offer are to file their Direct Testimony by March 28, 1997, with copies to be hand delivered to parties in this proceeding on the same date not later than 4:00 p,n, (cst).

j.Parties supporting the ENO Offer are to file their Direct Testimony by May 2, 1997, with copies to be hand delivered to parties in this proceeding on the same date not later than 4:00 p.m. (cdt).

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-109

BY: COUNCILMEMBER HAIK-TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services Inc.** IN THE AMOUNT OF **\$1,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8532 Cohn Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2706HN.**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-110

BY: COUNCILMEMBER HAIK TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services Inc.** IN THE AMOUNT OF **\$2,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1909-11 Eagle Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2751HN.**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-111

BY: COUNCILMEMBER HAIK TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services Inc.** IN THE AMOUNT OF **\$2,345.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1923-25 Eagle Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2752N.**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-112

CITY HALL: FEBRUARY 20, 1997

BY: COUNCILMEMBER TERRELL (BY REQUEST)

Authorizing demolition of property located at **2621-23 Leondias Street** to Crescent Environmental Services, the lowest qualified bidder in the amount of \$3,450.00.

WITHDRAWN.

NO. M-97-113

BY: COUNCILMEMBER HAIK TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF

\$1,310.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3314 Leondias Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2753HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-114

BY: COUNCILMEMBER HAIK TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,170.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3316-18 Leondias Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2724HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-115

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,840.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2612-14 S. Galvez Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-2147HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-116

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **L & M Demolition** IN THE AMOUNT OF **\$2,450.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3203 Jackson Ave.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **94-14N**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

L & M Demolition IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-117

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$3,460.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3333-35 Pine Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-3493HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-118

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamps Enterprises** IN THE AMOUNT OF **\$1,800.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2333-35 South Roman Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-1089HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL

BE UTILIZED.

Hamps Enterprises IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-119

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,449.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3616 Second Street (Frt & Rear)**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3496HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-120

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service, Inc.** IN THE AMOUNT OF **\$2,495.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2631 Urquhart Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2768HN.**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-121

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,380.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2334 Clouet Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3927HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-122

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,580.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2328-30 Clouet Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-9325HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE

LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-123

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,380.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2332 Clouet Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3926HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-124

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,170.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3140 Florida Avenue**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3905HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-125

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,222.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2100 Painters Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2766HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-126

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,275.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1915 N. Roman Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-3494HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-127

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,345.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2237-39 Benton Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-2130HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-128

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,850.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3221 Clouet Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2740HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-129

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,110.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2800 Metropolitan Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3930HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-130

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,345.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **5435-37 N. Miro Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3114HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-131

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Motion M-97-58 was adopted on January 23, 1997 with errors relative to Articles of the Comprehensive Zoning Law of the City of New Orleans, as amended;

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Motion M-97-58 is hereby repealed, and this Motion be substituted in its stead in order to reflect the following new language:

"That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider an amendment to the Comprehensive Zoning Law of the City of New Orleans, as amended, Articles 2, 6, 7, 11, 15 and 18, relative to defining Truck Stops/Truck Transportation Terminals, and classifying these uses in LI-Light Industrial, HI-Heavy Industrial, and CBD-8 and 9, Central Business Districts. The proposed amendment would delete a proposed Interim Zoning District (IZD), and provide regulations for Stops/Transportation Terminals."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENTS0

AND THE MOTION WAS ADOPTED.

NO. R-97-132

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21(H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Department of Economic Development for review, said property being described as municipal address **534 St. Louis Street** owned by **534 St. Louis Partners**; and

WHEREAS, the Mayor's Department of Economic Development recommends approval with regard to participation in the renewal of the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Department of Economic Development, hereby approves participation of municipal address **534 St. Louis Street** owned by **534 St. Louis Partners** and further identified by the State Board of Commerce and Industry as application number **RTA# 90-12-0210** in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21(H) of the Constitution, effective **February 20, 1997**, therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-133

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Juvenile Court has hired a new Clerk of Court, effective February 3, 1997, and has requested approval of a base salary of Pay Grade 58, Step 27; and

WHEREAS, the Juvenile Court budget includes sufficient funds for this salary, and the City Council wishes to approve it, effective February 3, 1997; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council authorizes a base salary of Pay Grade 58, Step 27, \$3323 per month, for the Clerk of Juvenile Court, effective February 3, 1997.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENTS: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-134

BY: COUNCILMEMBERS SINGLETON, WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS

WHEREAS, city government is proud of the thousands of hard working and dedicated public servants which it employs; and

WHEREAS, one of the city's greatest assets is the creative energy and commitment exhibited in the conduct of its professional staff; and

WHEREAS, Lary Hesdorffer exemplified those attributes for 22 years, having joined city government in 1975 as a

building inspector for the Vieux Carre Commission; and

WHEREAS, he became Assistant Director of the Vieux Carre Commission in 1980 and in 1981, he became the staff architect for the Neighborhood Commercial Revitalization Unit of Mayor "Dutch" Morial's Office; and

WHEREAS, since his 1991 appointment as Director of the Historic District Landmarks Commission, he has been credited with numerous achievements including; designation of Algiers Point, Bywater, Holy Cross and Canal Street as historic districts, creating community awareness and home buyers interest in historic properties and neighborhoods and securing a state grant which enabled the City of New Orleans to resurvey and document all historic district properties; and

WHEREAS, Mayor Marc Morial announced his recent resignation stating that "Lary has been a valuable part of our team, bringing both experience and integrity to the process of balancing economic growth and historic preservation"; and

WHEREAS, Lary is leaving the City of New Orleans to assume the position of manager of the Georgia Trust for Historic Preservation, the largest statewide preservation organization in the United States, now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that appreciation is extended to Lary Hesdorffer for his tenure with the City of New Orleans and best wishes for success with his new role with the Georgia Trust for Historic Preservation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-135

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, on November 7, 1996, a resolution concerning the unreadable print in the recently issued telephone directories was brought to the attention of the Council by Councilmember Roy Glapion; and

WHEREAS, the resolution reported that customers had complained about the print and their inability to read the directory with prescribed glasses; and

WHEREAS, a request was made to have the managers and government liaison representative of BellSouth to appear at the November 28, 1996 Council meeting to discuss how the problem could be resolved; and

WHEREAS, Mr. Edgar Poree appeared at subsequent meetings with an offer to provide a magnifying glass to unsatisfied customers and offered that a survey would be conducted during the month of January 1997 for customers to vote for the small or larger print telephone number which could be called to request a larger print of the next edition of the directory; and

WHEREAS, news reports of February 15, 1997 revealed that in October, BellSouth will publish the residential directory in the old larger type; and

WHEREAS, it is the sense of the Council that BellSouth Managers and particularly Mr. Edgar Poree should be recognized for listening to the desire of their customers; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that our appreciation is extended to BellSouth for a fair and equitable resolution related to readable telephone directories.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-136

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the unfunded mandates of the Criminal Justice System set forth in the Louisiana Revised Statutes present an overwhelming burden on local governments to provide funding, forcing local governments to reduce funding for their own public services; and

WHEREAS, the 1¢ sales tax on food and drugs can be utilized to relieve this burden; and

WHEREAS, Governor Foster is proposing to make the collection of the 1¢ Sales tax on food and drugs currently termed temporary a permanent tax; and

WHEREAS, it is the consensus of the City Council that if 1¢ Sales Tax becomes permanent it should be used in whole or in part to pay for the Criminal Justice System at the Parish level so as to relieve local governments of the unfunded mandates imposed on them to maintain these state offices; and

WHEREAS, the Plaquemines Parish Council is among those leading the effort among local governing authorities urging the Governor and the Legislature to support the dedication of monies to relieve the burden of unfunded mandates; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That if the 1¢ Sales Tax on food and drugs is renewed, Governor Mike Foster, the Louisiana Legislature, the Police Jury Association and the New Orleans Legislative Delegation are hereby urged to support the allocation of revenues derived from the 1¢ Sales Tax on food and drugs to the operation of the Criminal Justice System and its state offices at the parish level to relieve local governments of the unfunded mandates set forth in the Louisiana Revised Statutes.

BE IT FURTHER RESOLVED That the Clerk of Council is hereby authorized and directed to immediately certify and release this Resolution and that certified copies of same be forwarded to Governor Mike Foster, the members of the New Orleans Legislative Delegation, the Police Jury Association and Councilmember Hosea Ned of the Plaquemines Parish Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-137

(AS CORRECTED)

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the re-appointment of Stanley Myers to the Industrial Development Board for a term which will expire in January, 1999, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-138

(AS CORRECTED)

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the re-appointment of Bruce Edward Larkins to the Industrial Development Board for a term which will expire in January, 1999, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-139

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-904 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District in Councilmanic District E that would require a development plan for all permit and license applications for new construction or expansion of multifamily dwellings, amusement places, adult bookstores, tattoo parlors, tanning salons, and health clubs; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,986 M.C.S., an extension of a temporary moratorium requiring a development plan for all permit and license applications for new construction or expansion of multifamily dwellings, amusement places, adult bookstores, tattoo parlors, tanning salons, and health clubs in Councilmanic District E -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-904 be and the same is hereby repealed and rescinded.

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-904.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-140

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-907 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District in the MS-Medical Service District zoning classification in the area generally bounded by St Charles Avenue, Peniston Street, Chestnut Street and Louisiana Avenue, prohibiting the issuance of building permits without the review and approval by staff of both the City Planning Commission and the Department of Safety & Permits of site and development plans relative to all permit and license applications for any building; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,981 M.C.S., an extension of a temporary moratorium prohibiting the issuance of building permits without the review and approval by staff of both the City Planning Commission and the Department of Safety & Permits of site and development plans relative to all permit and license applications for any building in the MS-Medical Service District in the area generally bounded by St Charles Avenue, Peniston Street, Chestnut Street and Louisiana Avenue -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-907 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-907.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-141

BY: COUNCILMEMBERS TERRELL AND THOMAS

WHEREAS, Council Motion M-96-908 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing lots abutting Magazine Street between Napoleon Avenue and Audubon Park, prohibiting the issuance of permits for the establishment of bars, cocktail lounges, package liquor stores, grocery stores, or restaurants, and prohibiting the issuance or renewal of alcoholic beverage permits; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,982 M.C.S., an extension of a temporary moratorium prohibiting the issuance or renewal of alcoholic beverage permits for the establishment of bars, cocktail lounges, package liquor stores, grocery stores, or restaurants on lots abutting Magazine Street between Napoleon Avenue and Audubon Park -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an un-necessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-908 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-908.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-142

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-909 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all squares fronting on Maple Street

between South Carrollton Avenue and Broadway Street, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses to persons who do not hold a current valid alcoholic beverage permit, and/or are engaged in the commercial sale of alcoholic beverages at the permitted premises as of October 6, 1994; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,983 M.C.S., an extension of a temporary moratorium prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses to persons who do not hold a current valid alcoholic beverage permit, and/or are engaged in the commercial sale of alcoholic beverages at permitted premises as of October 6, 1994, encompassing all squares fronting on Maple Street between South Carrollton Avenue and Broadway Street -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-909 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-909.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-143

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-910 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District prohibiting the issuance of permits for uses other than those uses permitted under the RM 1-Multiple Family Residential District classification for property located in the RM 2-Multiple Family Residential District bounded by Magazine Street, Jefferson Avenue, Tchoupitoulas Street, and Napoleon Avenue; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,980 M.C.S., an extension of a temporary moratorium prohibiting the issuance of permits for uses other than those uses permitted under the RM 1-Multiple Family Residential District classification for property located in the RM 2-Multiple Family Residential District bounded by Magazine Street, Jefferson Avenue, Tchoupitoulas Street, and Napoleon Avenue -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-910 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-910.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-144

BY: COUNCILMEMBERS CARTER AND TERRELL

WHEREAS, Council Motion M-96-911 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District for the area bounded by North Claiborne Avenue, Governor Nicholls Street, North Broad Street, and Columbus Street, prohibiting the issuance of alcoholic beverage permits; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,987 M.C.S., an extension of a temporary moratorium prohibiting the issuance of alcoholic beverage permits for the area bounded by North Claiborne Avenue, Governor Nicholls Street, North Broad Street, and Columbus Street -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-911 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-911.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-145

BY: COUNCILMEMBERS GLAPION AND CARTER

WHEREAS, Council Motion M-96-912 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District for the area bounded by St Claude Avenue, Elysian Fields Avenue, Florida Avenue and Franklin Avenue, prohibiting the issuance of alcoholic beverage permits in connection with any new uses, or any existing legal non-conforming uses; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,988 M.C.S., an extension of a temporary moratorium prohibiting the issuance of alcoholic beverage permits in connection with any new uses, or any existing legal non-conforming uses for the area bounded by St Claude Avenue, Elysian Fields Avenue, Florida Avenue and Franklin Avenue -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-912 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these

agencies may cease any actions undertaken pursuant to Motion M-96-912.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-146

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-913 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing Councilmanic District D, requiring that all permit applications and authorizations for the construction of new and/or renovation of existing multiple family dwellings, office buildings and businesses shall include a development plan for review by the City Planning Commission, and approval by the City Council, prior to the issuance of permits by the Department of Safety & Permits; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,988 M.C.S., an extension of a temporary moratorium requiring that, prior to the issuance of permits by the Department of Safety & Permits, all permit applications and authorizations for the construction of new and/or renovation of existing multiple family dwellings, office buildings and businesses must include a development plan for review by the City Planning Commission, and approval by the City Council, in Councilmanic District D -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-913 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-913.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-147

BY: COUNCILMEMBERS TERRELL, THOMAS AND CARTER

WHEREAS, Council Motion M-96-914 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing lots fronting on Carrollton Avenue or lots fronting on intersecting streets one municipal square length to the rear of Carrollton Avenue between the Mississippi River and City Park Avenue, in any Multiple Family, Neighborhood Business, General Commercial, General Office, or Industrial zoning classification, requiring that all permit applications for any building, development, driveway, transportation system approval or modification, or signage proposal, shall include a development plan which has been reviewed by the City Planning Commission, and approved by the City Council prior to the issuance of permits by the Department of Safety & Permits; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,979 M.C.S., an extension of a temporary moratorium requiring that all permit applications for any building, development, driveway, transportation system approval or modification, or signage proposal, lots fronting on Carrollton Avenue or lots fronting on intersecting streets one municipal square length to the rear of Carrollton Avenue between the Mississippi River and City Park Avenue, in any Multiple Family, Neighborhood Business, General Commercial, General Office, or Industrial zoning classification, shall include a development plan which has been reviewed by the City Planning Commission, and approved by the City Council prior to the issuance of permits by the Department of Safety & Permits -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion-96-914 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-914.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-148

BY: COUNCILMEMBERS HAZEUR-DISTANCE AND GLAPION

WHEREAS, Council Motion M-96-915 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District in the Lake Forest area bounded by Chef Menteur Highway, Downman Road, Hayne Boulevard and Paris Road, prohibiting the issuance of alcoholic beverage permits for any current permitted use or proposed usage; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,984 M.C.S., an extension of a temporary moratorium prohibiting the issuance of alcoholic beverage permits for any current permitted use or proposed usage in the Lake Forest area bounded by Chef Menteur Highway, Downman Road, Hayne Boulevard and Paris Road -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-915 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-915.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-149

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-916 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District for the area bounded by Prytania Street, Broadway, Jefferson Avenue, and the Mississippi River, or on any lot fronting on Prytania Street between Jefferson Avenue and Broadway or on Jefferson Avenue between Prytania Street and the Mississippi River, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at permitted premises as of August 17, 1995; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,978 M.C.S., an extension of a temporary moratorium prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at permitted premises as of August 17, 1995 for the area bounded by Prytania Street, Broadway, Jefferson Avenue, and the Mississippi River, or on any lot fronting on Prytania Street between Jefferson Avenue and Broadway or on Jefferson Avenue between Prytania Street and the Mississippi River -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-916 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-916.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-150

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Council Motion M-96-917 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing lots fronting on Chef Menteur Highway (U.S. Highway 90), between Interstate 10 and Industrial Parkway, requiring that all permit applications for any new business shall include a development plan which has been reviewed by the City Planning Commission and approved by the City Council prior to the issuance of permits by the Department of Safety & Permits; and,

WHEREAS, On January 9, 1997, the Council adopted Ordinance No. 17,985 M.C.S., an extension of a temporary moratorium requiring that all permit applications for any new business shall include a development plan which has been reviewed by the City Planning Commission and approved by the City Council prior to the issuance of permits by the Department of Safety & Permits, encompassing lots fronting on Chef Menteur Highway (U.S. Highway 90), between Interstate 10 and Industrial Parkway -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-96-917 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-96-917.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-151

BY: COUNCILMEMBER CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS

WHEREAS, Council Motion M-97-02 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing the entirety of Orleans Parish, prohibiting the issuance of all permits and licenses relative to adult establishments without the prior review and recommendation of the City Planning Commission, and approval of the City Council through the conditional use process; and,

WHEREAS, On January 23, 1997, the Council adopted Ordinance No. 18,014 M.C.S., a temporary moratorium prohibiting the issuance of all permits and licenses relative to adult establishments without the prior review and recommendation of the City Planning Commission, and approval of the City Council through the conditional use process, encompassing the entirety of Orleans Parish -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-97-02 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-97-02.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-152

(AS CORRECTED)

BY:COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the re-appointment of Nina Hebert-Marchand to the Industrial Development Board for a term which will expire in January, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-153

(AS CORRECTED)

BY:COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of A. Michael Lawrence to the Industrial Development Board for a term which will expire in January, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-154

(AS CORRECTED)

BY:COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the re-appointment of John B. Williams to the Industrial Development Board for a term which will expire in January, 2003, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-155

(AS CORRECTED)

BY:COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Jimmie Thorns, Jr. (Vice-Alma Jackson) to the Industrial Development Board for a term which will expire in January, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-156

(AS CORRECTED)

BY:COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Irvin A. Joseph to the Industrial Development Board for a term which will expire in January, 2003, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-157

(AS CORRECTED)

BY:COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of James W. Smith (Vice-Joseph Knecht) to the Industrial Development Board for a term which will expire in January, 2003, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-159

(AS CORRECTED)

BY:COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Oscar J. Rainey (Vice-Tony Gagliano) to the Industrial Development Board for a term which will expire in January, 1999, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-160

(AS CORRECTED)

BY:COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Kyle E. Stoeber (Vice-William Burk) to the Industrial Development Board for a term which will expire in January, 2003, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-161

(AS CORRECTED)

BY:COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Ray Charles Crawford (Vice-Joseph Wink) to the Industrial Development Board for a term which will expire in January, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-162

(AS CORRECTED)

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the re-appointment of E. Howell Crosby to the Industrial Development Board for a term which will expire in January, 1999, be, and the same is hereby

ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-163

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Civil Service Commission, by letter dated December 31, 1996, recommended amendments to the Pay Plan for the Classified Service to create the classes of Police Cadet, Trainee and Police Cadet and to establish a new Pay Grade and Step for the class of Police Aide; and

WHEREAS, the Civil Service Commission, by letter dated January 17, 1997, as amended the recommendation to increase the pay grade and step of the police cadet positions, consistent with the increase in the minimum wage which was approved in January; and

WHEREAS, the City Council wishes to approved the amendments, now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that in accordance with Article 10, Section 10 of the Constitution of Louisiana, the Council hereby approves amendments to the Pay Plan for the Classified Service as detailed in the letter of the Civil Service Commission dated December 31, 1996, and amended by the letter dated January 17, 1997, both of which are attached hereto and incorporated herein by reference.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-164

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider amending Article 18, Section 20 of the Comprehensive Zoning Law of the City of New Orleans relative to the inclusion of a design review element and an appeal procedure in the St Charles Avenue Interim Zoning District, encompassing all lots fronting on St Charles Avenue between the Mississippi River Bridge and Jackson Avenue, inclusive of all corners of Jackson Avenue.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed amendment to the St Charles Avenue Interim Zoning District for any property contained within the aforesaid area during consideration of this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-165

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the Council extends sincere condolences to the family of the late Edward Frank; a composer, arranger, prolific pianist and a major player in the New Orleans rhythm, blues and jazz community; and

WHEREAS, as recently a December 1996, he played on Fridays at the Palm Court Cafe and on Mondays at Preservation Hall; and

WHEREAS, Mr. Frank was from a long line of jazz musicians and first played violin, then switched to piano in his teens; and

WHEREAS, in 1960 he moved to Houston to work on sessions for the Duke Peacock label with Bobby Blue Bland and returned to New Orleans in 1964 where he led his jazz band at Mason's Las Vegas Strip and in recent years, toured abroad with vocalist Lillian Boutee; and

WHEREAS, this Council recognizes the tremendous contribution that Edward Frank made to the music of New Orleans and the world, despite the disabilities he encountered; now, therefore

BE IT RESOLVED BY COUNCIL OF THE CITY OF NEW ORLEANS, that this Council extends sincere condolences to his wife, Dolores; daughters, Eileen, Joan, RONALDA, Charlene and Joyce, sisters; Gloria and Edwina, brother Willie Wise other family members and friends with our prayers that his dedication and commitment will inspire and motivate young people in this community to catch the spirit of his love of music.

The Family of Mr. Edward Frank, addressed the Council. After discussion, Councilmember Hazeur-Distance made a motion on the foregoing Resolution:

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson -7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-166

BY:COUNCILMEMBERS SINGLETON (BY REQUEST), CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, the Council support the Mayor's Military Advisory Committee and its efforts to maintain military bases in the State of Louisiana; and

WHEREAS, the U. S. Military the largest employer in the metropolitan New Orleans area and the second largest in the state; and

WHEREAS, currently, the U.S. Military is engaged in downsizing military bases worldwide; and

WHEREAS, one of the factors considered in the closing of bases is the cost of living and the quality of life for military personnel; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council endorses the efforts of the Mayor's Military Advisory Committee's efforts to improve the quality of life for military personnel by advocating to the Louisiana Legislature to designate active military personnel as a special class for insurance rates, thereby addressing an important lifestyle issue for the military.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolution to be forwarded to the Governor, Speaker of the House, President of the Senate, and the New Orleans delegation for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-167

(AS CORRECTED)

BY:COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Marie J. Ormond to the Industrial Development Board for a term which will expire in January, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-168

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Jo Ellen Smith Medical Center opened in October, 1975 to serve the medical needs of the citizens of Algiers; and

WHEREAS, Jo Ellen Smith Medical Center provided an emergency medical facility as part of its services; and

WHEREAS, Tenet Louisiana Health System, the owner of Jo Ellen Smith Medical Center made a decision in April, 1996 to change the emergency room to an Urgent Care Center; and

WHEREAS, Tenet recently decided to reopen the emergency room facility at Jo Ellen Smith Medical Center in response to community concerns for the only hospital serving the needs of the citizens of Algiers to provide these additional services; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council wishes to express its thanks to Jo Ellen Smith Medical Center and to Tenet Louisiana Health System for reopening the emergency room facility at Jo Ellen Smith Medical Center on February 18, 1997.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this

resolution be forwarded to Jo Ellen Smith Medical Center and to Tenet Louisiana Health System.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-169

(AS AMENDED)

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider a text amendment to Article 2, Section 2.2.78(j)(3) of the Comprehensive Zoning Law of the City of New Orleans relative to the definition of floor area; to wit, that the phrase "exterior balconies" be deleted from Section 2.2.78(j)(3), and included in Section 2.2.78(f) such that exterior balconies of commercial establishments be considered as a part of the sum of the gross horizontal areas of a building -- in other words, its floor area and that Section 2.2.78 be further modified to include in the calculation of floor area;

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-170

BY:COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the

Mayor's appointment of Lisa Ponce de Leon to the Industrial Development Board for a term which will expire in January, 2001, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-171

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 1/97 - CHARLES JAEGER AND JULIA GAUTIER** - Requesting a Conditional use to permit an accessory parking lot in an RD-3 Two family Residential District, Lot 15A, A, B, 18 and undesignated lot, Square 747, located in the Third Municipal District bounded by Elysian Fields and S. Claiborne Avenues, N. Derbigny and Marigny Streets. (Municipal addresses are **1624 thru 1640 Marigny Street**), be, and the same is hereby overruled and the Conditional Use granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Singleton, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Hazeur-Distance - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-172

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 5/97 - CAMERON'S COLLECTION LLC BY M. J. AND LOUISE MOEZZI** - Requesting a Conditional Use to permit a Bed and Breakfast Inn with seven (7) guest rooms in a B-1A Neighborhood Business District, Square 123, Lot 14-A, Fourth Municipal District, bounded by Harmony, Constance, Pleasant and Magazine Street, (Municipal Address: **3218 Magazine Street, ZBM B-15 & C-15**) be, and the same is hereby upheld and the Conditional Use granted, subject to six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Singleton, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Hazeur-Distance - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-173

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 7/97 - SPRINT SPECTRUM L.P. / THE ADMINISTRATORS OF THE TULANE EDUCATIONAL FUND** - Requesting a Conditional Use to permit the placement of six (6) rooftop antennas and two (2) equipment cabinets for wireless personal communication services on an existing building (Monroe Hall) in an RS-2 Single Family Residential District, located on an undesignated lot on the Tulane Campus in the Sixth Municipal District bounded by Willow, Freret, Calhoun and Clara Streets. Municipal address of the campus is **6823 St. Charles Avenue**, be, and the same is hereby upheld and the Conditional Use granted,

subject to five (5) provisos as stated in the City Planning Commission's report .

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Singleton, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Hazeur-Distance - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-174

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of "**MODIFIED APPROVAL**" of the City Planning Commission on **PETITION NO. 12/97 CITY COUNCIL MOTION M-96-894** - Requesting a text amendment to the Comprehensive Zoning Ordinance No. 4,264 MCS, as amended, to add "Colleges and Universities (see section 11.36)" as permitted uses in the LI - Light Industrial Districts be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Singleton, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Hazeur-Distance - (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-175

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 2/97 - MARY ZACKING/COPELAND'S RESTAURANTS** - Requesting a Conditional Use for a hotel occupying the second and third floors of **2001 St. Charles Avenue** in a C-1A General Commercial District. A restaurant (permitted use) is currently being constructed on the first floor of the existing structure, located at lots 1, 2, 3, 4, 5, 6A (formerly lot 6), Square 237 bounded by St. Charles Avenue, St. Andrew, Carondelet and Josephine Streets, Fourth Municipal District. The Municipal Address is **2001 St. Charles Avenue** and the petitioned property is located on Zoning Base Map D-13 be, and the same is hereby upheld and the Conditional Use granted, subject to the following ten (10) provisos:

PROVISOS:

- 1.The vibrant paint colors of the building shall be modified to be more reflective of the colors which prevail along St. Charles Avenue, allowing the building to be more architecturally compatible with the established character of its surroundings.
- 2.The archway shall be relocated to private property within six (6) months, with a grace period of three (3) months, from the date the lease was enter into.
- 3.Street trees shall be provided along St. Andrew Street and St. Charles, where possible, in accordance with the recommendation of the Department of Parks and Parkways.
- 4.A landscape hedge a minimum of four (4) feet in height shall be provided between any surface vehicular use area and the public rights-of-way. The name, size, and quantify of all proposed plant materials must be indicated on the final plans.
- 5.Any paving in the public right-of-way shall be in keeping with the historic area and utilize the colors and patterns found along the street and adjacent neighborhoods.
- 6.All encroachments in the public right-of-way must be approved by the Department of Public Works to ensure handicap accessibility and clearance of sight lines.

7. Petitioners shall resubdivide all of the lots comprising the site into one lot of record. Application for resubdivision shall be made prior to approval of final drawings.

8. Detached signs are not permitted in the public right-of-way; therefore, all signage on the arch shall be removed unless the arch is moved to private property (and approved as a detached sign).

9. Applicant must submit a revised parking plan which will prevent patrons' cars from obstructing traffic lanes on St. Charles Avenue.

10. The developer can receive a temporary Use and Occupancy Certificate upon completion of all the provisos contained herein, with the exception of Proviso No. 3; however, in no event can the Use and Occupancy be issued until all the provisos have been met.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-176

BY: COUNCILMEMBERS SINGLETON (BY REQUEST) AND WILSON

WHEREAS, Mr. Larry Cager holds the position of administrative assistant in the Office of the clerk of Court, Criminal District Court; and

WHEREAS, Mr. Cager's current salary is at pay grade 43 step 20 or \$2,097 per month; and

WHEREAS, the Office of the clerk of Court desires to increase Mr. Cager's salary to pay grade 43 step 58 or \$3,365 per month; and

WHEREAS, the Office of the clerk of Court's budget has sufficient funds for this salary increase; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the salary for Mr. Larry Cager, administrative assistant in the Office of the clerk of Court, Criminal District Court be established at a pay grade 43 step 58 or \$3,365 per month effective January 5, 1997.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-177

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Alexander Demolishing Company IN THE AMOUNT OF \$949.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2600-02 Dumaine Street WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-3444HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-178

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Crescent Environmental Services IN THE AMOUNT OF \$1,680.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 7467 Leake Avenue WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-2722HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-179

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Alexander Demolishing Company IN THE AMOUNT OF \$2,499.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 615-17 Philip Street WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-119HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-180

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Fortmayer's Bushog Service IN THE AMOUNT OF \$2,395.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2726-28 Peniston Street WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-117HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-181

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Hamp's Enterprise IN THE AMOUNT OF \$7,400.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1507 N. Robertson Street WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 94-1592HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-182

BY:COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS, SINGLETON AND WILSON

WHEREAS, after a thirty year tenure, **Mr. Leroy J. Aucoin** has either seen the light, or he is feeling the heat and has decided to retire, having been employed by the City of New Orleans since February, 1967 ; and

WHEREAS, **Mr. Aucoin** began his employment in February, 1967 with the City of New Orleans in the Recruitment Division of the Civil Service Department; transferred to the Personnel Section of the Sewerage & Water Board in August, 1968; performed legal research from August, 1969 to February, 1971 in the Council Research Office when he was promoted to Operations Administrator in the Chief Administrative Office; from December, 1972 until April, 1974 he directed the resolution of the audit exceptions of the Emergency Employment Program; and in November, 1974 he became an Assistant Chief Administrative Officer, whereby he was responsible for overseeing the City's health care plan, the worker's compensation program, the unemployment compensation program, labor relations, the unclassified pay plan, personnel functions not under the jurisdiction of the Civil Service Department, the Equipment Maintenance Division, the Mail Room, Central Duplication, and the Municipal Training Academy; and

WHEREAS, under the arduous attention of **Mr. Aucoin** the City of New Orleans developed an Affirmative Action Program; the Executive Administration and Professional (EAP) Pay Plan which granted pay increases to executive and administrative personnel was in effect from the mid-1970's until the mid-1980's; the flexible benefits plan was instituted which allowed the City and its employees to experience tax savings by taking advantage of the federal tax law; the Employee Assistance Program was developed to assist employees with problems to get counseling at little or no cost to the City; a life insurance policy was provided for all employees at no cost to the employees; a Deferred Compensation Program was established which offered employees three options for deferring compensation until retirement; and he assisted in the development of the substance abuse policy and the Office of Municipal Investigation (OMI); and

WHEREAS, it is the sense of the Council that **Mr. Leroy J. Aucoin** has been a most valuable asset from the very beginning of his illustrious career when he administered Civil Service examinations, to his latest activity coordinating

the City's contribution to Super Bowl XXXI; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council proudly extends appreciation to

Mr. Leroy J. Aucoin,

Assistant Chief Administrator

30 Years Service to City of New Orleans

February 1967 to February 1997

and its sincere wishes for a glorious retirement with hopes for success in future endeavors.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-183

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Fortmayer's Bushog Service IN THE AMOUNT OF \$1,695.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 617 Lizardi Street WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-1083HN.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW

SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-184

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Council Motion M-97-19 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District, encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Orleans/Jefferson Parish line, requiring the submittal of a development plan for review by the City Planning Commission and approval by the City Council prior to the issuance of permits by the Department of Safety & Permits for all permit applications for any nonconforming commercial use or any commercial zone abutting these boundaries; and,

WHEREAS, On February 20, 1997, the Council adopted Ordinance No. 18,092 M.C.S., a temporary moratorium prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997, encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Jefferson Parish line -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-97-19 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these agencies may cease any actions undertaken pursuant to Motion M-97-19.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-185

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Council Motion M-97-20 requested and authorized the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Orleans/Jefferson Parish line, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997; and,

WHEREAS, On February 20, 1997, the Council adopted Ordinance No. 18,092 M.C.S., a temporary moratorium prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997 encompassing all lots abutting on South Claiborne Avenue, between Jefferson Avenue and the Jefferson Parish line -- which effectively supplanted said proposed Interim Zoning District, rendering it superfluous, and creating an unnecessary noticing burden on the Department of Safety & Permits; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-97-20 be and the same is hereby repealed and rescinded;

BE IT FURTHER MOVED, That the Clerk of Council forward a copy of this Motion to the Director of the City Planning Commission and the Zoning Administrator of the Department of Safety & Permits in order that staff of these

agencies may cease any actions undertaken pursuant to Motion M-97-20.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-186

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The Council of the City of New Orleans will ordain in Ordinance Calendar Number 21,288 that the temporary moratorium on the issuance of alcoholic beverage permits in the area bounded by Chef Menteur Highway, Downman Road, Hayne Boulevard, Paris Road be waived for property located at **8020 Downman Road, Suite 104, Speed Racer**, a new convenience store/gasoline service station, for applicant **Tracy Mai**; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That a temporary 35-day Alcoholic Beverage Outlet permit be granted for the aforementioned property and applicant;

BE IT FURTHER MOVED, That the City Council authorizes and requests the Director of Finance to issue a temporary 35-day Alcoholic Beverage Outlet permit for property located at **8020 Downman Road, Suite 104, Speed Racer**, for applicant Tracy Mai; and to provide otherwise with respect thereto.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-187

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1010 Common Street** owned by BHNO Partners, Ltd.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1010 Common Street** owned by BHNO Partners, Ltd.; and further identified by the State Board of Commerce and Industry as application number RTA # 940434-62 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective March 6, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-188

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **535 Gravier Street** owned by Decatur Hotel Corporation; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **535 Gravier Street** owned by Decatur Hotel Corporation; and further identified by the State Board of Commerce and Industry as application number RTA # 940154-24 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective March 6, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-189

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **837 Gravier Street** owned by Union Limited Partnership; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **837 Gravier Street** owned by Union Limited Partnership; and further identified by the State Board of Commerce and Industry as application number RTA # 940481-77 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective March 6, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-190

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic

Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1101-03 N. Rampart Street** owned by Esplanade Holdings, LLC; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1101-03 N. Rampart Street** owned by Esplanade Holdings, LLC and further identified by the State Board of Commerce and Industry as application number RTA # 940411-58 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective March 6, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-191

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER CARTER

WHEREAS, The City Council of New Orleans adopted Resolution No. 96-922 on December 19, 1996, calling an election to be held on April 5, 1997 for the approval or disapproval of a special fee of up to \$325.00 on each parcel of real property in the Lake Forest Estates Improvement District on an annual basis for five years; and,

WHEREAS, Resolution R-96-922 specified that the electorate of the City of New Orleans may approve said fee by a simple majority and the electorate of the Lake Forest Estates Improvement District may approve the fee by three-fourths of the registered voters of said District voting on the proposition; and,

WHEREAS, the state attorney general's office has issued Opinion No. 97-63 dated February 17, 1997 stating that the aforesaid election is only authorized in the Lake Forest Estates Improvement District; and,

WHEREAS, Opinion No. 97-63 states that the election called by Resolution 96-922 is not authorized by law, since it calls for the electorate of the City of New Orleans to vote on the imposition of the fee in the Lake Forest Estates Improvement District; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Resolution R-96-922, calling an election on the imposition of a fee on each parcel of real property in the Lake Forest Estates Improvement District for April 5, 1997, be rescinded and the election on same be canceled.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-192

(AS CORRECTED)

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, The City Council of New Orleans adopted Resolution No. 96-922 on December 19, 1996, calling an election to be held on April 5, 1997 for the approval or disapproval of a special fee of up to \$325.00 on each parcel of real property in the Lake Forest Estates Improvement District on an annual basis for five years; and,

WHEREAS, Resolution R-96-922 specified that the electorate of the City of New Orleans may approve said fee by a simple majority and the electorate of the Lake Forest Estates Improvement District may approve the fee by three-fourths

of the registered voters of said District voting on the proposition; and,

WHEREAS, the state Attorney General's office has issued Opinion No. 97-63 dated February 17, 1997 stating that the aforesaid election is only authorized in the Lake Forest Estates Improvement District; and,

WHEREAS, Opinion No. 97-63 states that the election called by Resolution 96-922 is not authorized by law, since it calls for the electorate of the City of New Orleans to vote on the imposition of the fee in the Lake Forest Estates Improvement District; and,

WHEREAS, The next available date on which to call the election for the imposition of said fees in the Lake Forest Estates Improvement District is May 3, 1997; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT:

SECTION 1. Election call. Subject to the approval of the State Bond Commission, and under the authority conferred by Act 44 of the Louisiana Regular Session of 1996 (R.S. 33:2740.33) and by Article VI of the Constitution of the State of Louisiana of 1974, the applicable provisions of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, an election is hereby called for Saturday, May 3, 1997 between the hours of six o'clock (6:00) a.m. and eight o'clock (8:00) p.m., and at said election the electorate of the Lake Forest Estates Improvement District may approve (by three-fourths of the registered voters of said District voting on the question) or disapprove the levy of a special fee in an amount not to exceed three hundred twenty five dollars (\$325.00) annually on each parcel of real property situated within the boundaries of the Lake Forest Estates Improvement District (Lake Forest Estates No. 1 and No. 2 Subdivisions) for the years 1998 through 2002 in accordance with Title 18 of the Louisiana Revised Statutes of 1950. Hereinafter, the Lake Forest Estates Improvement District may be referred to as the "District". Such Lake Forest Estates Improvement District Fee shall be in addition to any ad valorem tax affecting real property or any charge (including but not limited to a sanitation charge), fee, license, permit or rate imposed or levied pursuant to the regulatory authority of the City of New Orleans in the operation of the City, its departments, agencies, and commissions (whether attached or unattached), including, but not limited to the Sewerage and Water Board. The proceeds of the fee shall be used solely and exclusively for the beautification, security, and overall betterment of the District. The affairs of the District shall be managed by the Lake Forest Estates Improvement District's (also referred to as the Lake Forest Association's) Board of Directors, hereinafter referred to as the "Board". The minute books and archives of the District shall be maintained by the Board's secretary. The monies, funds, and accounts of the District shall be in the official custody of the Board, recognizing the role and approval of the City as herein stated. The duties of the officers shall be fixed by bylaws adopted by the Board. The Board shall adopt such rules and regulations as it deems necessary or advisable for conducting its business affairs. It shall hold regular meetings as shall be provided in the bylaws and may hold special meetings at such times and places within the District as may be prescribed in the bylaws, all meetings shall be properly noticed and open to the public. A majority of the members of the Board shall constitute a quorum for the transaction of business. The Board shall keep minutes of all meetings and shall make them available through the Board's secretary to members of the District and the general public. All records of the District shall be a matter of public record. A copy of the minutes of each meeting shall be provided to the Clerk of Council within thirty (30) days of adoption of the minutes by the Board. The members of the Board shall serve without compensation. By November 30th of each year, the board shall submit to the City Council for approval the upcoming annual budget for the District as adopted by the Board, including the proposed fee (not to exceed \$325.00) to be collected by the City. The proceeds of said fee shall be paid over to the Board of Liquidation, City Debt, as the same are collected and received by the City and maintained in a separate account. Said proceeds shall be paid out by the Board of Liquidation, City Debt,

by the appropriate officials of the City and the treasurer of the Board. The official ballot to be used for said election shall be printed and worded in the voting machines as follows:

PROPOSITION

SUMMARY: A FIVE-YEAR SPECIAL ANNUAL FEE OF UP TO \$325.00 FOR BEAUTIFICATION, SECURITY, AND OVERALL BETTERMENT OF THE LAKE FOREST ESTATES IMPROVEMENT DISTRICT

YES Shall the City of New Orleans levy a special annual fee to be called Lake Forest

NO Estates Improvement District Fee on each parcel of real property situated within the boundaries of the Lake Forest Estates Improvement District (Lake Forest Estates No. 1 and No. 2 Subdivisions) as specified by Resolution R-97-192 of the City Council in an amount not to exceed three hundred twenty five dollars (\$325.00) annually for five years beginning in 1998 and ending in 2002 and to establish penalties and collection procedures? The proceeds of the fee shall be used solely and exclusively for the beautification, security, and overall betterment of the Lake Forest Estates Improvement District, as determined and managed by the Lake Forest Estates Improvement District's (Lake Forest Association's) Board of Directors.

SECTION 2. District Boundaries. The District consists of all the territory within the following prescribed boundaries: "The point of beginning shall be the northwest intersection of the Berg Canal and Lake Forest Boulevard; thence proceed in a northerly direction along the west property line of the Berg Canal a distance of approximately 3,124.77 feet to a point and corner of the Berg Canal and the south property line of the I-10 Service Road; thence proceed in a westerly direction along the south property line of the I-10 Service Road (north property line of the Lake Forest Estates No. 2 Subdivision) a distance of approximately 1431 feet to a point and corner of the I-10 Service Road and the west property line of Wright Boulevard; thence proceed in a southerly direction along the west property line of Wright Boulevard, a distance of approximately 1,229.51 feet to a point and corner of the intersection of Wright Boulevard and the north property line of Lake Forest Estates No. 1 Subdivision; thence proceed in a westerly direction along the north property line of Lake Forest Estates No. 1 Subdivision a distance of approximately 1,141.62 feet to a point and corner of the north property line of Lake Forest Estates No. 1 Subdivision and the east property line of the Farrar Canal; thence proceed along the east property line of the Farrar Canal in a southerly direction a distance of approximately 1,616.33 feet to a point and corner of the Farrar Canal and the north property line of Lake Forest Boulevard; thence proceed in an easterly direction along the north property line of Lake Forest Boulevard a distance of approximately 2,431.34 feet (inclusive of the Kensington Boulevard right-of-way of approximately 85 feet, the Waterford Boulevard right-of-way of approximately 80 feet, the Wright Boulevard right-of-way of approximately 134 feet and the Foxcroft Drive right-of-way approximately 50 feet) to a point at the northwest property line of the Berg Canal, being the point of beginning." The District is within Ward 9, Precinct 44M. The fee shall be collected only after the Proposition has been approved by three-fourths of the registered voters of the District voting on the Proposition. The District voters shall include those who reside on Foxcroft Drive, Kensington Boulevard, the odd numbered residences from 10911 to 11141 Lake Forest Boulevard, Waterford Boulevard, Winchester Park Drive and the 5700 through 6000 block of Wright Boulevard, except the even numbered residences in the 6000 block of Wright Boulevard, all located in the District.

SECTION 3. Adoption of Annual Budget. The Lake Forest Estates Improvement District's (Lake Forest Estates Improvement Association's) Plan adopted by the Board (Lake Forest Estates Improvement Association) on November 12, 1996, consisting of plans and estimated budgets for private security patrol, maintenance of sign and common areas, postage and printing and utilities (lights on sign and water sprinklers) is hereby adopted.

SECTION 4. Publication of Notice of Election. Notice of said election shall be published in the Official Journal of the City of New Orleans once a week for four consecutive weeks, with first publication being not less than forty-five (45) days nor more than ninety (90) days prior to the date fixed for election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference as if the same were set forth herein in full.

SECTION 5. Canvass. The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, May 15, 1997, beginning at ten o'clock a.m.(10:00 a.m.) and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

SECTION 6. Polling Place. The polling place set forth in the aforesaid notice of special election is hereby designated as the polling place at which to hold the said election, and the Commissioner-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

SECTION 7. Election Commissioners: Voting Machines. The officers designated to serve as Commissioner-in-Charge and Commissioners pursuant to Section 6 hereof, or such substitutes therefor, as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said election as herein provided, and shall make due returns of said election for the meeting of the City Council to be held on Thursday, May 15, 1997, as provided in Section 5 hereof. All registered voters in the District are entitled to vote at said election and voting machines shall be used thereat.

SECTION 8. Authorization of Officers. The Clerk of Council is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the President and/or Clerk of the City Council are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 9. Furnishing Election Call to Election Officials. Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and *Ex-Officio* Parish Custodian of Voting Machines in and for the Parish of Orleans, State of Louisiana, and the Registrar of Voters in and for said Parish, as notification of the election herein called in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 10. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid election as herein provided, and in the event said election results in approval of the proposition, for further consent and authority to levy and collect the special fee provided for therein, and a

certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City Council, together with a letter prepared by the Council President and submitted no later than March 17, 1997, requesting prompt consideration and approval of the application.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS
CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-193

**BY: COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE,
TERRELL, THOMAS, SINGLETON**

WHEREAS, the hour glass, with its sands of time, has slowly but surely spilled its contents, and with the passing of the last sand, went the life of our friend and loved one; and

WHEREAS, the December 12, 1996 murder of Gerard "Jerry" A. Dessauer was a traumatic occurrence for residents of this community; and

WHEREAS, Mr. Dessauer was an outstanding citizen and highly respected as a humanitarian whose love of his fellowman was demonstrated throughout his life; and

WHEREAS, it is the sense of the Council that Jerry Dessauer's life was a delight to his friends, a joy to his family and a source of goodwill to a stranger; now therefore

BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends condolences to his father Donald, siblings; Don, Michael, Dovie and Stephen, other family members and friends with remembrances that, although we mourn his passing, we shall strive to carry on with his life's interest of compassion for our fellowman and service to God.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS

CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-194

BY: COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE

RESOLUTION AND ORDER CONTINUING INVESTIGATION ON
COMPETITION FOR ELECTRIC AND GAS UTILITY SERVICE
IN THE CITY OF NEW ORLEANS AND ESTABLISHING PUBLIC HEARINGS
DOCKET NOS. UD-96-1, UD-97-2, AND UD-97-3

WHEREAS, by Council Resolution and Order R-96-13, dated January 18, 1996, the Council initiated a formal investigation on whether direct access and competition for electric and gas utility service should be permitted in the City of New Orleans, and if so, what form it should take and at what price; and

WHEREAS, since that time, the Council was delayed in conducting its investigation on competition due to litigation which restricted the activities of the Council's Advisors, and hence, the ability of this Council to proceed with its investigation; and

WHEREAS, recent regulatory, legislative and other developments in the industry, including those cited below, have produced a heightened need for the Council to continue its competition investigation; and

WHEREAS, several years ago, the Federal Energy Regulatory Commission ("FERC") embarked upon a course designed to introduce competition in the natural gas utility industry at the wholesale level, by requiring gas pipeline companies in interstate commerce subject to FERC jurisdiction to offer unbundled sales and delivery of natural gas in substitution of the previously-bundled gas service; and

WHEREAS, following the FERC's introduction of competition in the natural gas utility industry at the wholesale level, a national trend toward increased competition in the electric utility industry continues to gain momentum, and

WHEREAS, the growing trend is evidenced by the FERC's final rules on electric "open access" transmission service, Order Nos. 888 and 889, which are intended to promote open and competitive markets for electric power at the wholesale level; and

WHEREAS, pursuant to Order No. 888, the FERC has accepted, subject to refund, Entergy Services, Inc.'s tariff for "open access" transmission service over the facilities of the Entergy Corporations's ("Entergy") system, including those of Entergy New Orleans, Inc. ("ENO") (formerly, New Orleans Public Service Inc.) and Entergy Louisiana, Inc. ("ELI") (formerly Louisiana Power & Light Company), which will offer transmission of electricity at the wholesale level to customers and third parties on terms that are intended to be fully comparable to the Entergy operating companies' own use to serve their native load customers; and

WHEREAS, at the retail level, legislatures and/or utility regulators in 49 states and the District of Columbia are participating in formal and informal processes to address retail access, electric industry restructuring and competition; and

WHEREAS, experimental "pilot" programs and other measures to allow retail customers to choose their power suppliers are being implemented in several retail jurisdictions; and

WHEREAS, several Members of Congress introduced retail competition and industry restructuring legislation during the 104th Congress, and legislation introduced in the 105th Congress by Senator Dale Bumpers (D-AR), Ranking Minority Member of the Energy and Natural Resources Committee of the U.S. Senate, would require retail choice of electric energy suppliers by the year 2003 and facilitate recovery of certain utility "stranded" costs, while legislation re-introduced by Representative Dan Schaefer (R-CO), Chair of the Subcommittee on Energy and Power of the Commerce Committee of the U.S. House of Representatives, would require retail customer choice by the year 2000; and

WHEREAS, Entergy's operating companies have submitted proposals with their respective retail regulators, except the City Council, among other things, accelerate recovery of costs associated with certain utility assets, in preparation for increased competition in the electric industry; and

WHEREAS, a report issued last December by the nationally- recognized utility rating service, Moody's Investors Service Inc. ("Moody's"), indicates that ENO has a current "stranded" cost obligation of \$692 million -- representing 457% of its present amount of common equity -- the second highest percentage of 116 of the nation's largest investor-owned utilities, and that all five of the Entergy operating companies, plus System Energy Resources, Inc., lead the Southwest Power Pool region in "stranded" cost levels that exceed their equity levels; and

WHEREAS, in reaction to Entergy's recent investment in a foreign utility company in the United Kingdom, a recent review of the credit ratings of Entergy's operating companies conducted by Standard and Poor's, a nationally-recognized utility rating agency, reported that the ratings outlook for Entergy's operating companies "remains negative," and while the recent foreign investment may not affect the operating companies now, their credit ratings "may come under

pressure as Entergy pursues its aggressive growth strategy in the U.S. and international markets;" and

WHEREAS, the Securities and Exchange Commission ("SEC") issued Rule 58 on February 14, 1997, which will allow multi state holding companies, such as Entergy, that are registered under the Public Utility Holding Company Act of 1935, to engage in a myriad of diversified "energy-related" investments without obtaining prior SEC or retail regulator approval, without providing prior notice or an opportunity for public comment, and without establishing case-specific or other consumer safeguards against the risks of non-utility diversification; and

WHEREAS, recent energy trade press articles have reported that Entergy signed a contract to operate and manage the Maine Yankee nuclear plant, one of the most troubled nuclear plants in the country, and utilize some of Entergy's top personnel who have been responsible for operating and managing Entergy's regulated nuclear plants that serve consumers, including those in New Orleans; and

WHEREAS, the reported magnitude of Entergy's "stranded" costs and the continually increasing level of financial and other risk to the operating companies, including ENO, ELI and their customers, are serious matters that must be considered along with the issue of competition and customer choice at the retail level, to the extent such may occur in New Orleans, including Algiers, and beyond; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS,

that the City Council hereby continues its formal investigation on competition for electric and gas utility service in the City of New Orleans. To facilitate its investigation, the Council is establishing two new Dockets, "Docket No. UD-97-2", to address the issue of competition as it relates to ENO's electric and gas service to consumers in New Orleans, and "Docket No. UD-97-3", to address the issue of competition as it relates to ELI's electric service to consumers in Algiers. The comments of interested persons who have previously filed comments in Docket UD-96-1 are hereby incorporated by reference in Docket Nos. UD-97-2 and UD-97-3 .

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council requests that all interested persons submit written comments to the Clerk of Council within 30 days of the issuance of this resolution, to filed in Docket Nos. UD-97-2 and/or UD-97-3. Persons who have previous submitted comments in Docket UD-96-1 may update, supplement or amend their comments, if desired. Commentors should address questions and issues and offer their proposals regarding the following:

Should competition for electric and gas utility service in New Orleans, including Algiers, be implemented?

What specific competitive models may be best for the New Orleans community, including Algiers? Please provide a detailed explanation.

Should the New Orleans community, including Algiers, bear ENO's and/or ELI's "stranded" costs, including any associated with the Grand Gulf nuclear plant? What are the implications for consumers, if they become responsible for ENO's and/or ELI's "stranded" costs?

How should ENO's and/or ELI's "stranded" costs be measured?

What specific means should the Council consider to maximize savings to all customers, while minimizing any cost-shifting between customer classes, due to retail competition?

What specific state- and/or federal-level issues, including economic, legal or policy considerations, may impair Council efforts to maximize savings and any other benefits that may result from retail competition? What considerations may impair Council efforts to produce a proportionate distribution of savings and other benefits?

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that in accordance with Section 52-142 of the City Code, and as may otherwise be governed by the Home Rule Charter and City Code, and as may otherwise be governed by subsequent order or orders of the Council, the Council intends to hold public hearings on competition in the electric and gas utility industry. The tentative schedule for hearings before the Council Utilities Committee is as follows:

May 8, 1997, 10:00 a.m.

July 10, 1997, 6:00 p.m.

October 9, 1997, 10:00 a.m.

Absent further notice by the Council, public hearings will be held at these dates and times, although the Council reserves the right to revise the hearing schedule. Also, it is expected that a prehearing conference for all interested participants, parties and persons will be convened prior to the first public hearing on May 8, 1997, pursuant to future notice. Further information regarding the specific format of the hearings will be issued by subsequent order and the City Council Utilities Regulatory Office may issue information requests to participants, as the need arises.

Any person or party desiring to participate in this investigation and hearing in either docket pursuant to Chapter 158 of the Code of the City of New Orleans shall file a request to intervene, together with the applicable filing fee of \$202.00, with the Clerk of the Council within 30 days of the issuance of this resolution. A copy of such requests to intervene shall also be served in accordance with the official service list established By the Council Utilities Regulatory Office, Jacquelyn Frick, Director, 1300 Perdido Street, Suite 6E07, New Orleans, LA 70112.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS
CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-195

BY: COUNCIL MEMBERS HAZEUR-DISTANCE, THOMAS, SINGLETON, CARTER, GLAPION, TERRELL AND WILSON

WHEREAS, steadily walking in the lead, holding the banner of truth and right, has marched our leader, the late Reverend Thomas Nelson Washington; and

WHEREAS, he led his congregation and community through the turbulent waters of tribulation and unrest, yet he kept the faith of the Father to lead only where he too would go; and

WHEREAS, he lived a useful and successful life and was a noble and trusted guide; and

WHEREAS, Reverend Washington held on to an abiding faith and his chief desire was to serve his God and his fellowman; and

WHEREAS, Reverend Thomas Nelson Washington was born in 1918 in Ennis, Louisiana, reared in New Orleans, educated in the public schools, Dillard University, Union Baptist Theological Seminary and Moody Bible Institute; and

WHEREAS, at age 21, he was called to pastor the Pleasant Grove Baptist Church, during this ministry he married Cecile Alexander on December 3, 1941 and to this union four children were born; and

WHEREAS, in 1943 he became pastor of the Second African Baptist Church later named Historic Second Baptist Church and remained in this position for 53 years; and

WHEREAS, although we mourn his passing we shall strive to carry on his life's special interest of improving the academic lives of children; now, therefore

BE IT RESOLVED BY THE COUNCIL OF CITY OF NEW ORLEANS, That may the comfort that only God can give rest with the family of the late Reverend Thomas Nelson Washington; his wife Cecile; his children, Judith, Kenneth and Lisa, other family members, friends and the congregation of Historic Second Baptist Church.

BE IT FURTHER RESOLVED, that God has a record of his faithful service and he has received the reward that awaits all who do the best they can while here on earth.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-196

BY: COUNCIL MEMBERS TERRELL, CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, THOMAS AND WILSON

WHEREAS, in the 1870 Hymn, John Ellerton wrote,

"Now the laborer's task is o'er;

Now the battle day is past;

Now upon the farther shore

Lands the voyager at last; and

WHEREAS, Joe Knecht has been a consummate laborer and representative of other laborers in his long history of service to the Greater New Orleans AFL-CIO; and

WHEREAS, he joined the Greater New Orleans AFL-CIO in 1980 as coordinator of politics, having previously served as president since February 1983 and business representative of the Brotherhood of Electrical Workers Local #130 from 1972-1976; and

WHEREAS, in addition to his commitment to the affairs of the labor movement, he has served the community in the

formation of Metrovision, Louisiana Children's Museum and the New Orleans Metropolitan Area Committee; and

WHEREAS, in other voluntary service, he made invaluable contributions to the Board of Zoning Adjustments, United Way, Private Industry Council, New Orleans Aviation Board/Board of Commissioners, Port of New Orleans, Federal Reserve Bank and Family Services of Greater New Orleans; and

WHEREAS, it is with deep regret that his co-workers, fellow members of labor organizations and the community observe his retirement celebration on February 27, 1997, although it is well earned and richly deserved; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends best wishes for happiness during his retirement years and encourages his continued involvement in volunteer activities in the community.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-197

**BY: COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE,
TERRELL, THOMAS AND SINGLETON**

WHEREAS, it has been reported that our nation's health industry has often disregarded and sometimes short-changed the health issues of women; and

WHEREAS, this bias is one of the factors which leads to misconceptions and misinformation about factors which contribute to or subtract from a woman's well-being; and

WHEREAS, education and leadership are the most important tools we can use in encouraging our young girls and our

female citizens to take care of their minds, bodies and spirits; and

WHEREAS, this month is dedicated to celebrating the issues of women and girls by YWCAs across the country, including our own facility located at 601 S. Jeff Davis Parkway and managed by director Gail Glapion; and

WHEREAS, in this celebration it seems only fitting to begin by honoring individuals who have been leaders in bringing about the well-being of girls and women in our community; and

WHEREAS, Ms. Patricia Wood Davis, nominated by Mayor Marc Morial, is the director of Medical Social Services for the Office of Public Health, Louisiana Department of Health and Hospitals who serves on the Mayor's Task Force on Domestic Violence where she chaired the Medical\Social Services Committee to coordinate that professional community's effort on the issue of domestic violence; and

WHEREAS, Ms. Patricia Bivins, nominated by Councilman Jim Singleton, is the district director of the New Orleans District Office of the U.S. Equal Employment Opportunity Commission, who received the Presidential Rank Award of "Meritorious Executive" and serves as a community role model and motivational speaker for young woman by speaking on career development and sexual harassment; and

WHEREAS, Ms. Audrey Flynn, nominated by Honorary Celebration of Women Chair and Councilmember Peggy Wilson, is a mother, registered nurse and volunteer who dedicated her adult life to serving families in our community regardless of their ability to pay, thus inspiring the good health of many through her joy and intelligence and example; and

WHEREAS, The Junior League of New Orleans, as represented by Ms. Julie Livaudais George and nominated by Councilmember Suzie Terrell, has served families since 1923 and provided volunteer opportunities for women and girls to give something back to this community through hospice, educational and other service projects; and

WHEREAS, Ms. Barbara Lacen, nominated by Councilmember Oliver Thomas, has served her community as Administrator of the Central City Health Clinic; and

WHEREAS, Ms. Patricia Alexis, nominated by Councilmember Troy Carter, is the founder of QUEENS, a non-profit, organization dedicated to preventing early teen pregnancy and encouraging the scholarship of young girls through tutorial and leadership development activities; and

WHEREAS, Ms. Stephanie Mills, nominated by Councilmember Roy E. Glapion, Jr. is a young woman exhibiting the leadership and commitment we seek in all young women as exemplified by her activities with Xavier Prep School, the Zulu Social and Pleasure Club, and the Immaculate Heart of Mary Catholic Church; and

WHEREAS, Dr. Cathy Swain, OB\GYN, nominated by Councilmember Ellen Hazeur-Distance, is a leader in her field and conducts voluntary informational seminars on health issues for young women in the community; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That, This Council celebrates the generous contributions of these women and honors them on the occasion of the YWCA Celebration of Women's Week.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Singleton, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-198

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointments of Robert G. Miller, Joseph W. Sanford, Claudio Hemb and Rosalind Magee Peychaud as members of the New Orleans Media Center for terms which will expire March, 1998 be and the same are hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-199

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Michael W. Tift as a member of the New Orleans Media Center for a term which will expire March, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-200

BY:COUNCILMEMBERS SINGLETON AND TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Karen Grant Hopkins as a member of the New Orleans Media Center for a term which will expire March, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-201

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of YaSin A. Muhaimin as a member of the New Orleans Media Center for a term which will expire March, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-202

BY:COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Marie V. McCoy as a member of the New Orleans Media Center for a term which will expire March, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-203

BY:COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Dennis T. Joseph as a member of the New Orleans Media Center for a term which will expire March, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-204

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, on February 20, 1997 the Council of the City of New Orleans adopted Ordinance Number 18068 M.C.S., an ordinance providing for the establishment of a conditional use to permit a hotel to occupy the second and third floors of an existing building on Lots 1, 2, 3, 4, 5 and 6A (formerly Lot 6), Square 237, in the Fourth Municipal District, bounded by St. Charles Avenue, St. Andrew, Carondelet and Josephine Streets (Municipal Address: 2001 St. Charles Avenue); and

WHEREAS, Mayor Marc H. Morial approved said ordinance on February 27, 1997; and

WHEREAS, the ordinance was returned by the Mayor to the Clerk of Council at 3:00 P.M., February 28, 1997; and

WHEREAS, pursuant to Section 3-113 (5) of the Home Rule Charter, said ordinance became effective at Noon, March 1, 1997; and

WHEREAS, as a result of an inspection conducted by the Department of Safety and Permits at the restaurant occupying a portion of the subject site on Wednesday, March 5, 1997, the Council has learned that the area occupied by the restaurant exceeds 10,000 square feet; and

WHEREAS, a restaurant at the subject site occupying more than 10,000 square feet requires conditional use approval by the Council; and

WHEREAS, application for such restaurant conditional use approval has yet to be made; and

WHEREAS, the approval of the conditional use to permit a hotel to occupy the second and third floors of the subject site is integrally related to approval of the restaurant use at said site; and

WHEREAS, it is the sense of this Council that approval of the restaurant and hotel at the subject site should be considered together; and

WHEREAS, on March 6, 1997 an ordinance to repeal Ordinance Number 18068 M.C.S. (Ordinance Calendar Number 21,315) was introduced and will be up for consideration on final passage by the Council at its meeting of April 3, 1997; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council now states its present intent to adopt Ordinance Calendar Number 21,315 to repeal Ordinance Number 18068 M.C.S., the ordinance establishing the conditional use to permit a hotel to occupy the second and third floors of the building located at 2001 St. Charles Avenue, at the regular council meeting of April 3, 1997.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-205

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Brenda G. Hatfield as a member of the New Orleans Media Center for a term which will expire March, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-206

BY:COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, funds for certain projects approved by the council in 1998 and 1996 to be funded with 1995 and 1996 millages were not encumbered prior to year end, and funds have been "rolled over" to allow for expenditures; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW ORLEANS, That the Council reaffirms its prior approvals of the following projects, previously approved by the Council in 1995 and 1996:

96-022 - Arts Council-Arts Catalog - \$25,000

96-057 - MOTAE-Arts Tourism Partnership - \$20,000

96-057 - Music & Entertainment Com.-Black Music Hall of Fame - \$60,000

96-031 - City Business Center-Permitting Improvements - \$24,681

96-042/96-061 - MOTAE support - \$122,611

95-033B - Small & Emerging Businesses - Procurement Center - \$19,227

95-026 - RLC - Management & Technical Assistance - \$150,000

96-043 - RLC - Management & Technical Assistance - \$40,000

96-002 - Dep. of Public Works - St. Thomas Business Retention - \$50,000

95-074 - Dep. of Public Works - Tchoupitoulas Business Retention - \$11,588

TOTAL \$537,224

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-207

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The Council of the City of New Orleans will ordain in Ordinance Calendar Number 21,317 that the temporary moratorium on the issuance of alcoholic beverage permits in the area bounded by Chef Menteur Highway, Downman Road, Hayne Boulevard, Paris Road be waived for property located at **6600 Morrison Road, Suite 29, Morrison's Discount Meat Market**, for applicant **Salim H. Sleem**; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That a temporary 35-day Alcoholic Beverage Outlet permit be granted for the aforementioned property and applicant;

BE IT FURTHER MOVED, That the City Council authorizes and requests the Director of Finance to issue a temporary 35-day Alcoholic Beverage Outlet permit for property located at **6600 Morrison Road, Suite 29, Morrison's Discount Meat Market**, for applicant **Salim H. Sleem**; and to provide otherwise with respect thereto.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-208

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS,, the Council is in need of legal advice relative to Ordinance Calendar No. 21,262; and

WHEREAS, it is necessary to obtain this advice prior to the next Council meeting; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council authorizes and requests the Council President to sign a contract for Special Counsel to provide this service at an amount not to exceed \$3,000.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-209

(AS AMENDED)

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, as a City world renowned for its unique architectural characteristics, some of which dates back to the 18th century; and

WHEREAS, the City of New Orleans engages in contracts with companies for the demolition of properties that are determined to be an imminent danger to the public at large; and

WHEREAS, various construction materials are removed from the site of these demolition projects and placed in landfills, in turn increasing the waste stream and lessening the amount of space and time available to use the landfills; and

WHEREAS, salvageable construction materials should more reasonably be recycled rather than placed in landfills; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council requests that the Chief Administrative Officer report to the Council at its meeting on Thursday, April 3, 1997 as to the feasibility of modifying the demolition contracts for properties to be demolished in the city to require that every effort be made to recycle all salvageable construction materials from demolition projects rather than depositing these materials in landfills.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-210

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 8701 Cohn Street located in Square 262 Lot A in Councilmanic District A owned by Ronald Springer, 5341 Annunciation Street, New Orleans, LA 70115; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 8701 Cohn Street located in Square 262 Lot A in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-211

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1538-40 Eagle Street located in Square 201 Lot 19 in Councilmanic District A owned by Hampton Rental Property, LLC, 1319

Newton Street, New Orleans, LA 70114; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1538-40 Eagle Street located in Square 201 Lot 19 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-212

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 7916-18 Hickory Street located in Square 223 Lot 12 in Councilmanic District A owned by Eliza Douglas, 1105 Century Street, Monroe, LA 71202; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to

certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 7916-18 Hickory Street located in Square 223 Lot 12 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-213

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1014 Aline Street located in Square 213 Lot RR/13 in Councilmanic District B owned by Cynthia L. Patterson, 1014 Aline Street, New Orleans, LA 70115; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1014 Aline Street located in Square 213 Lot RR/13 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-214

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1359-61 Annunciation Street located in Square 115 Lot 23 in Councilmanic District B owned by The Estate of James W. Stroughter, 1800 Oretha Haley Castle, New Orleans, LA 70113; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1359-61 Annunciation Street located in Square 115 Lot 23 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-215

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1365-73 Annunciation Street located in Square 115 Lot 7 & 8 in Councilmanic District B owned by The Estates of James W. Stroughter, 1800 Oretha C. Haley Blvd., New Orleans, LA 70113; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1365-73 Annunciation Street located in Square 115 Lot 7 & 8 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-216

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 2134 Bienville Street located in Square 274 Lot 1 in Councilmanic District B owned by Bruce Williams, 11261 Lake Forest Blvd., New Orleans, LA 70128; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to

certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 2134 Bienville Street located in Square 274 Lot 1 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-217

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 3602 Camp Street located in Square 221 Lot 171 in Councilmanic District B owned by John c. Morris, FGB Realty Advisors, P. O. Box 2867, Monroe, LA 71207; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 3602 Camp Street located in Square 221 Lot 171 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-218

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 2003-05 Carondelet Street located in Square 241 Lot A in Councilmanic District B owned by Uptown Development, 11900 Biscayne Blvd., Miami, FL 33181; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 2003-05 Carondelet Street located in Square 241 Lot A in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-219

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 510 Jackson Avenue located in Square 44 Lot 2 in Councilmanic District B owned by Marie Eva Yaeger & Marie F. Kern, 2411 Richland Avenue, #113, Metairie, LA 70001-1501; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 510 Jackson Avenue located in Square 44 Lot 2 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-220

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 719-21 Jackson Avenue located in Square 73 Lot 11 in Councilmanic District B owned by Joseph W. Williams, 721 Jackson Avenue, New Orleans, LA 70130; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of

the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 719-21 Jackson Avenue located in Square 73 Lot 11 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-221

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 810 Philip Street located in Square 99 Lot 233 in Councilmanic District B owned by Marguerite Berckes, 889 Pentabla Street, New Orleans, LA 70124; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice

was given to property owner (s), hereby certifies that municipal address 810 PhilipStreet located in Square 99 Lot 233 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-222

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 111 Tchoupitoulas Street located in Square 133 Lot 21 in Councilmanic District B owned by G.G.U.S.A. Inc., 7205 International Drive, Orlando, FL 32819; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 111 Tchoupitoulas Street located in Square 133 Lot 21 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition

is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-223

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1729 Bayou Road located in Square 202 Lot W in Councilmanic District C owned by Linda Dugas, wife of/ and Joel Drummer, 11240 Woodvine Lane, New Orleans, LA 70128; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1729 Bayou Road located in Square 202 Lot W in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-224

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 426-28 Bermuda Street located in Square 17 Lot 19 in Councilmanic District C owned by Larry Tapp, 1046 Jermine Lane, Barataria, LA 70036; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 426-28 Bermuda Street located in Square 17 Lot 19 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-225

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 430-32 Bouny Street located in Square 7 Lot 21 in Councilmanic District C owned by Larry Tapp, 1046 Jermine Lane, Barataria, LA 70036; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 430-32 Bouny Street located in Square 7 Lot 21 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-226

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 813 Elmira Street located in Square 146 Lot 19 in Councilmanic District C owned by Alice Harris, 813 Elmira Street, New Orleans, LA 70114; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 813 Elmira Street located in Square 146 Lot 19 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-227

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1910-12-14-16 JoAnn Place located in Square E Lot 20 in Councilmanic District C owned by The Estate of James W. Stroughter, 1800 Dryades Street, New Orleans, LA 70112; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1910-12-14-16 JoAnn Place located in Square E Lot 20 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be

forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-228

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1918-29-22-24 JoAnn Place located in Square F Lot 4 in Councilmanic District C owned by The Estate of James W. Stroughter, 1800 Dryades Street, New Orleans, LA 70112; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1918-29-22-24 JoAnn Place located in Square F Lot 4 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-229

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1934-36-38-40 JoAnn Place located in Square F Lot 6 in Councilmanic District C owned by Old South Investment, 3652 Canal Street, New Orleans, LA 70119; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1934-36-38-40 JoAnn Place located in Square F Lot 6 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-230

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 411 Newton Street located in Square 182 Lot 23 in Councilmanic District C owned by Raquel D. Norris, 411 Newton Street, New Orleans, LA 70114; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 411 Newton Street located in Square 182 Lot 23 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-231

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 414 Newton Street located in Square 155 Lot 19 in Councilmanic District C owned by Henry P. Allen, 889 Pentaba Street, New Orleans, LA 70124; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 414 Newton Street located in Square 155 Lot 19 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-232

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1013 Villere Street (N) located in Square 177 Lot 2 in Councilmanic District C owned by Clarence Thomas, 1514 Andry Street, New Orleans, LA 70117; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1013 Villere Street (N) located in Square 177 Lot 2 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-233

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 401 Whitney Avenue located in Square 74 Lot 17 in Councilmanic District C owned by Christopher Hoffman, 1245 LeBoeuf Street, New Orleans, LA 70124; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 401 Whitney Avenue located in Square 74 Lot 17 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-234

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1513-15 Clouet Street located in Square 654 Lot 4 in Councilmanic District D owned by Jacqueline Marino Lewis, Joan Emile, Lawrence Emile, Michael Emile & Paul Emile, 1513 Clouet Street, New Orleans, LA 70117; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1513-15 Clouet Street located in Square 654 Lot 4 in Councilmanic District D has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-235

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 2217 Montegut Street located in Square 1158 Lot E in Councilmanic District D owned by Emelba Robinson, P. O. Box 87187, New Orleans, LA 70187; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 2217 Montegut Street located in Square 1158 Lot E in Councilmanic District D has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-236

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 6119 Prieur Street (N) located in Square 964 Lot 27 in Councilmanic District E owned by Melvin Elis, Jr., 6121 N. Prieur Street, New Orleans, LA 70117; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 6119 Prieur Street (N) located in Square 964 Lot 27 in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-237

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1916 Tricou Street located in Square 965 Lot 20 in Councilmanic District E owned by Thelma M. Powell, 1916 Tricou Street, New Orleans, LA 70117; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1916 Tricou Street located in Square 965 Lot 20 in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-238

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JOSEPH NGUYEN** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **7701 Dwyer Road, Suite #103** for Dwyer Seafood Restaurant, be, and the same is hereby granted, subject to eight (8) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-239

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **LEON J. IMPASTATO** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **301 Decatur Street** for Crawgator's, be, and the same is hereby granted, subject to five (5) provisos as stated in the Vieux Carre Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-240

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **House of Faith Church** for a waiver of lot size and off-street parking for property located at **2229 Allen Street**, be, and the same is hereby approved and granted, subject to four (4) provisos as stated in the City Planning Commission's report.

PROPOSED			REQUIRED			WAIVER		
						11,807 sq.ft		

Lot Area	8,193 sq. feet	20,000	or 59%
Parking Spacing	13	38	25 or 66%

Amending Proviso Number 2 to read as follows:

PROVISO:

"2.That a six foot (6') height rod iron fence be installed."

THE FOREGOING MOTION WAS READ IN FULL THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-241

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **Agape Community Baptist Church** for waiver of lot size and off-street parking for property located at **1922 St. Bernard Avenue**, be, and the same is hereby approved and granted, subject to one (1) proviso as stated in the City Planning Commission's report.

PROPOSED REQUIRED WAIVER
16,085 sq.ft

Lot Area	3,915 sq. feet	20,000	or 80%
Parking Spacing	None	9	9 or 100%
Lot Width	36.16'	100'	63.84' or 64%
Side Yard Setback	4'	10'	6' or 60%
Rear Yard Setback	14'	20'	6' or 30%

THE FOREGOING MOTION WAS READ IN FULL THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-242

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 9/97 - CHRISTIAN FAITH TEMPLE FAMILY WORSHIP CENTER, INC.** - Requesting a Conditional Use to permit a mental health clinic in a B-2 Neighborhood Business District, located in the petitioned property includes Lots 2A3B2, and 2A3B3, Section 25, Third Municipal District (with the actual site located on Lot 2A3B3), bounded by Wright and Morrison Roads, Farrar Canal and Willowbrae Drive (Municipal Address **10980 Morrison Road**), be, and the same is hereby overruled, and the Conditional Use granted, subject to eleven (11) provisos and one (1) waiver as stated in the City Planning Commission's report, with the addition of four (4) provisos, and amending proviso number 13 to read as follows:

PROVISOS:

"12.Uniformed security on a continuing basis during operating hours;

13.No methadone will be dispensed on site;

14.No future expansion at the existing site;

15.Creation of a Community Liaison Board to be composed of Barrington Subdivision Homeowners, Dr. Gregg Thomas, Pastor, Christian Faith Ministries, and representatives of the C.C.C. Partial Day Hospital. Members will meet on a monthly basis to facilitate communication , and discuss issue impacting hospital operations and neighborhood stability."

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-243

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 10/97 - SPRINT SPECTRUM L.P./TOURO INFIRMARY AND THE HEBREW BENEVOLENT ASSOCIATION OF NEW ORLEANS** - Requesting a Conditional Use to permit the placement of six (6) rooftop antennas and two (2) equipment cabinets for wireless personal communication services on an existing building (Gumbel Building) in an RD-2 Two Family Residential

District, located in Square 273, Lots 7,8, 9 and 10, in the Sixth Municipal District bounded by Chestnut, Delachaise, Camp and Aline Streets (Municipal Address **3450 Chestnut Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to five (5) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-244

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **917 Conti Street** owned by Donna Levine, Farrel Arnold Weils, Sr., and Larrie Weils; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **917 Conti Street** owned by Donna Levine, Farrel Arnold Weils, Sr., and Larrie Weil and further identified by

the State Board of Commerce and Industry as application number RTA # 950490-52 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective March 20, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-245

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$1,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2437-39 Amelia Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3911HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas - 5

NAYS:Terrell, Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-246

CITY HALL: March 20, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$4,100.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2111 Baronne St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4219HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-247

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$1,900.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3014 Dryades St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-1105HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-248

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES

HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4233 Erato Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4229HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-249

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$1,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4309-11 Erato Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2753HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-250

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1721 First Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-1109HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas - 5

NAYS:Terrell, Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-251

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$2,100.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2521-23 S. Galvez St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3918HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-252

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$1,200.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2409-11 S. Johnson St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2718HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-253

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$1,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2412-14 S. Johnson St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2718HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas - 5

NAYS:Terrell, Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-254

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2415 Magnolia St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2727HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-255

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2718-18 ½ Magnolia St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2728HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-256

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$3,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2901-03 Milan St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2729HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-257

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$1,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3417-19 Momus Ct.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3889HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-258

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$1,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2329-31 S. Roman St..** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-392HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-259

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$3,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1241-43 S. Telemachus St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3902HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-260

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$2,700.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3635-37 Third St..** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2736HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-261

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,245.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1410 St. Ferdinand St..** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3117HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL

BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-262

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$2,145.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2021-23 Feliciana St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2755HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-263

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,400.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2814 Metropolitan St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3113HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-264

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,090.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3317-19 Montegut St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2762HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-265

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$2,045.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **400 Tupelo St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3118HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-266

BY: COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, TERRELL, THOMAS AND WILSON

RESOLUTION STATING THE CITY OF NEW ORLEANS' INTEREST IN PARTICIPATING IN THE LOUISIANA ENTERPRISE ZONE PROGRAM AND THE DESIGNATION OF SUCH ENTERPRISE ZONES IN THE CITY OF NEW ORLEANS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the 1981 Louisiana State Legislature, and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature; and

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the distressed areas in the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development was designated certain Census Tracts/Block Groups in the City of New Orleans as Enterprise Zones eligible based on demographics and economic factors; and

WHEREAS, the City of New Orleans requests that the following Census Tracts/Block Groups be designated as

enterprise zones in lieu of the original census tracts/block groups that qualified:

ORIGINAL ZONE

Census Tract/Block Group

CT: 35 - BG: 3

CT: 6.01 - BG: 1

CT: 6.13 - BG: 2

NEW ZONE

Census Tract/Block Group

CT: 1 - BG: 1

CT: 1 - BG: 2

CT: 1 - BG: 3

WHEREAS, the City of New Orleans states this change is in agreement with the Overall Economic Development Plan for the City of New Orleans; and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements the City of New Orleans agrees:

- 1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.
- 2.To devise and implement a program to improve police protection within the zone or zones.
- 3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.
- 4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing and legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the start up of this project and used by that business permanently on that site.

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.)

8.To keep the Department informed whenever changes occur within the zone, i.e., as establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (street, etc.) changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 20th day of March, that the City of New Orleans will participate in the Louisiana Enterprise Zone Program and requests designation by the Louisiana Department of Economic Development of the aforementioned Census Tracts/Block Groups as enterprise zones.

BE IT FURTHER RESOLVED by the Council of the City of New Orleans, that any business whose primary source of income is derived from gaming activities or where the principal activity taking place thereon is gaming activities, or from an economic interest in gaming operations or gaming activities, or any combination of the above shall be ineligible to receive an endorsement or contract for any tax exemption, credit, rebate or any other benefit provided by the designation of this new zone.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolutions are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-267

BY: COUNCILMEMBERS SINGLETON AND GLAPION

WHEREAS, environmental abuse is the negative impact of human activity on the physical environment that results in immediate and long range damage to the ecosystem and the population; and

WHEREAS, environmental abuses also have a significant impact on the mental and emotional health of the affected population as exhibited in feelings of fear, anger and helplessness; and

WHEREAS, this was the reaction of residents in the Gentilly neighborhood, when an odor from a parked railroad tank car forced them to evacuate their homes on Monday,

February 18, 1997; and

WHEREAS, what happened on February 18, 1997 was a familiar episode for the Gentilly residents because in September, 1987, the toxic chemical butadiene leaked from an improperly closed hatch on a parked tank car and ignited; and

WHEREAS, the 1987 leak released fumes that forced the evacuation of 1,000 people and threatened the impending visit of Pope John Paul II; and

WHEREAS, the 2400 block of Abundance, several blocks east of Elysian Fields Avenue, is a switching yard, where residents report that tank cars filled with chemicals remain on the site for more than 48 hours; and

WHEREAS, a District Fire Chief has reported that several railroads use the tracks and that companies lease the tanks which are supposed to carry labels identifying their contents, but often are wrong or out of date; and

WHEREAS, it is the sense of the Council that hazardous materials teams, chemical experts and local enforcement agencies should have access to information needed to prevent incidents which could impact their lives and the lives of

residents; Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests the attendance and active participation of representatives of New Orleans Fire Department, New Orleans Police Department, HAZMAT Division of LA State Police, CSX Intermodal Terminal, Norfolk Southern Railroad, Illinois Central Railroad, Kansas City Southern Railroad, Public Belt Railroad Commission, Southern Pacific Railroad, Missouri Pacific Railroad, the Federal Railroad Administration, the Interstate Commerce Commission and the Louisiana Department of Environmental Quality to appear for a discussion at the Regular Council Meeting of Thursday, April 17, 1997, beginning at 10: a.m. in the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, LA, concerning policies and procedures and recommendations on possibly changing policies and procedures relative to the transportation by rail and/or storage of hazardous materials in the City of New Orleans.

BE IT FURTHER RESOLVED that the Clerk of Council shall cause certified copies of this resolution, along with a letter requesting their attendance and participation, to be forwarded to the above named agencies and companies for their immediate attention and response.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-269

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, urban blight and the deterioration of property plague the City of New Orleans; and

WHEREAS, in 1995 and 1996 the New Orleans Redevelopment Authority ameliorated the blight found on two hundred and ninety-four (294) properties that were processed through the blighted property removal process; and

WHEREAS, currently one hundred one (101) properties have entered the formal blighted property removal process; and

WHEREAS, as of January 1997, nine hundred twenty-four (924) properties were deemed "uninhabitable public nuisances" by the New Orleans Division of Housing & Neighborhood Development and are being considered to enter the formal blighted property removal process; and

WHEREAS, the New Orleans Division of Housing & Neighborhood Development estimates that approximately one thousand (1,000) additional properties satisfy the criteria required to deem them "uninhabitable public nuisances" and thus eligible to enter the formal blighted property removal process; and

WHEREAS, the City of New Orleans has an established administrative hearing procedure that can facilitate this process while preserving property owners' rights to a fair, public hearing; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council supports legislation authorizing an administrative hearing officer to act pursuant to R.S.13:2575 and 2576 through a public hearing to determine whether property is "blighted" and subject to expropriation by the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-270

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Charles A. Richard (vice Irving Novick) as a member of the Delgado Albania Plantation Commission for a term which will expire June 30, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-273

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's reappointment of Tammy L. Collins, nominee of the Mayor, At-Large as a member of the Criminal Justice Council for a term which will expire January 31, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-274

(AS AMENDED)

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Citizens have requested lighting on U. S. Highway 90 between Recovery Road and Chef Pass; and

WHEREAS, the Louisiana Department of Transportation and Development (DOTD) requires the City of New Orleans to maintain said roadway lighting which the state will pay for the installation; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council of the City of New Orleans hereby authorizes the Mayor to sign a Cooperative Endeavor Agreement with DOTD in which the City assumes all responsibility for the maintenance and operation of the roadway lighting system for a period of twenty-five (25) years. Said Agreement for State Project No. 006-90-0086 is attached to and made a part of this Resolution.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS
CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-275

BY: COUNCIL MEMBERS THOMAS, WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON AND TERRELL

WHEREAS, the City Council of New Orleans recognizes the need for financial incentives as a means of stimulating neighborhood reinvestment; and

WHEREAS, the City Council of New Orleans further promotes and encourages the infusion of new investment capital into the City of New Orleans communities through programs which lessen the applicable tax rate on earned income; and

WHEREAS, the City Council through its Housing and Human Needs Committee has worked to identify financial programs which offer innovation in lending practices; and

WHEREAS, the lack of sufficient financial incentives to attract homeowners to rehabilitate older buildings in distressed neighborhoods has limited opportunities for reinvestment; and

WHEREAS, the City Council desires to increase the range of affordable housing opportunities; and

WHEREAS, the use of new fiscal incentives and a greater range of financial investment options can strengthen the city's ad valorem tax base; and

WHEREAS, the implementation of a new federal income tax credit to encourage the rehabilitation of historic buildings for home ownership can stimulate targeted reinvestment; and

WHEREAS, the conceptual use of a 20% federal income tax credit is limited to \$50,000 for each principal residence; and

WHEREAS, expenditures made over a 24 month period must be greater than \$5,000 or the adjusted basis with exceptions for buildings in census tracts targeted as distressed and located in Enterprise or Empowerment Zones for which the minimum allowable expenditure is \$5,000; and

WHEREAS, the creation of a 20% income tax credit is further defined as the Historic Home ownership Assistance Act and includes developers who rehabilitate qualifying properties with allowances for the sale of such properties and a 5 year tax credit passed through to new homeowners providing that any sale occurring before a 5 year period is subject to recapture of tax credit; and

WHEREAS, provisions to assist low income taxpayers without sufficient tax liability include allowances for the conversion of tax credit to a mortgage credit certificate for an interest rate reduction on mortgage loans.

WHEREAS, the use of 20% federal income tax credit is directly aligned to meet the Secretary of Interior's standards for historic certification; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That implementation of a federal earned income tax credit to encourage the rehabilitation and purchase of historic properties can stimulate reinvestment in distressed neighborhoods while simultaneously reversing the effects of an eroding ad valorem tax base; and

BE IT FURTHER RESOLVED, That this Council desires to encourage and promote the use of financial incentives which attract new capital investments to counteract neighborhood decline; and

BE IT FURTHER RESOLVED, That the Historic Home ownership Assistance Act is therefore endorsed by the Council of the City of New Orleans for favorable consideration and the Clerk of Council shall forward copies of this resolution to the Louisiana Congressional Delegation in Washington D. C.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-276

(AS AMENDED)

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The City of New Orleans contains Historic Architecture which represent a cultural renaissance for generations past and present; and

WHEREAS, The City Council of New Orleans recognizes the value of Neighborhood revitalization; and

WHEREAS, The City Council of New Orleans further recognizes the importance of maintaining the structural integrity of the City's housing stock contained in 72 Neighborhoods; and

WHEREAS, the need to direct and encourage new investment capital and more flexible lending practices to areas facing substantial decline is viewed as a necessary effort to reduce the number of demolitions of affecting the City's historic housing stock; and

WHEREAS, the frequency of occurrence of permitted demolitions in the City of New Orleans represents a loss of historic structures which contribute to neighborhood character and diversity; and

WHEREAS, The historic and aesthetic value of New Orleans architecture can be preserved through maximized efforts to stimulate reinvestment in New Orleans Neighborhoods; and

WHEREAS, The City Council of New Orleans supports the development of financial alternatives through public and private sector cooperation in the furtherance of revitalization efforts that lead to a reduction in demolitions; now

therefore

BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Department of Safety and Permits shall notify all Councilmembers of demolition permits issued weekly in each councilmanic District; and

BE IT FURTHER RESOLVED that the Clerk of Council shall forward copies of this resolution to the Executive Director of the Department of Safety and permits

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED

ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-277

BY: COUNCILMEMBERS WILSON, SINGLETON, AND CARTER

WHEREAS, under the provisions of Part III, Chapter 9, Title 33 of the Louisiana Revised Statutes of 1950, as amended, (the "Act") the Sewerage and Water Board of New Orleans (the "Board") has the power to issue sewerage service revenue bonds in the name of the City of New Orleans (the "City"), and pursuant to section 4121 of the Act the Board has heretofore adopted on August 25, 1986, a General Bond Resolution and a Supplemental Bond Resolution (collectively, the "1986 Bond Resolutions"), authorizing the issuance of \$21,280,000 of Sewerage Service Revenue Bonds, Series 1986, of the City of New Orleans (the "1986 Bonds"); and

WHEREAS, the 1986 Bond Resolutions have been approved by this City Council by Substitute Resolution No. R-86-272, adopted on August 25, 1986; and

WHEREAS, the Sewerage and Water Board has adopted a Second Supplemental Bond Resolution, which supplements the 1986 Bond Resolutions and authorizes the issuance of Thirty Million Dollars (\$30,000,000) of City of New Orleans, Louisiana, Sewerage Service Revenue Bonds, Series 1997 (the "1997 Bonds"), for the purpose of paying a portion of the costs of capital improvements consisting of the construction of sewerage treatment plants, improvements, extensions, betterment and repairs to the public sewerage system of the City, which are works of public improvement in and for the Board and the City, or for the acquisition of land to be used in connection therewith, funding the debt service reserve

fund and paying the cost of issuance associated therewith (the "Second Supplemental Resolution"); and

WHEREAS, pursuant to section 4121 of the Act, the Second Supplemental Resolution is not effective until approved by resolution adopted by affirmative vote of a majority of the members of the Council of the City of New Orleans; and

WHEREAS, a copy of the Second Supplemental Resolution has been received and approved and are spread upon the minutes of this meeting of the Council; and

WHEREAS, it is the desire of this Council of the City of New Orleans to approve the Second Supplemental Resolution, so that the Board may proceed with the issuance and sale of the 1997 Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Second Supplemental Bond Resolution adopted by the Board on March 21, 1997, authorizing the issuance of the 1997 Bonds, is hereby approved.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that it agrees to undertake and perform or continue to undertake and perform all of the duties and functions to be performed by it pursuant to the provisions of the 1986 Bond Resolutions and the Second Supplemental Resolution and the Act with respect to the issuance, security, payment and redemption of the 1997 Bonds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the appropriate officials of the City be and they are hereby authorized and requested to take all steps and do all acts that may be necessary or proper to carry out and perform the obligations of the City set forth in the 1986 Bond Resolutions and Second Supplemental Resolution.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED

ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-278

BY: COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, the City Council has recently appropriated \$1 million to make the first installment repayment of \$6.3 million to the federal government for funds misspent in the administration of a federal housing program; and

WHEREAS, the Council believes that federal departments which provide grant funds to local and state government have a responsibility to provide monitoring of the funded programs, in addition to the monitoring responsibility of the City; and

WHEREAS, the Council believes that HUD was remiss in permitting expenditure of more than \$6 million before they monitored the program and identified the problems; and

WHEREAS, Congressman Richard Baker has indicated that he is interested in reviewing the federal role in monitoring grant funded programs and finding ways to increase the effectiveness of federal monitoring; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that Congressman Richard Baker is requested to review the monitoring provided by HUD for the City's HOME program as part of a broader review which will lead to providing more timely and effective federal monitoring of grant funded programs.

BE IT FURTHER RESOLVED that the City Attorney, the Office of Federal and State Programs, and the Division of Housing are requested to provide information and cooperation to the Congressman's office to assist him in his review.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED

ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-279

(AS AMENDED)

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the City has had a substance abuse policy in place for a number of years to assist in maintaining a safe and healthful working environment for employees, visitors and the general public; and

WHEREAS, the City requires a drug test for every applicant as a condition of consideration of employment to encourage a drug free workplace; and

WHEREAS, the City has procedures for random drug testing for those employees in "safety-sensitive" positions; and

WHEREAS, Louisiana Governor Mike Foster has proposed drug testing of public employees, state officials and legislators, local officials, welfare recipients and students; and

WHEREAS, the City Council wishes to support all efforts to reduce the drug problem faced by society on a daily basis; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council wishes to lend its support to Governor Foster's proposal to legislate a wide ranging drug testing program for all public employees and officials, and those individuals receiving public assistance, as permitted by law, subject to the state paying for any cost associated with testing and treatment.

BE IT FURTHER RESOLVED, That the Clerk of Council forward a copy of this resolution to Governor Foster and all of the state legislators to indicate this City Council's support for drug testing programs to help identify those individuals with a substance abuse problem.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. M-97-280

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Chief Administrative Officer's proposed Contract with James Young, as a hearing officer for a term to expire on December 31, 1997, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-281

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Melissa A. Lee as a member of the New Orleans Media Center for a term which will expire March, 1998 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-282

BY: COUNCIL MEMBERS WILSON, CARTER, GLAPION AND THOMAS

WHEREAS, This motion identifies the emergency relocations of three polling places which have become unavailable for use or recommended for relocation for reasons stated in the attached report and made a part hereto; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the locations shown on the list attached hereto and made a part hereof are hereby established as the official polling places for the precincts specified herein for the City of New Orleans, Parish of Orleans, state of Louisiana:

Ward/Precinct: 7/17

Change From: 2965 Maurepas Street

Change To: 3519 Trafalgar Street, Langston Hughes School

Ward/Precinct: 9/42B

Change From: 7754 Alabama Street

Change To: 6054 Haynes Boulevard, Pre-School Inc.

Ward/Precinct: 12/1

Change From: 624 Louisiana Avenue

Change To: 3649 Laurel Street, Lyons Center, Agnes Bauduit School

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this Motion to the City Attorney requesting her office to file all necessary documents in connection with preclearance for those polling place changes recommended by the Clerk of Criminal District Court with the United States Department of Justice under Section 5 of the Voting Rights Act.

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this motion to the Office of the Registrar of Voters, Parish of Orleans, and the Commissioner of Elections office, Elections and Registration Division, Box 14179, Baton Rouge, Louisiana 70898-4179, and to the Board of Supervisors of Elections, Orleans Parish.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-283

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission relative to **Design Review 88/96**, for applicant **Louisiana Land & Exploration**, requesting an appeal to Ordinance Number 11,489 M.C.S. -- which prohibits the demolition of buildings within the Central Business District in order to create surface parking -- in this case, by permitting the demolition of a parking garage (formerly a Paretto Pontiac dealership) at municipal address **921 Perdido Street (at cross-street 330 O'Keefe Street)**, located directly behind the LL&E building in the First Municipal District, be and the same is hereby overruled, and the appeal granted, subject to the following six (6) provisos:

- (1)A corporate guarantee and bond for the amount of the proposed development shall be submitted to staff of the City Attorney's office for review and approval prior to the issuance of any demolition permit;
- (2)Development plans shall be submitted to staff of the City Planning Commission for review and approval prior to the issuance of any demolition permit;
- (3)Curb cuts, traffic circulation and passenger loading zones shall be subject to review and approval by the Department of Public Works;
- (4)Applicant cannot receive a demolition permit unless it is subject to approval of financing for the commencement of construction of the hotel project;
- (5)The project plans shall be reviewed by the CBD Historic District Commission who shall make recommendations on the design of the structure;

(6)The demolition permit cannot be issued until all provisos are met.

BE IT FURTHER MOVED, That the Clerk of Council shall forward copies of this motion directly to all affected departments.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-284

BY:COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Cyril Saulny as a member of the New Orleans Media Center for a term which will expire March, 1999, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson- 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-285

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER CARTER

WHEREAS, HB 433 has been introduced, which would permit a gaming boat to change docksites within a parish if parish voters approved it in an election called by the local governing authority; and

WHEREAS, the Council believes that elections regarding gaming matters should be authorized first by the legislature and only then called by the City Council; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that this Council urges the legislature to require that elections regarding gaming matters be first authorized by the state legislature and then called by the governing authority of the parish concerned.

BE IT FURTHER RESOLVED that the Clerk of Council is instructed to provide copies of this resolution to all members of the Orleans Parish legislative delegation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-286

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, on March 20, 1997, Ordinance Calendar Number 21,338 was introduced relative to the creation of an Administrative and Enforcement Advisory Committee on alcoholic beverage matters; and

WHEREAS, Ordinance Calendar Number 21,338 calls for the formation of said Administrative and Enforcement Advisory Committee within 45 days from the adoption of said ordinance; and

WHEREAS, this proposed committee is intended to serve as the liaison between the Department of Finance, the City Council, the City Alcoholic Beverage Control Board, the Department of Police and the State Office of Alcoholic Beverage Control; and

WHEREAS, the proposed committee is intended to perform the following functions: 1) to assist the Department of Finance in the development and publication of a Compliance Handbook and any necessary amendments thereto, outlining city, state and federal alcoholic beverage laws, rules and regulations; 2) to assist and advise the City in educating alcoholic beverage retailers, officers of the Department of Police and enforcement representatives of the Department of Finance regarding laws and regulations related to the proper operation of retail alcoholic beverage establishments; 3) to review City efforts to enforce alcoholic beverage laws and regulations, and to advise officials charged with enforcing alcoholic beverage control laws, rules and regulations; 4) to evaluate all aspects of the permitting, investigating, enforcing, prosecuting, and penalizing of alcoholic beverage retailers; and 5) any other function related to the proper operation of retail alcoholic beverage businesses, and the equitable and effective enforcement and regulation of such businesses; and

WHEREAS, the composition of the proposed committee will consist of one representative from each of the following City departments or organizational groups: 1) the Department of Law; 2) the Department of Finance; 3) the City Planning Commission; 4) one representative will be submitted jointly by the Louisiana Association of Alcoholic Beverage Licensees, Inc. and the Louisiana Restaurant Association; and 5) a citizen from the city of New Orleans; and

WHEREAS, appointments to the proposed committee shall be made by the respective department heads, except that with regard to the citizen appointment, the Mayor will appoint a citizen from any nominations he may receive or, in the event he does not receive such nominations, he will appoint any citizen of New Orleans of his choice; and that with regard to the representative to be jointly submitted, the appointment shall be made by the Mayor from a minimum of two nominees from the named associations; and

WHEREAS, it is intended that the proposed committee shall provide monthly written reports to the City Council, the Mayor and the Alcoholic Beverage Control Board; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That in anticipation of the adoption of Ordinance Calendar Number 21,338, the Mayor, the above named departments and organizational groups now begin the process of determining their nominees to the proposed committee in order that the committee may forthrightly come into existence and begin its operations in a timely fashion.

BE IT FURTHER MOVED That a certified copy of this motion be forwarded to the Mayor, the Chief Administrative Officer, the City Attorney, the Director of Finance, the Executive Director of the City Planning Commission, the Louisiana Association of Alcoholic Beverage Licensees, Inc. and the Louisiana Restaurant Association for their immediate attention and action.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-287

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, in Motion M-97-208, the Council approved the signing of a contract for Special Counsel to provide legal advice relative to Ordinance Calendar Number 21,262, and

WHEREAS, it is now necessary to increase the maximum amount of compensation in that contract as a result of the Administration's request for deferral of Ordinance Calendar Number 21,262; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council authorizes and requests the Council President to sign a contract for Special Counsel to provide this service at an amount not to exceed \$10,000.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-288

BY: COUNCILMEMBERS CARTER AND GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District encompassing all lots abutting on St. Claude Avenue, between Elysian Fields and the Industrial Canal, prohibiting the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or

any other uses, unless that person holds a current valid alcoholic beverage permit, and is also engaged in the commercial sale of alcoholic beverages at the permitted premises as of March 20, 1997.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained within the aforesaid area during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than 180 days from the date of adoption of an ordinance effecting the IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-289

(AS AMENDED)

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, currently strip joints & adult entertainment are not clearly differentiated from live entertainment in the comprehensive zoning ordinances.

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission conduct a public hearing to amend the definition to clarify strip joint/adult entertainment, the location where these activities are allowed and

that CPC study whether, live adult entertainment could be offered at restaurants.

BE IT FURTHER MOVED, That the City Planning Commission also study whether adult entertainment can be offered at restaurants.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. R-97-290

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 925 Dupre Street (N) located in Square 338 Lot 13 in Councilmanic District A owned by The Estate of Calvert Hewlette, 2332 Laurel Street, New Orleans, LA 70130 and 1300 Perdido Street, New Orleans, LA 70112; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 925 Dupre Street (N) located in Square 338 Lot 13 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-291

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 710-12 Harmony Street located in Square 86 Lot 22 in Councilmanic District B owned by Capital Resources Group, Inc., P. O. Box 73985, Metairie, LA 70003; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 710-12 Harmony Street located in Square 86 Lot 22 in Councilmanic District B has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-292

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1501 Derbigny Street (N) located in Square 763 Lot A in Councilmanic District C owned by Joyce Sturgis Bowen, wife of/and Dr. Ezra Bowens, Jr., 2225 Dante Street, New Orleans, LA 70118; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1501 Derbigny Street (N) located in Square 763 Lot A in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-293

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1508-10 Derbigny Street (N) located in Square 758 Lot B in Councilmanic District C owned by Clementine Boutee Baptist, wife of/and Oscar Baptiste, 5511 Richerd Drive, New Orleans, LA 70126; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1508-10 Derbigny Street (N) located in Square 758 Lot B in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-294

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 518 Opelousas Avenue located in Square 118 Lot B-4 in Councilmanic District C owned by Patricia A. B. Jackson, wife of/and Eddie Jackson, 2007 Bodenger Boulevard, New Orleans, LA 70114; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 518 Opelousas Avenue located in Square 118 Lot B-4 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-295

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1141-43 Robertson Street located in Square 199 Lot F in Councilmanic District C owned by Bankers Trust Co. of California, 1401 Royal Avenue, Monroe, LA 71207 - Trustee: Geo Dean; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1141-43 Robertson Street located in Square 199 Lot F in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-296

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1418 Robertson Street (N) located in Square 628 Lot F in Councilmanic District C owned by Nathan King, Jr., 3914 N. Miro Street, New Orleans, LA LA 70117; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1418 Robertson Street (N) located in Square 628 Lot F in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-297

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1512-14 Robertson Street (N) located in Square 626 Lot D in Councilmanic District C owned by Noland Stansberry, Lawrence Stansberry, III, 3018 Toledano Street, New Orleans, LA 70125; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1512-14 Robertson Street (N) located in Square 626 Lot D in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-298

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1371-73 St. Bernard Avenue located in Square 505 Lot 3 in Councilmanic District C owned by Marilyn D. Davie, wife of/and Stephen Davis, 1373 St. Bernard Avenue, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1371-73 St. Bernard Avenue located in Square 505 Lot 3 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-299

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1110 Villere Street (N) located in Square 171 Lot 2 in Councilmanic District C owned by Leona Marie Bywater, wife of/and Sidney Bywater, 1110 N. Villere Street, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1110 Villere Street (N) located in Square 171 Lot 2 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-300

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1209 Villere Street (N) located in Square 174 Lot Pt-21 in Councilmanic District C owned by Ethel J. Sims, Box 372, Jennings, LA 70546; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1209 Villere Street (N) located in Square 174 Lot Pt-21 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-301

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1239 Villere Street (N) located in Square 174 Lot 6 in Councilmanic District C owned by Edna Johnson, wife of/and Jeff Robair, 1239 N. Villere Street, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1239 Villere Street (N) located in Square 174 Lot 6 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-302

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1459-61 Villere Street (N) located in Square 627 Lot 5 in Councilmanic District C owned by Paulette Holden, wife of/and Anthony Thomas, Sr., 1461 N. Villere Street, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1459-61 Villere Street (N) located in Square 627 Lot 5 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-303

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1513-15 Villere Street (N) located in Square 626 Lot D in Councilmanic District C owned by Janice Stocktard wife of/and Travis B. Anderson, 16160 Kenwood Drive, Gulfport, Mississippi 39503 and Landa Arrington, wife of/and Leslie J. Blakely, Jr., 1303 Goodyear Boulevard, Picayune, Mississippi 39466; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1513-15 Villere Street (N) located in Square 626 Lot D in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-304

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 929-31 Villere Street (N) located in Square 178 Lot 22 in Councilmanic District C owned by Oliva Howard, wife of/and Chris Robinson, #2, Colgate Place, Kenner, LA 70062; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 929-31 Villere Street (N) located in Square 178 Lot 22 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-305

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1218 Tupelo Street located in Square 449 Lot A in Councilmanic District E owned by Josephine Rodi Vicknair, Claude Vicknair, Joseph Maxie Vicknair, Leona Vicknair, wife of William Roth, and Inez Vicknair, wife of Enoch Emmons, 4020 Clairborne Avenue, Metairie, LA 70075; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1218 Tupelo Street located in Square 449 Lot A in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-306

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 5419-21 Urquhart Street located in Square 551 Lot 6 in Councilmanic District E owned by Clarence Branch, 5419 Urquhart Street, New Orleans, LA 70112; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 5419-21 Urquhart Street located in Square 551 Lot 6 in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-307

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **GLENN R. SNYDER, agent for Mr. Jose Vazquez** for a waiver to the moratorium on the issuance of permits for the expansion of an existing two-story building for property located at **5328 Franklin Avenue** for Vazquez Seafood & Restaurant, be, and the same is hereby granted, subject to seven (7) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-308

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **REVEREND WILLIE ELLIS, Pastor, New Bethel Missionary Baptist Church** for a waiver of lot size and off-street parking for property located at **512 Opelousas Street**, be, and the same is hereby approved and granted, subject to five (5) provisos as stated in the City Planning Commission's report.

PROPOSED REQUIRED WAIVER

	PROPOSED	REQUIRED	WAIVER
			15,980 sq. ft.
Lot Area	4,080 sq. feet	20,000	or 79%
Parking Spacing	None	13	13 or 100%
Lot Width	34'	100'	66' or 66%
Front Yard Setback	0'	20'	20' or 100%
Side Yard Setback	2'	10"	8' or 80%

THE FOREGOING MOTION WAS READ IN FULL THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-309

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 130/96 - ISIDORE NEWMAN SCHOOL/SPRINT SPECTRUM** - Requesting a Conditional Use to permit the placement of mast-mounted antennas and accessory equipment on the roof of an existing building in an RD-2, Two-Family Residential District, for Square 531-A, Sixth Municipal District, bounded by Jefferson Avenue, Loyola, Danneel and Soniat Streets (Municipal Address **1903 Jefferson Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to five (5) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-310

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 131/96 - RIVER/ROAD CONSTRUCTION CO., INC.** - Requesting an amendment to ordinance 16,423 M.C.S. (ZD 143/94) as amended, for a Conditional Use to permit a Construction/Demolition Landfill (LaDEQ LAC 33.VII)1 in an LI-Light Industrial District on 100 acres previously approved to operate two borrow pits (ZD 31/89 and ZD 47/93), a tire shredding and recycling center (ZD 143/94) and a permitted waste transfer station facility (Permit #B29661), located in Parcel 5, Section A, Lots 1C-2A and 1C-4B, New Orleans East Industrial Subdivision, Third Municipal District, bounded by Chef Menteur Highway (Hwy 90), Louisville & Nashville (CSX) Railroad and Marseille Lagoon/Maxent Canal (Municipal Address **16600 Chef Menteur Highway**), be, and the same is hereby upheld and the petition denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-311

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 8/97 - NICK RIPPON** - Requesting a Map Change from "RD-3, Two-Family Residential District" to "B-1A, Neighborhood Business District" to permit a standard restaurant (coffee shop), for Square 171, Lot 14 (or K) in the Third Municipal District, bounded by Royal, Louisa, Dauphine and Clouet Streets (Municipal Address **701 Clouet Street**), be, and the same is hereby upheld and the Map Change granted, with eight (8) title restrictions as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-312

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 11/97 - CARRIE ANN HALTMAR AND GEORGE G. MARQUETTE/WENTWORTH INDUSTRIES, LLC (RADIOFONE, INC.)** - Requesting to appeal the Telecommunications Facility Prohibition Interim Zoning District (Zoning Docket No. 123/96), to permit the construction of a 195 foot telecommunications tower facility in an NU Non-Urban District, for Section 3, Lot 5, Third Municipal District, bounded by Highway 11, Little Irish Bayou, and Irish Bayou Lagoon, be, and the same is hereby overruled and the construction granted, subject to four (4) waivers and eight (8) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-313

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 14/97 - CITY COUNCIL MOTION NO. M-96-929** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 2 "Definitions", Article 6 "Central Business Districts" and Article 11.48 (d) "Supplemental Use Standards for Alcoholic Beverage Outlets" to consider defining a multi-discipline arts center as "one that presents visual arts exhibitions, as well as performing arts, including music, dance and theater and having a minimum of ten thousand (10,000) square feet of gallery space, in addition to six thousand (6,000) square feet of theater space," to allow this use as a permitted use in the CBD, Central Business Districts and to exclude a multi-discipline arts center from the regulations limiting the issuance of alcoholic beverage permits in the Central Business District, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-314

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 15/97 - SPRINT SPECTRUM L.P./LOUISIANA STATE UNIVERSITY** - Requesting a Conditional Use to permit the placement of six (6) rooftop antennas and two (2) equipment cabinets for wireless personal communication services on an existing building (LSU Dental School) in an RS-2, Single Family Residential District, in Square 166, T12S-411E, Lots 1-19, Third Municipal District, bounded by Florida Avenue, Wilshire Place, Moss and Roger Williams Streets (Municipal Address **1100-90 Florida Avenue**), be, and the same is hereby upheld and the Conditional Use granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-315

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 16/97 - SPRINT SPECTRUM L.P./UNIVERSITY OF NEW ORLEANS** - Requesting a Conditional Use to permit the placement of three (3) rooftop antennas and two (2) equipment cabinets for wireless personal communication services on an existing building (Engineering Building) in an RM-4, Multiple Family Residential District, in Square UNO, on an undesignated lot in the Third Municipal District, bounded by Leon C. Simon Drive, Founder's and Milneburg Roads and Harwood Drive (Municipal Address **2000 Lakeshore Drive**), be, and the same is hereby upheld and the Conditional Use granted, subject to six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-316

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 19/97 - CITY COUNCIL MOTION NO. M-97-18** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 1 "General Provisions", Section 1.10 "Adult Establishments" to include previously inadvertently omitted language added to the text of the Comprehensive Zoning Ordinance by Ordinance No. 12,481 M.C.S., and to further amend Article 1, Section 1.10 so that its first sentence reads "No occupancy permits shall be issued by the Director of the Department of Safety and Permits for any adult establishment (as defined in Article 2) located within a thousand-foot radius of any residential zone, any residential use, or any habitable unit; any church or other religious institution, any school, any playground, any public park, or any area zoned for the aforesaid uses", be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-317

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 24/97 - JOSIE ORTOLANO/SUCCESSION OF GEORGE J. ORTOLANO** - Requesting a Map Change from a "B-1A, Neighborhood Business District" to a "B-2, Neighborhood Business District" to permit a Music Recording Studio, for Square 215, Lots A and B, in the Sixth Municipal District, bounded by Louisiana Avenue, Magazine, Delachaise and Constance Streets (Municipal Address **3436-40 Magazine Street**), be, and the same is hereby overruled and the Map Change granted, subject to title restrictions.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be

forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-318

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider the establishment of an Interim Zoning District, in the Lakeview neighborhood for the area bounded by Orleans Avenue, City Park Avenue, Interstate 610, Pontchartrain Expressway/Interstate 10, Orleans-Hammond Highway/Robert E. Lee Boulevard, the Orleans Canal, and the Orleans Parish Line, prohibiting the issuance of building permits for the construction of two-family dwellings or the conversion of an existing structure to a two-family dwelling. This prohibition shall not be applicable to the repair or renovation of existing two-family dwellings, or the downsizing of multiple-family dwellings to single-family dwellings.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the Lakeview neighborhood for any property contained within the aforesaid boundaries during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than one year from the date of adoption of an ordinance effectuating this IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS

CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-319

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider the establishment of an Interim Zoning District, in the Riverbend neighborhood, prohibiting the issuance of permits relative to applications for the demolition of buildings, structures or dwellings on property located within the area bounded by South Carrollton Avenue, Willow Street, Leake Avenue, and the Orleans Parish Line.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the Riverbend neighborhood for any property contained within the aforesaid boundaries during consideration of this matter; and that this Interim Zoning District shall be in effect for a period no longer than one year from the date of adoption of an ordinance effectuating this IZD.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS

CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

M-97-320

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Mark Russo (vice Harold R. Haase), nominee of the Local #60, Plumbers & Steamfitters as a member of the Board of Mechanical Examiners for a term which will expire June 30, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS

CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-321

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, according to a recent article in The Journal of the American Medical Association, the poly unsaturated fatty acid called omega-3 that is found primarily in seafood can reduce the risk of cardiac arrest by 50 to 70 percent; and

WHEREAS, Louisiana's warm Gulf water and fertile estuarine systems are home to more than 100 commercially valuable seafood species, which is unmatched anywhere else in the nation; and

WHEREAS, Louisiana is the nation's second largest seafood producer with a 1.2 billion pound annual landing valued at \$272 million; and

WHEREAS, shrimp is by far Louisiana largest fishery at 100 million pounds per year, which is number one in the country, with Louisiana contributing 50% of the shrimp production from the Gulf of Mexico for an annual dockside value of \$150 million, retail sales over \$781 million, and provides nearly 33,000 jobs; and

WHEREAS, according to a Louisiana State University study, as seafood travels from the water to the consumer, its value multiples, whereby the commercial seafood industry employs approximately 90,000 people in harvesting, process,

wholesaling, retailing and seafood related business, with more than 550 companies involved in handling primary and value-added shrimp, oysters, crabs, many species of fish, and crawfish; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council strongly urges Governor Mike Foster, the Louisiana Legislature to instruct Secretary J. Jenkins, Department of Wildlife & Fisheries to abort any effort to abolish the Louisiana Seafood Promotion & Marketing Board in light of the fact that this is a 100% commercial fishing industry funded board which receives no state general funds, and continues to support and protect commercial fishermen, lease holders growers and dealers.

BE IT FURTHER RESOLVED, That the Clerk of Council is hereby instructed to forward a copy of this Resolution to Governor Mike Foster, the New Orleans Delegation to the Louisiana Legislature, and the members of the Louisiana Congressional District.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-322

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, under the provisions of the Revised Status of Louisiana, Title R.S.33:4727, the Board of Zoning Adjustments (BZA) is required to adopt rules for the transaction of business; and

WHEREAS, the current rules of the BZA have been in effect, without significant amendment, since 1977; and

WHEREAS, the current BZA rules should be revised to insure a more orderly and uniform handling of appeals, special exceptions and variances; and

WHEREAS, it is necessary that these revised rules, policies and procedures (copy attached) be adopted and made public and available to all governmental bodies and citizens; and

WHEREAS, pursuant to City Code Section 2-1000 the BZA advertised and conducted a public hearing on Monday, March 10, 1997 at 9:00 A.M. in the City Council Chamber; and

WHEREAS, copies of the revised rules were made available at the meeting and at all branches of the public library; and

WHEREAS, the BZA has otherwise complied with the requirements of Section 2-1000 of the City Code relative to promulgation of regulations, rules and procedures; and

WHEREAS, in the event the Council approves the proposed revised BZA rules, they shall become legally enforceable, pursuant to Section 4-107 (3) (d) of the Home Rule Charter, at 12:01 A.M. on the twenty-second day following their approval by Council resolution; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council will hold a public hearing to receive comments from the general public at the April 17, 1997 Council meeting in reference to proposed revised rules of the Board of Zoning Adjustments.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-323

BY: COUNCILMEMBERS THOMAS AND SINGLETON

WHEREAS, the development of Square 26 as a park has been delayed because of lack of funding; and

WHEREAS, the City has received revenues from time to time from rentals of Square 26, and additional revenues may be received in the future, prior to beginning development; and

WHEREAS, it is the Council's intent that all revenues generated by rentals of Square 26 be appropriated for development of the park; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests that the administration prepare the ordinances necessary to appropriate all funds received in the past from rental of Square 26, and the revenues projected to be received from rentals during the rest of 1997, for development of Square 26 as a park.

BE IT FURTHER RESOLVED that the Council requests that the ordinances be ready for introduction at the April 17th Council meeting, so that they may be presented to the Budget Committee at its April meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-324

CITY HALL: April 3, 1997

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, under the provisions of the Revised Statutes of Louisiana, Title R.S.33:4727, the Board of Zoning Adjustments (BZA) is required to adopt rules for the transaction of business; and

WHEREAS, the current BZA rules should be revised to insure a more orderly and uniform handling of appeals, special exceptions and variances; and

WHEREAS, it is necessary that these revised rules, policies and procedures (copy attached) be adopted and made public and available to all governmental bodies and citizens; and

WHEREAS, pursuant to City Code Section 2-1000 the BZA advertised and conducted a public hearing on Monday, March 10, 1997 at 9:00 A.M. in the City Council Chamber; and

WHEREAS, copies of the revised rules were made available at the meeting and at all branches of the public library; and

WHEREAS, the BZA has otherwise complied with the requirements of Section 2-1000 of the City Code relative to promulgation of regulations, rules and procedures; and

WHEREAS, the City Council held a public hearing to receive comments from the general public at the April 17, 1997 Council meeting in reference the BZA's to proposed revised rules; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Rules of the Board of Zoning Adjustments*, as set forth in the attachment hereto, are hereby approved, adopted and shall become legally enforceable, pursuant to Section 4-107(3)(d) of the Home Rule Charter, at 12:01 A.M. on the twenty-second day following adoption of this resolution.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Hazeur-Distance, Glapion, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

*COPIES ARE ON FILE IN THE OFFICE OF THE CLERK OF COUNCIL.

NO. R-97-325

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Oscar Medrano began on August 28, 1969, a career with the City of New Orleans Health Department that would span twenty-seven and a half years during which he wore many hats; and

WHEREAS, he began with the Model Cities Program in the classification of Sanitarian I and progressed through the Sanitarian series, Program Coordinator, Auxiliary Health Services Supervisor to Chief of Environmental Services, the classification he held at the time of his retirement on March 14, 1997; and

WHEREAS, Mr. Medrano's quest for excellence sent him to Tulane University where in 1973 he received a Master's Degree in Public Health; and

WHEREAS, he has directed the operations of the Lead Poisoning Program, Environmental Enforcement, Alcohol Management and Special Health Projects; and

WHEREAS, Mr. Medrano used the knowledge and skills that he attained to continually help his beloved country, Honduras; and his expertise was sought by the Ambassador and Mayors of that country; and he spearheaded relief efforts for Honduras after Hurricane Fifi; and

WHEREAS, he has lent his expertise to the boards and committees of the New Orleans Ser-Jobs for Progress, Inc., Metropolitan Council for the Aging, Total Community Action, Area Agency on Aging, Latin Advisory Committee and Mosquito Control, Mayor's Public Housing Committee and Executive Planning Committee for the Surgeon General's Regional Hispanic/Latino Health Meeting; and he spoke at the U.S. Public Health Service Professional Association meeting and taught at Tulane University; and

WHEREAS, Oscar Merando's accomplishments are many and have expanded the horizons of the health care and environmental health of this community; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council wishes to thank Oscar Medrano for his many years of dedicated service to the City of New Orleans and wish him good luck and much success in his future endeavors.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-326

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Ordinance Number 17,558 M.C.S. was adopted by the City Council on June 6, 1996, which required the Director of the Department of Utilities to promulgate rules and regulations to restrict buses in the Vieux Carre'; and

WHEREAS, Ordinance Number 17,727 M.C.S. was adopted by the City Council on August 15, 1996, in part, to allow additional days to promulgate such rules and regulations; and

WHEREAS, following public hearings, the City Council adopted Resolution R-96-670 on October 17, 1996, to adopt the rules and regulations to restrict buses in the Vieux Carre'; and

WHEREAS, the implementation of these rules and regulations is scheduled to begin in April, 1997; and

WHEREAS, the City Council wishes to appoint the members of this advisory panel as recommended by the various representative bodies identified in the rules and regulations; now, thereof

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council hereby makes the following appointments to the advisory panel which shall begin its function on April 14, 1997 and complete same by April 13, 1998 as submitted by the various organizations:

NAME ORGANIZATION

Lilliam ZayasDepartment of Utilities

Elmer DarwinDepartment of Public Works

Captain Gerald UrsinNew Orleans Police Department

Peter WintersHotel Motel Association

Jerome FeinLouisiana Restaurant Association

Gary R. WilliamsVieux Carre' Property Owners and Residents Association

Andrew BevoloFrench Quarter Business Association

Eric GrandersonCity Council District "C"

**THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS
CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:**

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-327

**BY: COUNCILMEMBERS THOMAS, CARTER, GLAPION, HAZEUR, SINGLETON, TERRELL AND
WILSON**

WHEREAS, Loyola University is participating in the Tax Refund Project, consisting of lawyers, law students and accountants in an effort to broaden awareness of the federal earned income tax credit program; and

WHEREAS, this federal earned income tax credit program is underutilized by the citizens of this community; and

WHEREAS, the earned income credit is a credit for certain workers to help reduce the federal tax owed and may give

the individual a federal refund even if no federal tax is owed; and

WHEREAS, the credit can be as much as \$314 for someone without a qualifying child, and the credit can be as much as \$2,094 for someone with one qualifying child, and if someone has more than one qualifying child the credit can be as much as \$3,110; and

WHEREAS, this City Council wishes to help inform the citizens of the Tax Refund Project and the benefits of the federal earned income tax credit program; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council declares April 11th as "Tax Refund Day" to assist the citizens of the City of New Orleans in becoming aware of the federal earned income tax credit program.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-328

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Section 158-621 et, seq. of the Code of the City of New Orleans requires public utilities that provides electric and gas service in Orleans Parish to provide the City of New Orleans with an annual assessment to defray cost and expenses incurred in the ordinary and routine investigations, supervision, regulation and control of the affairs of the utility companies; and

WHEREAS, the City Council Utilities Regulatory Office has received a proposal from David M. Griffith & Associates, LTD as represented by Jerry R. McKenzie, Vice President dated January 22, 1997 to conduct the annual audit in

accordance with the City Code; and

WHEREAS, Section 2-7 of the Code of the City of New Orleans, as enacted and ordained by Ordinance 17423 MCS, establishes a professional services competition selection threshold whereby the competitive selection process for professional services established by council rule shall not be required for contracts with a value of \$15,00 or less; and

WHEREAS, the Council desires to conduct its annual audit with respect to the assessment of regulatory expenses; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council President is hereby authorized and requested to sign a contract with David M. Griffith and Associates, LTD after the contract has been properly routed according to normal process and in accordance with the City Council rules.

**THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS
CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:**

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-329

(AS AMENDED)

**BY: COUNCILMEMBERS TERRELL, SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE,
THOMAS AND WILSON**

WHEREAS, the Louisiana House of Representatives has before it House Bill No. 656 sponsored by Representative Edwin R. Murray, and House Bill No. 482 sponsored by Representative Donald Ray Kennard, which Bills proposes to place the regulation and certification of cable television under the Louisiana Public Service Commission (LPSC); AND

WHEREAS, the Bills authorizes the LPSC to promulgate rules for the regulation of cable rates and services; and

WHEREAS, the Telecommunications Act of 1996, passed by Congress, vests all power regarding the regulation of rates for services provided by cable television systems in the Federal Communications Commission; and

WHEREAS, the Bills provides that no cable television system can operate or expand its system unless a franchise is obtained from each municipality in which the system provides or proposes to provide services and that no such franchise will be effective unless and until a certificate of confirmation is obtained from the LPSC; and

WHEREAS, the Telecommunications Act of 1996 and other federal legislation specifically reserve the right of municipalities to serve as franchising authorizes in order to protect and manage the rights of way in such municipalities and to require certain other funds, services and support from cable system operators, including, but not limited to public, educational and governmental access support and institutional networks and

WHEREAS, the Bills attempt to usurp this power and authority; and

WHEREAS, every municipality is unique and has unique issues and concerns with respect to its right of way; and

WHEREAS, the right to manage rights of way is properly vested in the municipalities charged and entrusted with protecting that valuable asset for the benefit of the citizens of such municipalities; and

WHEREAS, the Bills fail to adequately address the stated objective of protecting subscribers by assuring that cable television companies provide adequate, economical and efficient service; and

WHEREAS, the Bills are overly broad and vague; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, for the foregoing reasons that the New Orleans City Council objects to House Bills No. 656, and 482.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Clerk of Council is hereby instructed to forward a copy of this Resolution to the Police Jury Association of Louisiana, the Louisiana Municipal Association, the New Orleans Legislative Delegation and the Louisiana Public Service Commissioners for New Orleans.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS

CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-330

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER CARTER

WHEREAS, the City of New Orleans known as a political subdivision of the State of Louisiana duly supports State Legislative efforts to further the public interest; and

WHEREAS, the City of New Orleans recognizes the need for effective State Legislation which addresses local needs; and

WHEREAS, the City of New Orleans desires to promote and encourage the introduction of State Legislation which offers legal remedies to prevailing conditions or conflicts of law; and

WHEREAS, State Senator Lynn Dean has introduced legislation in the 1997 Louisiana State Legislative session to end the current practice of using counter letters to circumvent full disclosure of ownership and interest in recorded Real Estate transactions; and

WHEREAS, the recording of real estate transactions in the State of Louisiana is required by law for all commercial and private exchanges including all sales, leases and actions of donation; and

WHEREAS, Counter Letters provide a legal exception to the regular process of law for recorded transactions; and

WHEREAS, Senator Lynn Dean's legislation would prohibit all counter letters enforced after August 15, 1997; and

WHEREAS, Senator Lynn Dean's legislation would provide that all Counter Letters executed prior to August 5, 1997 would have no effect on third parties, heirs or purchasers unless entered into the public record by January 1, 1998; and

WHEREAS, adoption of the proposed legislation would require full disclosure of all Louisiana Real Estate transactions; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Louisiana State Legislature is encouraged to support the adoption of Senator Lynn Dean's proposed "Counter Letter" Legislation; and

BE IT FURTHER RESOLVED, that the Clerk of Council is requested to forward copies of this Resolution to the New Orleans State Legislative delegation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREFORE AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-331

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Act 170, of 1968 and Act 135 of 1994, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1815 St. Ann Street located in Square 225 Lot 3 in Councilmanic District A owned by Lolita Beckham Smith, Shirley Beckham

Garcia, 2834 Bruxelle St., N.O., LA & 601 Congress Street, N.O., LA 70117, P.O. Box 58114 N.O., LA 70158; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1815 St. Ann Street located in Square 225 Lot 3 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 if it finds that such acquisition in accordance with Act 170, Section 8.1 and Act 155 if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Terrell, Singleton, Carter, Hazeur, Thomas, Glapion, Wilson -7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-332

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the decision of the Historic District Landmark Commission in denying the request of **RICHARD A. BORDELON, ATTORNEY REPRESENTING THE CONGREGATION OF THE HOLY TRINITY ROMAN CATHOLIC CHURCH** to remove stained glass windows on property located at **721 St. Ferdinand Street**, be, and the same is hereby upheld and the request denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-333

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JOSEPH K. WEST** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **534 St. Louis Street** for NOLA Partnership, Inc., be, and the same is hereby granted, subject to five (5) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-334

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **NHU MINH TRUONG** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **7220**

Hayne Blvd. for Hayne Food Store, be, and the same is hereby granted, subject to eight (8) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-335

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 23/97 - MRS. HILDA G. JOHNSON & MRS. ELVIS M.M. RIVIERE, ET AL** - Requesting a Conditional Use to permit an automobile/vehicular parts sales center (**AutoZone**) in a B-2 Neighborhood Business District with a UC-Urban Corridor Overlay, in Square 8, Section A, lots 16 thru 20, 1 thru 5, and portions of 6 and 15, in the Fifth Municipal District, bounded by General DeGaulle Drive, Illinois, Amazon and Idaho Streets (Municipal

Address: **2821 Gen. DeGaulle Drive**), be, and the same is hereby upheld and the petition denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-336

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21(H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economics Development, and Downtown Development Districts; and,

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **139-41 Decatur Street** owned by Marie G. Bilich and Marie Bilich Guidry and leased to the Decatur Hotel Corporation and,

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **139-41 Decatur Street** owned by **Marie G. Bilich and Marie Bilich Guidry** and further identified by the State Board of Commerce and Industry as application number **RTA# 940105-15** in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21(H) of the Constitution, effective April 17, 1997 therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-337

BY: COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, TERRELL, THOMAS AND WILSON

WHEREAS, the City of New Orleans can never truly compensate those individuals who work in law enforcement and display commitment and courage in everyday assignments; and

WHEREAS, these Officers put their lives on line in order to provide a safe and secure environment for residents and tourists to the City; and

WHEREAS, the Young Leadership Council (YLC) recognizes the important services provided by police officers, sheriff's deputies and other law enforcement officers; and

WHEREAS, to show appreciation to these dedicated women and men, the YLC will sponsor the "**Back The Blue**" campaign as a symbol of support; and

WHEREAS, Police Appreciation Cards have been created by the YLC and the Whitney Bank for distribution by appreciative residents to law enforcement officers in neighborhoods throughout the City; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY NEW ORLEANS, That this Council extends commendations to the YLC and urges participation of residents in the "**Back The Blue**" campaign.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-338

BY: COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS, SINGLETON, WILSON

WHEREAS, Anna Barbauld wrote;

"Life! We've been long together,

Through pleasant and through cloudy weather;

"Tis hard to part when friends are dear,

Perhaps 'twill cost a sigh, a tear

Then steal away, give little warning,

Choose thine own time;

Say not "Good night"; but in some brighter time

Bid me "Good morning;

WHEREAS, These are the sentiments of this Council and residents in the community upon hearing of the recent death of **Louis "Rags" Scheuermann**; and

WHEREAS, **"Rags" Scheuermann** was a successful college baseball coach for 40 years and the first person inducted into the Louisiana Sports Hall of Fame; and

WHEREAS, He coached young people at Loyola University, Delgado College and during summers, supervised the New Orleans entry of the All-American Amateur Baseball Association, guiding the New Orleans Boosters to nine national championships; and

WHEREAS, As a coach, he was instrumental in sending nine players to the major leagues, influenced the careers of 27 players who became coaches, (including his son Joe) and three of his players became Mayors in the State of Louisiana

WHEREAS, His early career as a professional baseball player included several seasons with teams in North Carolina, Tennessee and with the Boston Red Sox, and after an injury ended his career, he returned to New Orleans to coach at NORD and the Babe Ruth Kids program; and

WHEREAS, His love of coaching is exemplified in his serving as Delgado's intramural sports program after his 1990 retirement; and

WHEREAS, God has a record of **Louis "Rags" Scheuermann's** work here on earth and his reward awaits him for his faithful and dedicated service to the young people of this community; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends sincere condolences to his wife **Maureen**; his sons, **Joseph** and **Edward**; his daughters, **Maureen** and **Emma Lou**; other family members and friends with kind remembrances of one whose commitment and service to the community will be an everlasting beacon for all to emulate.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-339

CITY HALL: APRIL 17, 1997

BY: COUNCILMEMBER TERRELL (BY REQUEST)

Authorizing demolition of property located at **4503 Banks Street & 337-39 S. Murat Street**, to Fortmayer's Bushog Service, the lowest qualified bidder in the amount of \$4,100.00.

WITHDRAWN.

NO. M-97-340

CITY HALL: APRIL 17, 1997

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES

HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,645.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **7313 Palm St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-455HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-341

BY: COUNCILMEMBER TERRELL (BY REQUEST)

Authorizing demolition of property located at **8927-29 1/2 Palm Street**, to Fortmayer Bushog Service, the lowest qualified bidder in the amount of \$2,445.00.

WITHDRAWN.

NO. M-97-342

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,990.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2308-10 Annunciation St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-461HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS: Terrell & Wilson - 2

ABSENT: Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-343

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3458 Annunciation St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-4215HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE

LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS: Terrell & Wilson - 2

ABSENT: Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-344

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2205-07 Fourth St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-440HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS:Terrell & Wilson - 2

ABSENT:Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-345

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2320-22 S. Galvez St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-441HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS:Terrell & Wilson - 2

ABSENT:Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-346

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,000.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2630 S. Galvez St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-480HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS:Terrell & Wilson - 2

ABSENT:Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-347

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$3,370.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2820-22 1/2 Gen. Taylor St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-443HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Thomas - 4

NAYS: Terrell & Wilson - 2

ABSENT: Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-348

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,910.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3223 Jackson Ave.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-492HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL

BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Terrell & Wilson - 2

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-349

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$4,575.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3700-02 LaSalle St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-493HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-350

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,000.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2715-17 S. Saratoga St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-457HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-351

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,395.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **615-17 St. James St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3899HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-352

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **609-13 St. James St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3898HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-353

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,300.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3705-07 N. Galvez St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4235HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL

BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-354

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2824 Painters St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-423HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-355

(AS AMENDED)

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,295.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1218 Tupelo St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3098HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Terrell & Wilson - 2

ABSENT:0

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. M-97-356

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Mayor's appointment of Leland M. Lewis (vice-Gary Froeba) as a member of the New Orleans Hotel-Motel Association for a term which will expire December 31, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-357

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Mayor's appointment of Roland Lee Monroe (vice-L.A. "Skip" Huber) as a member of the Municipal Yacht Harbor Corporation for a term which will expire March 15, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-358

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The Orleans Parish Communication District will celebrate NATIONAL TELECOMMUNICATOR WEEK during the week of April 13th through 19th, 1997; and

WHEREAS, Telecommunicators are the call takers and dispatchers of public safety agencies and are a vital link in the quality of service that our citizens receive whenever they have a request for assistance from the police, fire or emergency medical services; and

WHEREAS, The Orleans Parish Communication District (OPCD) is the administrative office of 911, created by the State Legislature in 1982, and is responsible for the purchasing and maintenance of equipment and provides training for new and experienced police, fire and emergency medical personnel; and

WHEREAS, This is the 5th year that OPCD has celebrated NATIONAL TELECOMMUNICATORS WEEK, and together with the public service agencies will sponsor a TELECOMMUNICATOR OF THE YEAR AWARD; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council declares April 13th through 19th as NATIONAL TELECOMMUNICATOR WEEK and extends its continued support of the Orleans Parish Communication District.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-359

BY: COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, in July of 1972 a small group of citizens, distressed by the increasing rate of demolitions on St. Charles Avenue, formed the St. Charles Avenue Action committee; and

WHEREAS, the organizations's first objective was realized in December 1972 when the City Council passed an unprecedented moratorium on further demolitions on the Avenue; and

WHEREAS, the Action Committee immediately began lobbying for a study for the creation of an historic district which was supported by the Louisiana Landmarks Society and the Coliseum Square Association; and

WHEREAS, in 1973, the name of the organization was changed to the St. Charles Avenue Committee and the City Council approved a 15 member committee to conduct a Housing and Neighborhood Preservation Study, and in 1975, the State Legislature passed enabling legislation for local governments to create historic districts; and

WHEREAS, four years after its founding, the St. Charles Avenue Committee realized the goal they sought, with the establishment by the City Council of the Historic District Landmark Commission, which would monitor the preservation of St. Charles Avenue from Jackson Avenue to Jena Street; and

WHEREAS, in 1987 the organization officially adopted the name, the St. Charles Avenue Association; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That on the occasion of the 25th Year Anniversary of the St. Charles Avenue Association, this Council extends it highest commendations for the commitment of civic pride demonstrated by the leadership and members of the organization.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTED THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-360

BY: COUNCILMEMBERS TERRELL AND WILSON

WHEREAS, the City of New Orleans has developed a proposal for a Bicycle Transportation Route in conjunction with the Regional Planning Commission; and

WHEREAS, by City Council Resolution Number R-93-152 dated June 3, 1993, the Council encouraged cooperation among the Louisiana Department of Transportation, the Regional Planning Commission, the City Planning Commission, the Department of Public

Works, and the U.S. Army Corps of Engineers, for the design of a Bicycle Corridor on Eastbank Mississippi River Levee, which was subsequently endorsed by the Orleans Levee District on March 4, 1994, in a letter of no objection regarding the bike path on the levee; and

WHEREAS, an application for federal assistance has been approved under an Intermodal Surface Transportation Efficiency Act (ISTEA) Enhancement Program in the amount of \$318,000 (federal share); and

WHEREAS, local funds of 5% or not more than \$20,000 is required to match the federal share; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council strongly urges the City Administration to acknowledge and accept the responsibility for the required local financial match, the required legal liability, the maintenance of the corridor, and authorizes the Department of Public Works to enter into the required City/State agreement for the construction of the New Orleans Eastbank Mississippi River Levee Bicycle Corridor to Audubon Park.

BE IT FURTHER RESOLVED, That the Mississippi River Bicycle Path shall function as a transportation corridor in accordance with the objectives of the federal Intermodal Surface Transportation Efficiency Act, and in the event of a change in the height of the levee at some future date, then the U.S. Army Corps of Engineers, and not the City of New Orleans, shall be asked for the full replacement cost of any affected sections of the Mississippi River Bicycle Path as part of the levee construction work.

BE IT FURTHER RESOLVED, That the Clerk of Council is hereby instructed to forward a copy of this Resolution to the Louisiana Department of Transportation, the Regional Planning Commission, the City Planning Commission, the Department of Public Works, and the U.S. Army Corps of Engineers in order to communicate to these agencies, the views of this Council on this important issue.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-361

BY: COUNCILMEMBER HAZUER-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of George W. Baker, as a member of the Board of Electrical Examiners for a term which will expire June 30, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-362

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of John B. Williams, who is a nominee of the President of Dillard University as a member of the Ethics Review Board for a term which will expire June 30, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-363

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, proposed plans for a new Mississippi River Bridge, the creation of the Irish Channel Action Foundation; the damage to St. Mary's Assumption Church by Hurricane Betsy were contributing factors for neighborhood interest in saving, reviving and preserving the Coliseum Square Area; and

WHEREAS, with a primary focus of saving historical structures and retaining businesses, the Coliseum Square Association was organized by Camille and Duncan Strachan, Louis Costa and Martha Ann Samuel; and

WHEREAS, over the years the organization has provided encouragement for new homeowners to become a part of this historical area; and

WHEREAS, members of the organization have worked closely with city agencies to implement viable zoning changes to improve that neighborhood and areas throughout the city; and

WHEREAS, the Association received national recognition in 1976 from the American Revolution Bicentennial Committee, the 1980 Harnett Kane Award, the Golden Hammer Award from the City of New Orleans and the 1996 National Preservation Honor Award from the National Trust for Historic Preservation; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends commendations to the Coliseum Square Association on the occasion of The 25th Anniversary Celebration and encourages their continued commitment to civic improvement.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-364

BY: COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE

**RESOLUTION APPROVING IMPLEMENTATION OF THE ELDERLY AND
HANDICAPPED EMERGENCY ASSISTANCE PROGRAM**

WHEREAS, the Council of the City of New Orleans in Resolution R-94-960 (As Amended), ordered rate reductions and various other bill credits in favor of the ratepayers of New Orleans, \$33 million of which was to be distributed by checks, and

WHEREAS, the Council retained the authority to direct the disposition of funds that could not be distributed by Entergy New Orleans to electric customers who were deceased or otherwise no longer in existence as of the date of the issuance of the checks in January, 1995; and

WHEREAS, Entergy New Orleans submitted a January 30, 1996 report showing a remaining balance (excluding interest) of 807,351 which balance was comprised of \$126,614 of the unexpended reserve for administrative expenses and \$680,737 of funds that were undistributed because customers were deceased or otherwise no longer in existence as

of the date of the issuance of the checks in January, 1995; and

WHEREAS, on January 9, 1997, the City Council adopted Resolution R-97-03 directing Entergy New Orleans to use the balance of \$807,351, plus any Accrued interest to create an Elderly and Handicapped Assistance Fund to be distributed to qualifying ratepayers in accordance with eligibility conditions set forth in Resolution R-97-03; and

WHEREAS, resolution R-97-03 contemplated that Entergy New Orleans might elect, at its discretion to oversee the administration and implementation of this Fund, or, alternatively, that Entergy New Orleans might choose to transfer the sums in question to a local non-profit organization willing to administer the Fund in accordance with the terms set forth by the Council; and

WHEREAS, by letter dated March 5, 1997, Entergy New Orleans informed the Council Utilities Regulatory Office that it has offered Total Community Action and New Orleans Council on Aging the administration of a portion of the fund and that both agencies have agreed to accept the responsibility; and

WHEREAS, Entergy proposed for the Council's consideration that Total Community Action be allowed to administer two thirds of the Fund and New Orleans Council on Aging be allowed to administer one third of the Fund; and

WHEREAS, the Council Utility Committee approved the proposal of Entergy New Orleans to administer the Elderly and Handicapped Assistance Fund through Total Community Action and through New Orleans Council on Aging at its meeting on April 10, 1997, subject to future clarification by Entergy New Orleans; and

WHEREAS, Entergy New Orleans has submitted additional clarification as to its proposed administration of the Fund in a letter dated April 14, 1997; and

WHEREAS, the New Orleans City Council believes that the Entergy New Orleans proposal for the disbursement and administration of the Elderly and Handicapped Assistance Fund is reasonable and provides for distribution to eligible ratepayers throughout the community, now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the proposal of Entergy New Orleans for distribution and administration of the Elderly and Handicapped Assistance Fund by Total Community Action and New Orleans Council on Aging is hereby approved.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS;

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-365

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion M-97-164, which was adopted at the Council meeting of February 20, 1997, be amended to read as follows:

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider amending Article 18, Section 20 of the Comprehensive Zoning Law of the City of New Orleans relative to the inclusion of a design review element and an appeal procedure for any property or development not already required to go through the conditional use process, that is in the St. Charles Avenue Interim Zoning District, encompassing all lots fronting on St. Charles Avenue between the Mississippi River Bridges and Jackson Avenue, inclusive of all corners of Jackson Avenue."

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Ordinance of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed amendment to the St. Charles Avenue Interim Zoning District for any property or development contained within the aforesaid area during consideration of this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-366

BY: COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, Rule 8 of the Council's Rules provides that the Council presidency and vice-presidency be rotated annually between the two Councilmembers-at-Large; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Councilmember-at-Large Peggy Wilson be and she is hereby appointed to serve as President of the Council and Councilmember-at-Large James M. Singleton be and he is hereby appointed to serve as Vice-President of the Council from May 1, 1997 to April 30, 1998.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-367

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 18/97 - FRIENDS OF NOCCA** - Requesting an Amendment to an approved Conditional Use, Ordinance No. 16,734 M.C.S. (Zoning Docket No. 98/94), to permit major modifications to plans for a Public School in an HMLI-Historic Marigny/Treme Light Industrial District and LI-Light Industrial District, for Squares 19 and 20, Lots 2, 5, 11, B, 1, 3, 12, F, J, 4, 13, B, 1, 3, 10, 9, 6, 2, 7, C, I, 1, 4, 14 and an undesignated lot, in the Third Municipal District, bounded by Chartres, St. Ferdinand, N. Peters and Montegut Streets (Municipal Address: **2800 Chartres Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to five (5) waivers and twenty-three (23) provisos.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-368

BY: COUNCILMEMBER GLAPION (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Mayor's appointment of Dr. Warren Jones, Jr. (vice-George W. Parker) as a member of the Mosquito Control Advisory Board for a term which will expire June 30, 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-369

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, crime in the City of New Orleans has continued to rise despite the best efforts and intervention of the New Orleans Police Department, as well as various other law enforcement officials, and to date has escalated to an all time

high; and

WHEREAS, New Orleans is the only municipality in Louisiana whose elected officials have parole power to release people arrested for misdemeanors or minor crimes; and

WHEREAS, in an effort to protect a constituent from the potentially unpleasant experience of being held in police custody for the commission of a minor crime, a New Orleans elected official may risk releasing an individual who may be wanted for a more serious offense, or who may actually have an extensive criminal record, but because of being released prior to a thorough records check, such an individual would be evading justice; and

WHEREAS, without objection, the Senate Judiciary B Committee approved Senate Bill 31 by Republican State Senator Ken Hollis of Metairie, to eliminate parole power for 424 elected New Orleans officials, ranging from mayor to members of the Orleans Democratic and Republican Executive Committees; and

WHEREAS, on Monday, April 14, 1997, Senate Bill 31 failed to gain passage on a tie vote of 19-19 and again failed during a reconsideration of the vote on Tuesday, April 16, 1997

by a vote of 18 for and 19 against, which now brings to a total of seven times in six years Sen. Hollis has attempted to have the parole powers of New Orleans elected officials repealed; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council strongly urges the repeal of parole powers for all New Orleans elected officials and supports the efforts of Sen. Ken Hollis to do so.

BE IT FURTHER RESOLVED, That the Clerk of Council is hereby instructed to forward a copy of this Resolution to the members of the New Orleans Delegation of the Louisiana Legislature in order to communicate the views of this Council on this important issue.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Terrell & Wilson - 2

NAYS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

ABSENT: 0

AND THE RESOLUTION FAILED.

NO. M-97-370

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, in the process of preparing the boilers in the Mahalia Jackson Theater of the Performing Arts to provide proper heating for the winter, it was discovered that the boiler tubes feedwater pumps required extensive repair, thereby rendering the boilers inoperable; and

WHEREAS, Motion M-96-892 formally recognized this situation as a public emergency; and authorized payment to the contractor for the work performed; and

WHEREAS, when the actual work was begun and the boilers were actually dismantled, it was discovered that additional work needed to be done to control systems and burner housing to insure the safety of the operation of the boilers once repaired; and

WHEREAS, Duncan Boilers Service Company, Inc. 1320 Kenner Avenue Kenner, LA 70062, did repair the boilers at the Mahalia Jackson Theater of the Performing Arts, including the additional repairs necessary to insure the safety of the boilers for an additional cost of \$18,227.00; and

WHEREAS, the City Attorney, the Director of Finance, and the Chief Administrative Officer did originally certify this situation as an emergency; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that

Motion-96-892 be amended to a total cost of \$51,997 for the work to done;

BE IT FURTHER AUTHORIZED that the Director of Finance and the Bureau of Purchasing are authorized to pay the contractor for the total work performed.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-371

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, there is great concern with the citizens of New Orleans and this City Council regarding the efforts being made by the New Orleans Police Department to reduce crime; and

WHEREAS, on October 14, 1996, New Orleans Police Superintendent Richard J. Pennington released the plan of action for the New Orleans Police Department entitled "Dramatically Reducing Crime In New Orleans"; and

WHEREAS, this plan to reduce crime in the city has been referred to as the Pennington Plan; and

WHEREAS, it has been six months since this plan was released to the public; and

WHEREAS, Chapter V of the plan is entitled "The Strategy: Dramatically Reducing Crime" and it contains specific actions for each of the following five subsections: Restructuring the NOPD, Reorganizing the NOPD, Reengineering the NOPD, Resourcing the NOPD, and Rewarding the NOPD; and

WHEREAS, the City Council wishes to receive a detailed status report on the actions called for in this plan; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Chief Administrative Officer and the Superintendent of Police are requested to provide a written report to the City Council by June 2, 1997, and to make a presentation to the City Council on June 5, 1997, regarding each of the action items listed under the five subsections in Chapter V of the plan entitled "Dramatically Reducing Crime In New Orleans", and this report shall include the following information for each action (see attached memorandum):

1.List the specific action.

2. Provide the status of each action.

a. Has the action been completed or implemented?

b. If so, the date of completion or implementation.

c. If not, what is the scheduled date for implementation?

d. What is the progress made on implementation and remaining actions?

3. Have there been any modifications to the stated action? If so, please provide explanation.

4. How are the results of each action being measured?

5. If the results are quantifiable, please provide the supporting information.

6. Any explanatory comments.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the Chief Administrative Officer and the Superintendent of Police.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-372

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 gives states the option to continue to provide Medicaid to qualified legal aliens who were residing in the United States as of August 22, 1996; and

WHEREAS, as January 20, 1997, the Louisiana Department of Health and Hospitals issued an emergency ruling denying Medicaid to legal permanent residents (except those exempted by the Welfare Act); and

WHEREAS, the philosophy behind welfare reform is putting able-bodied persons back to work; and

WHEREAS, in many instances legal immigrants were tax payers and contributing members of the U.S. workforce; and

WHEREAS, many legal immigrants receiving SSI have become too old or disabled and unable to meet the language requirements for naturalization and when they lose their SSI, they will also lose their SSI-Medicaid; and

WHEREAS, on Saturday, April 19, 1997, The Hispanic Coalition of Louisiana is staging a Rally for Immigrant Rights at 500 Camp Street to show support for the elderly and disabled who will be affected by the Welfare Reform Act; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council requests the New Orleans legislative delegation to consider providing legal permanent residents, especially the elderly and sick, eligibility status for Medicaid;

BE IT FURTHER RESOLVED THAT the Clerk of Council shall cause copies of this resolution to be forwarded to the state and federal legislative delegation for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-373

BY:COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

**RESOLUTION AND ORDER ASSERTING JURISDICTION AND
APPROVING A PILOT PROGRAM FOR ENTERGY NEW ORLEANS,
INC. TO PROVIDE PERFORMANCE-BASED ENERGY SERVICES TO
LOUISIANA STATE UNIVERSITY MEDICAL CENTER**

WHEREAS, pursuant to section 3-130 of the Home Rule Charter of the City of New Orleans, the Council of the City of New Orleans (the "Council") has regulatory authority over the rates and charges for utility services provided by Entergy New Orleans, Inc. ("Entergy New Orleans" or the "Company"); and

WHEREAS, Section 158-546 of the Code of the City of New Orleans authorizes the Council to initiate and conduct investigations and formal hearings on matters affecting the public interest in connection with any matter over which the Council may have franchise or regulatory jurisdiction; and

WHEREAS, on March 5, 1997, Entergy New Orleans filed a request with the Utility Committee of the City Council of the City of New Orleans (the "Utility Committee") for authorization to respond to a Request for Proposals from Louisiana State University Medical Center (the "Medical Center") to perform performance based energy management services to its campus facilities; and

WHEREAS, Entergy New Orleans also included in their March 5, 1997 correspondence a request for authorization to offer energy management services to agencies and departments of the federal government under its newly developed Total Energy Asset Management ("TEAM") program; and

WHEREAS, on March 7, 1997 the Company filed with the Medical Center a proposal to provide the requested performance based energy management services ("Company's Proposal" or the "Proposal"); and

WHEREAS, on April 10, 1997 the Utility Committee questioned the Company on the specific elements of the Proposal; and

WHEREAS, on April 10, 1997 the Utility Committee directed the Utility Advisors to the Council (the "Advisors") to prepare a report analyzing only the Company's Proposal related to the Medical Center for any potential impacts on ratepayers of the City of New Orleans and to defer for later analysis and reporting to the Utility Committee their

recommendations regarding the Company's TEAM proposal related to agencies and departments of the federal government; and

WHEREAS, on April 16, 1997, the Advisors did make a report to the Utility Committee of the City Council of the City of New Orleans ("Advisors' Report"); and

WHEREAS, the Proposal provides that a certain level of savings from energy management services are guaranteed by Entergy New Orleans in the form of a performance guarantee; and

WHEREAS, the Proposal provides that the failure of the Medical Center to realize the guaranteed level of savings results in a cash payment from Entergy New Orleans to the Medical Center; and

WHEREAS, the Advisors reported that this potential cash payment resulting from unrealized savings poses a potential risk to ratepayers of the City of New Orleans; and

WHEREAS, the Advisors' Report contained analysis showing that absent the potential exposure resulting from a cash payment due to unrealized savings, New Orleans ratepayers are in the same position whether Entergy New Orleans or another company performs the energy management services requested by the Medical Center; and

WHEREAS, the report of the Advisors contained several conditions, designed to protect ratepayers of the City of New Orleans, should the Council approve the Company's Proposal; now therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that:

1. The Council of the City of New Orleans, pursuant to section 3-310 of the Home Rule Charter of the City of New Orleans and section 158-546 of the Code of the City of New Orleans, asserts jurisdiction over any and all proposals of Entergy New Orleans, Inc. to provide energy management services.
2. Entergy New Orleans, Inc. is authorized to provide energy management services to Louisiana State University Medical Center on a "pilot program" basis, subject to the conditions contained herein and in accordance with the Proposal as submitted. This authorization shall not be construed as either authorization to provide energy management services to any customer other than Louisiana State University Medical Center or a waiver of the Council of the City of New Orleans' jurisdiction with respect to any matter involved in the Proposal.
3. All risks and costs associated with performance guarantees in the Proposal shall be borne by Entergy New Orleans, Inc.'s shareholders alone.

4. Entergy New Orleans, Inc. is directed to provide the Council a report within thirty (30) days of the date of this Resolution including the total costs, both to Entergy Services, Inc. and Entergy New Orleans, Inc., incurred in preparing a response to the Louisiana State University Medical Center Request for Proposals as well as any anticipated costs the Company will incur during the life of the performance guarantees associated with the Proposal. This report shall also include the mechanism Entergy New Orleans, Inc. has implemented to monitor the man-hours and costs incurred in performance of the proposed energy management services.

5. Entergy New Orleans Inc.'s participation in the Louisiana State University Medical Center project, if selected, shall be closely monitored by the Utility Advisors to the City Council of the City of New Orleans, including a specific inquiry into any conflicts with or requirements of the 1992 Securities and Exchange Commission Settlement Agreement between Entergy New Orleans, Inc. and the Council of the City of New Orleans. In particular, Entergy New Orleans, Inc. shall assure that the pricing provisions of the Settlement Agreement, to the extent applicable, are reflected in the Proposal.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-374

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Ordinance Number 17,558 M.C.S. was adopted by the City Council on June 6, 1996, which required the Director of the Department of Utilities to promulgate rules and regulations to restrict buses in the Vieux Carré; and

WHEREAS, Ordinance Number 17,727 M.C.S. was adopted by the City Council on August 15, 1996, in part, to allow additional days to promulgate such rules and regulations; and

WHEREAS, following public hearings, the City Council adopted Resolution R-96-670 on October 17, 1996, to adopt the rules and regulations to restrict buses in the Vieux Carré; and

WHEREAS, the implementation process regarding the rules and regulations provided that an advisory panel would be established to review all aspects of the rules and regulations and the implementation of same and make recommendations to improve the enforcement of the rules and regulations in the Vieux Carré; and

WHEREAS, the implementation of these rules and regulations began in April, 1997; and

WHEREAS, by Motion M-97-326 adopted on April 3, 1997, the City Council made appointments to the advisory panel which shall complete its functions by April 13, 1998; and

WHEREAS, the City Council wishes to appoint the final member of this advisory panel to represent the tour bus operators on this advisory committee; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council hereby appoints Gregory Hoffman with Grayline of New Orleans, to the Vieux Carré Bus Advisory Committee which began its functions on April 14, 1997, and which shall complete same by April 13, 1998.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-375

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Hazell A. Boyce (vice Hans Wandfluh), nominee of the New Orleans Metropolitan Convention & Visitors Bureau to the Board of the New Orleans Tourism Marketing Corporation for a term which will expire December 31, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-376

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Warren L. Reuther, Jr. (vice Paul D. Buckley), nominee of the New Orleans Metropolitan Convention & Visitors Bureau to the Board of the New Orleans Tourism Marketing Corporation for a term which will expire December 31, 2000 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-377

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider a map change from a B-1A Neighborhood Business district to an RD-2 Two-Family Residential district for 1903 Audubon Street, bounded by Audubon and Cohn Streets, and comprising Lots 1 and 2, Square 37, in the Sixth Municipal District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-378

(AS AMENDED)

(LYING OVER)

BY:COUNCILMEMBERS CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS, SINGLETON, WILSON

WHEREAS, Anna Barbault wrote;

"Life! We've been long together,

Through pleasant and through cloudy weather;

'Tis hard to part when friends are dear,
Perhaps 'twill cost a sigh, a tear
Then steal away, give little warning,
Choose thine own time;
Say not "Good night"; but in some brighter time
Bid me "Good morning"

WHEREAS, These are the sentiments of this Council and residents in the community upon hearing of the recent death of Louis "Rags" Scheuermann; and

WHEREAS, "Rags" Scheuermann was a successful college baseball coach for 40 years and the first person inducted into the Louisiana Sports Hall of Fame; and

WHEREAS, He coached young people at Loyola University, Delgado College and during summers, supervised the New Orleans entry of the All-American Amateur Baseball Association, guiding the New Orleans Boosters to nine national championships; and

WHEREAS, As a coach, he was instrumental in sending nine players to the major leagues, influenced the careers of 27 players who became coaches, (including his son Joe) and three of his players became Mayors in the State of Louisiana

WHEREAS, His early career as a professional baseball player included several seasons with teams in North Carolina, Tennessee and with the Boston Red Sox, and after an injury ended his career, he returned to New Orleans to coach at NORD and the Babe Ruth Kids program; and

WHEREAS, His love of coaching is exemplified in his serving as Delgado's intramural sports program after his 1990 retirement; and

WHEREAS, God has a record of Louis "Rags" Scheuermann's work here on earth and his reward awaits him for his faithful and dedicated service to the young people of this community; and

WHEREAS, at the April 17, 1997 the City Council extended condolences to his wife Maureen; his sons, Joseph and Edward; his daughters, Maureen and Emma Lou; other family members and friends with kind remembrances of one whose commitment and service to the community will be an everlasting beacon for all to emulate; and

WHEREAS, it is the sense of the Council that Louis "Rags" Scheuermann should be commemorated for his service to

the community by having his name places on a facility in his honor; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council requests the City Administration, the Dome Stadium and Exposition District and the Metropolitan legislative delegation to designate the sports area, now under construction, adjacent to the Dome Stadium or other appropriate facility as a lasting tribute to Louis "Rags" Scheuermann.

BE IT FURTHER RESOLVED, That the Clerk of Council shall forward copies of this resolution to the aforementioned parties for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97- 379

BY:COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE,

**IN THE MATTER OF INVESTIGATION AND HEARING
ON POSSIBLE REDUCTION IN RATES AND CHARGES
OF ENTERGY NEW ORLEANS, INC. FOR ELECTRIC
AND GAS SERVICE IN NEW ORLEANS**

DOCKET NO. UD-97-1

**RESOLUTION AND ORDER TO CONSIDER OFFER OF SETTLEMENT
AND SUSPENDING CERTAIN PROCEDURAL DATES
RELATED TO PHASE I AND II OF
DOCKET NO. UD-97-1**

WHEREAS, the City Council for the City of New Orleans ("Council") previously ordered an investigation of the reasonableness of the Energy New Orleans ("ENO") rates and charges, which investigation is being conducted in Docket No. UD-97-1; and

WHEREAS, in Resolution R-97-86 (Substitute), the Council established a procedural schedule for the investigation and hearing on possible reduction in rates and charges of ENO for electric and gas services in New Orleans; and

WHEREAS, the parties to the hearing and investigation who filed testimony, in addition to the Council's Advisors and ENO, are the Alliance for Affordable Energy ("Alliance"), Sewerage and Water Board ("S&WB") and New Orleans Business Energy Council ("NOBEC"); and

WHEREAS, pursuant to Resolution R-97-86, the formal administrative hearing commenced on April 9, 1997, before the Council's designated Hearing Officer John Farmakides, except for the receipt of the testimony of one ENO witness, and the submission of briefs, is completed; and

WHEREAS, the last witness is presently scheduled to testify on Tuesday, April 22, and the Hearing Officer is to certify the Phase I record of the proceedings to the Council by May 1, 1997; and

WHEREAS, Resolution R-97-86 (Substitute) requires ENO to file its base rate case-in-chief testimony, workpapers and exhibits relating to the second phase not later than May 1, 1997; and

WHEREAS, today, April 17, 1977, ENO has filed an offer to settle the Phase I proceedings and, in order to give the parties an opportunity to consider the offer, requested that the dates presently in place to receive the testimony of its last witness in Phase I be delayed, that the date for the certification of the record to the Council be delayed and, finally, that the due date for the filing of ENO's Phase II case-in-chief testimony also be delayed; and

WHEREAS, the Council feels the offer merits consideration and desires to have its Advisors and the parties consider the offer; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that:

1. That the hearing in Phase I of Docket UD-97-1 is hereby suspended for two weeks, with the Hearing Officer and the parties to coordinate a date to receive the testimony of the last witness, if that becomes necessary.

2.The parties to Docket No. UD-97-1 are encouraged to meet in negotiations around the offer on April 28 and 29, with the meetings to be coordinated by Ms. Jacquelyn M. Frick, Director of the Council's Utilities Regulatory Office.

3.The May 1, 1997 date for ENO to file its base rate case-in-chief testimony, workpapers and exhibits is hereby extended to May 16, 1997, assuming the parties are not able to reach an agreement.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-380

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider a map change from an RD-2 Two-family Residential district to a B-1 Neighborhood Business district for an existing lot 10, on Square 512, as bounded by Loyola Avenue, Louisiana Avenue, Liberty Street, and Toledano Street (municipal address: **2100 Louisiana Avenue**) in the Sixth Municipal District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-381

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the advantages and disadvantages of instituting a demolition moratorium in the Irish Channel, between Jackson Avenue, Louisiana Avenue, Magazine Street and Tchoupitoulas Street; specifically, that the City Planning Commission is directed to recommend the feasibility of such a moratorium -- especially considering current revitalization efforts that are underway in this neighborhood.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-382

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Administration, through the appropriate agencies, suspend the issuance of any additional licenses, permits or leases for **2001 St. Charles Avenue** until the following two actions have occurred;

1. The submission of a 30-day plan to move the arch structure away from the public right-of-way.

2. The removal of the silver cones currently attached to the corner of the building.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-383

BY: COUNCILMEMBERS THOMAS AND GLAPION

WHEREAS, when **Jackie Robinson** (Jack Roosevelt Robinson) was accepted as a Brooklyn Dodger on April 15, 1947, there was no civil rights movement, the armed services were segregated, Brown vs the Board of Education was 7 years away, and Martin Luther King was still in college; and

WHEREAS, not only was **Jackie Robinson** the first African-American to play major league baseball, but he did it so spectacularly and in such a non-combative style that he paved the way for African-Americans in not just sports, but in commerce, government, educational opportunities, and so many other areas; and

WHEREAS, before **Jackie Robinson** gained prominence as a major league baseball player, he established state-wide recognition at the University of Southern California in Los Angeles in baseball, basketball, football, and track, and played professional football with the Los Angeles Bulldogs of the Pacific Coast League; and

WHEREAS, once Branch Rickey, Sr., signed **Jackie Robinson** to play major league baseball in 1945, **Jackie Robinson** excelled as second baseman leading the International League "Rookie of the Year" award in 1947, won the "Most Valuable Player" award in 1949 and the National League batting crown, hitting .342; and

WHEREAS, **Jackie Robinson** played his entire major league career with the Brooklyn Dodgers from 1947 to 1956 and set fielding and batting records, and gained a reputation for stolen bases; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council requests the City Administration, to designate a memorial in this city as a lasting tribute to **Jackie Robinson** for the contributions he made to mankind as an outstanding athlete, businessman and role model for people throughout the world.

BE IT FURTHER RESOLVED, That the Clerk of Council shall forward copies of this resolution to the City Administration for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-384

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1000-02 Rocheblave Street (N) located in Square 314 Lot A in Councilmanic District C owned by Romero Rouser, 3411 Pine Street, New Orleans, LA 70125; and

WHEREAS, the City Planning Commission at its meeting of February 27, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1000-02 Rocheblave Street (N) located in Square 314 Lot A in Councilmanic District A has been determined to be blighted and authorizes the New Orleans

Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 if it finds that such acquisition in accordance with Act 170, Section 8.1 and Act 155 if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Terrell, Singleton, Carter, Hazeur, Thomas, Glapion, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-385

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1806-08 Dumaine Street located in Square 222 Lot 19 in Councilmanic District A owned by Greater Treme Consortium, 814-16 N. Robertson St., New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of May 28, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice

was given to property owner (s), hereby certifies that municipal address 1806-08 Dumaine Street located in Square 222 Lot 19 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 if it finds that such acquisition in accordance with Act 170, Section 8.1 and Act 155 if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Terrell, Singleton, Carter, Hazeur, Thomas, Glapion, Wilson -7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-386

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1810 Dumaine Street located in Square 225 Lot 18 in Councilmanic District A owned by Joseph Stebbins, 1411 S. Robertson Street, New Orleans, LA 70113; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1806-08 Dumaine Street located in Square 225 Lot 18 in Councilmanic District A has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 if it finds that such acquisition in accordance with Act 170, Section 8.1 and Act 155 if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Terrell, Singleton, Carter, Hazeur, Thomas, Glapion, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-387

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1920 Tupelo Street located in Square 963 Lot 6 in Councilmanic District E owned by Chimento Home Builders, Inc., 215 W. Moreau Street, Chalmette, LA 70043; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1920 Tupelo Street located in Square 963 Lot 6 in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 if it finds that such acquisition in accordance with Act 170, Section 8.1 and Act 155 if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Terrell, Singleton, Carter, Hazeur, Thomas, Glapion, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-388

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 13/97 - CITY COUNCIL MOTION NO. M-96-927** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance #4264, MCS as amended, to amend Article 2 definitions and Article 7 - Industrial Districts to add or modify definitions for auto salvage yards, scrap metal yards and junk yards, and modify regulation of such uses in industrial districts, including adding additional performance standards where necessary, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-389

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 26/97 - ESTELLE PITCHER GUY/SUCCESSION OF HERMAN W. GUY** - Requesting a Map Change from an RD-3 Two Family Residential to an LI-Light Industrial District to permit an air conditioning repair shop within an existing building, Square 1493, Lot 21, in the third Municipal District, bounded by St. Roch and Florida Avenues, Music and Law Streets, (Municipal Address: **2611 St. Roch Avenue**), be, and the same is hereby upheld and the Map Change granted, subject to four (4) title restrictions to read as follows:

- 1.The applicant shall screen the site along those property lines which abuts residentially zoned property in accordance with staff review in approval of a site plan. No equipment are material shall be stored outside with a six-foot opaque fence.
- 2.Any dumpster used in conjunction with this use and visible from the public right-of-way shall be screened with a six-foot opaque fence with gates.
- 3.The applicant shall satisfy the off-street parking requirements set by the Comprehensive Zoning Ordinance.
- 4.A litter abatement program shall be implemented on a daily basis along the right-of-way of St. Roch Avenue. The property owner shall be the program manager and responsible

agent.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-390

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 30/97 - ELMA SHOLES MONTGOMERY** - Requesting a Conditional Use to permit a propriety school in a C-1 General Commercial District, Lot 16, Square 875, Third Municipal District, bounded by Franklin Avenue, N. Roman, N. Prieur and Painters Streets, (Municipal Address: **1826 Franklin Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to four (4) provisos with the addition of one (1) waiver to read as follows:

WAIVER:

1" Parking requirements waived.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-391

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 32/97 - ROBERT L. MAJOR** - Requesting a Map Change from a B-2 Neighborhood Business District to an RS-2 Single Family District, Lot 12-B, Square 4, Sherwood Forest East in the Third Municipal District. The property is bounded by: Bullard Avenue, Dwyer Road, Meadowbank Drive and Pressburg Street, be, and the same is hereby upheld and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-392

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 35/97 - GREATER OLD ZION MISSIONARY BAPTIST CHURCH/REVEREND WILLIS WYRE JR.**- Requesting a Conditional Use to permit a church with accessory parking in

an LI Light Industrial District, Lot 7, 8, 10-a and 12-A, Square 326, Second Municipal District, bounded by St. Peter, N. Rocheblave, Lafitte and N. Dorgenois Streets, (Municipal Address: **2500-08 St. Peter St. and 623-25-27-29 N. Rocheblave St.**, be, and the same is hereby upheld and the Conditional Use.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-393

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZUER-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission relative to **DESIGN REVIEW NO. 34/97**, for applicant **Mark K. Landrieu**, requesting an appeal of the Ordinance No. 11,489 M.C.S. prohibiting demolition of buildings located within the Central Business District (excluding historic districts in which demolitions are subject to approval by HDLC), to permit the demolition of a vacant structure, Square 297, Lots B and C, bounded by Loyola Avenue, Perdido, S. Rampart and Poydras Streets, in the First Municipal District, (Municipal Address: **421 Loyola Avenue**), be, and the same is hereby overruled, and the appeal granted, with the addition of the following proviso.

PROVISO:

"1. Keep the front part of the building up.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-394

BY: COUNCILMEMBERS CARTER AND GLAPION

WHEREAS, revisions to the City's Home Rule Charter, approved at an election held on November 18, 1995, which took effect on January 1, 1996, provide that the Clerk of Council shall annually offer a contract for the publication of the official journal of the City to the lowest competitive bidder meeting the requirements as established by ordinance; and

WHEREAS, the City Council is in the process of establishing the requirements for the Official Journal and Auxiliary Official Journal as provided in the Home Rule Charter; and

WHEREAS, Ordinance Calendar Number 20,932 regarding the requirements for the Official Journal and the Auxiliary Official Journal, and Ordinance Calendar Number 20,933 dealing with the New Orleans Register and electronic publication were introduced, allowing interested parties the opportunity to comment on proposed requirements; and

WHEREAS, during public meetings regarding this matter, there have been questions raised by a representative of a potential official journal bidder as to the City Attorney's Opinion Number 97-2 dated January 30, 1997, regarding Ordinance Calendar Numbers 20,932 and 20,933 dealing with official journal matters; and

WHEREAS, this City Attorney's opinion states, inter alia, that the provisions of LSA-R.S.43:140, et.seq., dealing with official journals of political subdivisions, are inapplicable to the City of New Orleans; and

WHEREAS, the City Council recognizes that in the City Attorney's opinion, additional state legislation regarding the

Council's authority to set the requirements for the official journal and the auxiliary official journal is not legally necessary, but may serve to further clarify and strengthen the Council's authority; and

WHEREAS, Section 3-122 of the Home Rule Charter provides the City Council the authority to establish the requirements for the official journal and the auxiliary official journal by ordinance; however, the City Council wishes to further clarify the authority of the Council to establish such requirements, which, for all other political subdivisions, are contained in Revised Statutes, Title 43; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council requests the City's legislative delegation to support House Bill No. 2457 (attached) authored by Representative Mitch Landrieu, as a measure to more clearly distinguish and strengthen the City's authority provided by its Home Rule Charter to establish the requirements for the City's Official Journal and Auxiliary Official Journal.

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to the Mayor, the Chief Administrative Officer, the City Attorney, Representative Landrieu and the rest of the City's legislative delegation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-395

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER

WHEREAS, Motion M-97-380 -- which requested and authorized the City Planning Commission to hold a public hearing to consider a map change from an RD-2 Two-Family Residential district to a B-1 Neighborhood Business district for an existing lot 10, on Square 512, as bounded by Loyola Avenue, Louisiana Avenue, Liberty Street, and Toledano Street (municipal address: 2100 Louisiana Avenue) in the Sixth Municipal District -- was adopted by the Council April 17, 1997; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That such a hearing is no longer necessary, and as such, Motion M-97-380 is hereby rescinded.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-396

BY: COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

IN THE MATTER OF INVESTIGATION AND HEARING ON POSSIBLE REDUCTION IN RATES AND CHARGES OF ENTERGY NEW ORLEANS, INC. FOR ELECTRIC AND GAS SERVICE IN NEW ORLEANS DOCKET NO. UD-97-1

RESOLUTION AND ORDER SUSPENDING CERTAIN FILING DATES RELATED TO DOCKET NO. UD-97-1

WHEREAS, the City Council of the city of New Orleans ("Council"), in Resolution R-97-379, ordered that the date for receipt of oral testimony of an ENO witness, the last witness in Phase I of the proceeding, be extended for two (2) weeks from the original date of April 22, 1997, to give the parties in the proceeding an opportunity to explore a settlement based on an Offer of Settlement submitted by ENO on April 17, 1997; and

WHEREAS, the date ENO was required to file its Phase II base rate case-in-chief testimony, workpapers and exhibits was extended to May 16, 1997; and

WHEREAS, pursuant to the Council's order, the parties desiring to consider the settlement, have met on two occasions but need additional time to fully analyze certain aspects of the settlement proposal; and

WHEREAS, we are advised that the additional time needed will be very short, a matter of two weeks at the most, and will not prejudice ratepayers or the rights of the parties in the docket; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That:

- 1.The hearing in Phase I of Docket UD-97-1 is hereby suspended pending further order of the Council.
- 2.The May 16, 1997 date for ENO to file its Phase II base rate case-in-chief testimony, workpapers and exhibits is hereby suspended pending further order of the Council.
- 3.The date the Hearing Officer is to certify the record of the proceedings to the Council in Docket No. UD-97-1 is also suspended pending a further order of the Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-397

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **2330 Canal Street** owned by Buckingham Holding Co. LLC; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the

aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **2330 Canal Street** owned by Buckingham Holding Co. LLC and further identified by the State Board of Commerce and Industry as application number RTA # 940183-29 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 1, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-398

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **3322 Tulane Avenue** owned by North-South Group, LLC; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of

the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **3322 Tulane Avenue** owned by North-South Group, LLC and further identified by the State Board of Commerce and Industry as application number RTA # 940184-30 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 1, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-399

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **201 Baronne Street** owned by Common, L.P.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **201 Baronne Street** owned by Common, L.P. and further identified by the State Board of Commerce and Industry as application number RTA # 960442-87 in the Property Tax Abatement Program authorized by Act 445 of

1983 and Article VII Section 21 (H) of the constitution, effective May 1, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-400

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **344 Camp Street** owned by Queen & Crescent, LLC; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **344 Camp Street** owned by Queen & Crescent, LLC and further identified by the State Board of Commerce and Industry as application number RTA # 940472-75 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 1, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-401

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **801 Baronne Street** owned by Bruno & Bruno; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **801 Baronne Street** owned by Bruno & Bruno and further identified by the State Board of Commerce and Industry as application number RTA # 940404-56 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 1, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-402

BY: COUNCILMEMBERS TERRELL AND GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 22/97 - CITY COUNCIL MOTION NO. M-95-534, AS AMENDED BY MOTION NO. M-95-566** - Requesting for an Interim Zoning District (IZD) to prohibit the issuance of alcoholic beverage permits for bars, cocktail lounges, package liquor stores, grocery stores, restaurants or any other uses, unless that person holds a current valid alcoholic beverage permit, and is so engaged in commercial sale of alcoholic beverages at the permitted premises as of January 9, 1997. This IZD's proposed boundary is Mirabeau and Paris Avenues, Perlita and Wakefield Streets, be, and the same is hereby overruled and the Interim Zoning granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Interim Zoning District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-403

BY:COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That

Reverend Crispus Gordon is hereby appointed to the Board of Trustees of the New Orleans Home Mortgage Authority for a term to expire on May 1, 1998.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-404

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, the City of New Orleans has frequently been cited for disallowed costs when federal grant funds have been spent in ways which do not comply with federal requirements and regulations; and

WHEREAS, the City has been required several times to repay the federal government millions of dollars to resolve disallowed costs, and those repayments have absorbed taxpayer funds which should have been used for productive activities and services needed by our citizens; and

WHEREAS, the City Council wishes to explore whether there are measures which could be taken to protect the taxpayers from having to provide funds in the future to repay mis-spent federal funds, perhaps including bonds for public officials who make decisions regarding allocation of federal funds; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests that the City Attorney, in cooperation with the Director of Finance and other appropriate City personnel, research what measures might be taken to protect the City from exposure to significant expenses resulting from disallowed expenditures of federal funds. Such research should include inquiries about protections which may be used by other cities; research into possible bonds or other insurance; and any other options of which they may be aware.

BE IT FURTHER RESOLVED that the City Attorney is requested to report on this research to the Council Audit Committee at its July meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-405

BY: COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, in past years the City of New Orleans has been required several times to use general fund money to repay the federal government for disallowed costs; and

WHEREAS, the Council has always received notice of problems with expenditure of federal money long after the expenditures have been made, either from the Single Audit or from federal monitoring reports, both of which are received after the fact; and

WHEREAS, the City Council believes that it must assure that it receives timely notice of problems with expenditure of federal funds, both in 1997 and in future years; and

WHEREAS, the Council Audit Committee has reviewed this problem in cooperation with its staff and the City's independent auditors and has recommended that the City Council retain private accounting/auditing firms to conduct performance audits during 1997 and provide reports and recommendations to the City Council through its Audit Committee, and the Council wishes to authorize the Audit Committee to implement those recommendations; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that this Council determines that the services of a professional accounting/auditing firm are needed to provide performance auditing services as described below, and the Council authorizes and directs the staff to issue a Request for Proposals to obtain such services, subject to final approval of the RFP by the members of the Council's Audit Committee. The performance auditing services shall be as follows: (1) to provide performance audits of 50% of subrecipient agencies receiving funding from the City

under each of three programs - housing programs, Great Expectations, and Ryan White; (2) to provide a performance audit of the monitoring units which are responsible for compliance monitoring of subrecipient agencies receiving funds under City housing programs, Great Expectations, and Ryan White programs and to recommend both changes and improvements which should be made and a permanent monitoring/reporting procedure which will provide sufficient, timely information to the Council to prevent expenditure of funds not in compliance with federal regulations.

BE IT FURTHER RESOLVED that all representatives of the City Administration are requested to cooperate with the Council and its staff in issuance of the RFP and with the firm ultimately selected to perform the audits, so that the work can be performed efficiently and effectively and maximum benefits can be realized from this project.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-406

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER THOMAS

WHEREAS, in February, 1997, chiller number two at the Traffic Courts building failed, thus resulting in the loss of the air moving system in the entire building; and

WHEREAS, the failure of that unit did cause the loss of the air handling system resulting in the discomfort for those working at this location, as well as, those citizens having to transact business at this location; and

WHEREAS, three contractors were called out to give estimates for the repairs, and Chillco, Inc., 2709 L & A Road, Metairie, LA 70001, did submit the lowest bid and did repair the Chiller for that amount, \$8,586.06; and

WHEREAS, the City Attorney, the Director of Finance, and the Chief Administrative Officer have certified this situation as an emergency; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this actual system failure is formally recognized as a public emergency.

BE IT FURTHER AUTHORIZED, That the Director of Finance and the Bureau of Purchasing are authorized to pay the contractor for the work performed.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-407

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Wesley T. Bishop (vice Betty Washington) as a member of the New Orleans Aviation Board for a term which will expire June 30, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-408

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Lansen C. Barrow (vice Lloyd N. Shields) as an At-Large member of the New Orleans Historic Landmarks Commission for a term which will expire March 25, 2001, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-409

BY:COUNCILMEMBERS HAZEUR-DISTANCE, CARTER, GLAPION, SINGLETON, TERRELL, THOMAS AND WILSON

WHEREAS, Christian Faith Ministries is an aggressive, proactive multi-faceted ministry whose concern for humanity is manifested into strategic action and compelling dedication to rehabilitating and recycling human potential; and

WHEREAS, some of the current programs include; Christian Faith Community Church which offers spiritual guidance, Women of the Word, Maximize Manhood, the Joshua Team Youth Ministry and the Healing Center for Wounded Soldiers to help people who are facing life's challenges realize the greatness and power that reside within them; and

WHEREAS, Christian Faith Ministries demonstrates the essence of the missionary whose house stands near the side of the road, where men who pass may know it as, the "House that's built for God" and whose member's vision consist of the love of their fellowman and whose hands are ready to serve anywhere as inveterate followers of Christ; and

WHEREAS, on May 10, 1997, the Christian Faith Ministries will hold a special celebration of appreciation for Pastors' Wives, who have demonstrated their love of truth and exhibited the values of life which have made them a source of pride, joy and inspiration to those with whom they come in contact; and

WHEREAS, this is a special day set aside for these women who live with courage deep within their hearts, which enables them to face life's fiercest battles in sickness, danger and even death and keep their courage to wait, watch and pray; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends commendations to Pastors; Angie Smith, Shelly LaCroix, Ruth Williams, Vera Wilson, Gwienta Patin, Ina Westley, Varnise Lucas, Norma Thomas, Tina Reed, Alicia Shelton, Margaret Vinnett, Lydia Tucker, Pat Watson, Prophet Dedra Thomas and Minister Lois Blake and designates **May 10, 1997, Pastors' Wives Appreciation Day** in the City of New Orleans.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-410

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 78, located in the New Orleans Municipal Yacht Harbor, is presently leased by the City of New Orleans to Arleen V. Meraux.

WHEREAS, Arleen V. Meraux wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

NAME: Joseph S. DiFatta, Jr.

RESIDING AT: 909 E. Judge Perez Drive

CITY/STATE/ZIP: Chalmette, LA 70043

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 78 in the Municipal Yacht Harbor to Joseph S. DiFatta, Jr., and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-411

BY: COUNCILMEMBERS WILSON, CARTER AND SINGLETON

A RESOLUTION APPROVING A RESOLUTION OF THE SEWERAGE AND WATER BOARD OF NEW ORLEANS WHICH AUTHORIZES THE ISSUANCE OF THIRTY MILLION DOLLARS (\$30,000,000) OF CITY OF NEW ORLEANS, LOUISIANA, SEWERAGE SERVICE REVENUES BONDS, SERIES 1997.

WHEREAS, under the provisions of Part III, Chapter 9, Title 33 of the Louisiana Revised Statutes of 1950, as amended, (the "Act") the Sewerage and Water Board of New Orleans (the "Board") has the power to issue sewerage service revenue bonds in the name of the City of New Orleans (the "City"), and pursuant to Section 4121 of the Act the Board has heretofore adopted, on August 25, 1986, a General Bond Resolution and a Supplemental Bond Resolution (collectively, the "1986 Bond Resolutions"), authorizing the issuance of \$21,280,000 of Sewerage Service Revenue Bonds, Series 1986, of the City of New Orleans (the "1986 Bonds"); and

WHEREAS, the 1986 Bond Resolutions were approved by this city Council by Substitute Resolution No. R-86-272, adopted on August 25, 1986; and

WHEREAS, the Sewerage and Water Board has adopted a Second Supplemental Bond Resolution, which supplements the 1986 Bond Resolutions and authorizes the issuance of Thirty Million Dollars (\$30,000,000) of City of New Orleans, Louisiana, Sewerage Service Revenues Bonds, Series 1997 (the "1997 Bonds"), for the purpose of paying a portion of the costs of capital improvements consisting of the construction of sewerage treatment plants, improvements, extensions, betterments and repairs to the public sewerage system of the City, which are works of public improvement in and for the Board and the City, or for the acquisition of land to be used in connection therewith, funding the debt

service reserve fund and paying the cost of issuance associated therewith (the "Second Supplemental Resolution"); and

WHEREAS, pursuant to Section 4121 of the Act, the Second Supplemental Resolution is not effective until approved by resolution adopted by resolution adopted by affirmative vote of a majority of the members of the council of the City of New Orleans; and

WHEREAS, a copy of the Second Supplemental Resolution has been received and is spread upon the minutes of this meeting of the council; and

WHEREAS, it is the desire of this Council of the City of New Orleans to approve the Second Supplemental Resolution, so that the Board may proceed with the issuance and sale of the 1997 Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Second Supplemental Bond Resolution adopted by the Board on April 9, 1997, authorizing the issuance of the 1997 Bonds, is hereby approved.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That it agrees to undertake and perform or continue to undertake and perform all of the duties and functions to be performed by it pursuant to the provisions of the 1986 Bond Resolutions and the Second Supplemental Resolution and the Act with respect to the issuance, security, payment and redemption of the 1997 Bonds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the appropriate officials of the City be and they are hereby authorized and requested to take all steps and do all acts that may be necessary or proper to carry out and perform the obligations of the City set forth in the 1986 Bond Resolutions and Second Supplemental Resolution.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that Resolution No. 97-277, adopted by the City Council on March 20, 1997, the subject matter of which is substantially the same as this resolution, shall be rescinded and replaced by this resolution.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-412

BY: COUNCILMEMBERS WILSON AND THOMAS

WHEREAS, there is an urgent need to expedite repairs to Piazza D'Italia, because of a need to prevent harm to persons of property on and adjacent to the site.

WHEREAS, falling plaster, detached metal wall panels, and paving irregularities pose a hazard to persons and property.

WHEREAS, the work will include removal of deteriorated wood support framing and installation of new metal framing and metal wall panels.

WHEREAS, the work will include removal, replastering, restoration and waterproofing of the Lafayette Street Archway.

WHEREAS, the Capital Projects Administrator, has estimated that the cost to provide design and construction required to provide renovations at the Facility will not exceed \$120,000.00 and can be completed by June 15, 1997; and

WHEREAS, the City Attorney, the Director of Finance, and the Director of Property Management have certified this situation as an emergency; and

WHEREAS, capital funds have been set aside to finance the renovation project, now therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this repair work must be completed as soon as possible and is a public emergency.

BE IT FURTHER MOVED, That the Director of Finance and the Bureau of Purchasing be authorized to suspend the public bid process, wage rate requirements, and executive orders for the emergency work to be performed and informal bids will be obtained such that the total project cost will not exceed \$120,000.00.

BE IT FURTHER MOVED, That the Capital Projects Administrator shall file a written report to the council within 30 days indicating the progress of the renovation work.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-413

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER THOMAS

WHEREAS, the City Planning Commission has received an appeal to two moratoria, Ordinance Numbers 17,622 M.C.S. and 18,014 M.C.S., to permit the establishment of a personal service similar to a chiropractic/massage establishment to be located within an existing building on 7742 Chef Menteur Highway, near Crowder Boulevard within an LI-Light Industrial district; and,

WHEREAS, the March 14, 1997 report (Design Review 35/97) of the City Planning Commission recommends approval of the waivers to the moratoria sought in the appeal; and,

WHEREAS, it is nevertheless the sense of the Council that granting such waivers is not in the best interest of the citizens of New Orleans, and particularly of the citizens of District E in which this proposed use is located; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the waivers sought in the appeal of two moratoria, Ordinance Numbers 17,622 M.C.S. and 18,014 M.C.S., to permit the establishment of a personal service similar to a chiropractic/ massage establishment to be located within an existing building on 7742 Chef Menteur Highway, be, and the same is hereby denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-414

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing to consider an amendment to the text of Article 4, Section 4.5.8 RD-2 District/Subdistrict Standards of the Comprehensive Zoning Ordinance relative to the change of the stated boundaries for bed and breakfast prohibition defined in the above cited section from the uptown side of Louisiana Avenue to the downtown side of Louisiana Avenue.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-415

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of John D. Georges (vice Keith E. Butler) as an At-Large, Above Canal Street member of the Public Belt Railroad commission for a term which will expire October 18, 2008, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-416

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, the Council requires a special consultant to assist the Council and its Telecommunications Committee with telecommunications issues; and

WHEREAS, it is necessary to obtain this advice prior to the next Council meeting and the total cost of the contract will not exceed \$15,000; now

WHEREAS, William D. Aaron, of Phelps Dunbar, LLP, has the necessary qualifications and experience to provide the assistance required; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council authorizes and requests the Council President to sign a contract with Phelps Dunbar, LLP, to obtain consulting services relative to telecommunications, at a cost not to exceed \$15,000.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-417

BY:COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND WILSON

WHEREAS, on January 27, 1997, the Registrar of Voters certified the signatures of at least 10,000 registered voters on a petition requesting the Council to call an election to consider an amendment to the Home Rule Charter to enact a local minimum wage provision; and

WHEREAS, on July 15, 1996, in proceedings Number 96-10868 "E" of the Civil District Court for the Parish of Orleans, Judge Gerald P. Fedoroff ruled that such a proposed charter amendment would be illegal because the terms of the Charter do not permit legislation by citizen referendum; and

WHEREAS, the Council is concerned over the prospect of calling an election to consider an amendment to the Home Rule Charter that may, in fact, be illegal/unconstitutional; and

WHEREAS, because of the cost of conducting such an election, the issue of the proposed amendment's legality/constitutionality should be determined in advance of an election call; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Attorney is requested, on behalf of the Council, to file a petition seeking a declaratory judgment in the Civil District Court for the Parish of Orleans relative to the legality/constitutionality of the proposed charter amendment.

BE IT FURTHER MOVED That a copy of this motion be immediately delivered to the City Attorney and the Chief Administrative Officer.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-418

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 29/97 - CITY COUNCIL MOTION NO. M-97-131** - Requesting to amend Sections 2, 6, 7, 11, 15 and 18 of the Comprehensive Zoning Ordinance (CZO) to define and regulate truck stops and transportation terminals. The proposed amendments would replace and delete the Trucking Facility Interim Zoning District which is under its final extension and due to expire on June 29, 1997, all LI-Light Industrial and HI-Heavy Industrial Districts for truck stops and transportation terminals, and CBD-8 and CBD-9 Central Business Districts for transportation terminals, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-419

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 33/97 - LAKE CATHERINE LAND CO. INC./SPRINT PCS** - Requesting to appeal the Telecommunications Facility Prohibition Interim Zoning District (ZD 123/96), to permit the construction of a 156' foot monopole with attachments of antennas providing wireless personal communications service (PCS), Parcel Prairielands, Lot LCLC-1A, Highway 90, Lake Catherine, Third Municipal District, be, and the same is hereby overruled and the request granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF,

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-420

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 37/97 - CITY COUNCIL MOTION NO. M-97-164** - Requesting consideration of a Text Change for the "inclusion of a design review element and an appeal procedure in the St. Charles Avenue Interim Zoning District, encompassing all lots fronting on St. Charles Avenue between the Mississippi River Bridge and Jackson Avenue, inclusive of all corners of Jackson Avenue". The proposed IZD area would encompass approximately 12 blocks along St. Charles Avenue, be, and the same is hereby upheld and the Text Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-421

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 38/97 - CITY COUNCIL MOTION NO. M-97-169** - Requesting a Text Amendment to include exterior balconies of commercial establishments, as part of the floor area (gross horizontal) area of the building. The proposal also provides that covered or uncovered outdoor space which is used for seating, performances or similar activities in support of the primary use shall be included in the floor area. Thus, such outdoor space would include balconies (balconies have no vertical supports), galleries, patios and similar areas leased for seating or performances or similar activities, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-422

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 40/97 - CHARLES & CLARE AUSTIN/BONNIE & BETTY RABE** - Requesting a Conditional Use to permit a Bed and Breakfast Inn with nine (9) guest rooms in an RM-2A, Multiple Family Residential District, Square 230, Lots 1 & 2, Fourth Municipal District, bounded by Washington and St. Charles Avenues, Carondelet and Fourth Streets (Municipal Address **2727 St. Charles Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to ten (10) provisos.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-423

BY: COUNCILMEMBERS THOMAS AND WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **741-745 St. Charles Avenue** owned by Swiss Confectionary, Inc.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **741-745 St Charles Avenue** owned by Swiss Confectionary, Inc. and further identified by the State Board of Commerce and Industry as application number RTA # 940410-57 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-424

BY: COUNCILMEMBERS THOMAS AND WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **2025 Canal Street** owned by Earl E. Weber, Inc.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **2025 Canal Street** owned by Earl E. Weber, Inc. and further identified by the State Board of Commerce and Industry as application number RTA # 940182-28 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-425

BY: COUNCILMEMBERS THOMAS AND WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1661 Canal Street** owned by Mutual Savings Life Insurance Company.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1661 Canal Street** owned by Mutual Savings Life Insurance Company and further identified by the State Board of Commerce and Industry as application number RTA # 950338-37 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-426

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **100 Rue Iberville Street** owned by Travelers Insurance Co.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **100 Rue Iberville Street** owned by Travelers Insurance Co. and further identified by the State Board of Commerce and Industry as application number RTA # 940438-66 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-433

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **ALEXANDER DEMOLISHING COMPANY** IN THE AMOUNT OF **\$2,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1670-72 CHIPPEWA STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3886HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

ALEXANDER DEMOLISHING COMPANY IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-434

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$2,870.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2619 FELICITY STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-439HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-435

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$2,345.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1932 JACKSON AVENUE** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-491HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-436

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **FORTMAYER BUSHOG SERVICES** IN THE AMOUNT OF **\$2,995.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1925-27 JACKSON AVENUE** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-490HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

FORTMAYER BUSHOG SERVICES IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS: Wilson - 1

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-437

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO ENTERPRISE, INC.** IN THE AMOUNT OF **\$1,650.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2815-17 JOSEPHINE STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3111HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO ENTERPRISE, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS: Wilson - 1

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-438

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$1,645.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3430-30 1/2 -32 1/2 SOUTH LIBERTY STREET (REAR)** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-497HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL

BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS: Wilson - 1

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-439

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$1,940.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3430-32 SOUTH LIBERTY STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-496HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-440

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$1,910.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3630-32 MARTIN LUTHER KING BOULEVARD** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-454HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-441

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$1,670.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2515 PHILIP STREET (REAR)** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-456HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS: Wilson - 1

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-442

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **ALEXANDER DEMOLISHING COMPANY** IN THE AMOUNT OF **\$1,600.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2636-38 SOUTH**

ROMAN STREET WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-502HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

ALEXANDER DEMOLISHING COMPANY IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS: Wilson - 1

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-443

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **ALEXANDER DEMOLISHING COMPANY** IN THE AMOUNT OF **\$3,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **935 TERPISCHORE STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2734HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

ALEXANDER DEMOLISHING COMPANY IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-444

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **CRESCENT ENVIRONMENTAL SERVICES, INC.** IN THE AMOUNT OF **\$1,880.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3109 DEERS STREET** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4226HN**.

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

CRESCENT ENVIRONMENTAL SERVICES, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas - 5

NAYS:Wilson - 1

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-445

BY: COUNCILMEMBERS SINGLETON, WILSON, AND GLAPION

WHEREAS, litigation is in process concerning the applicability of property tax exemptions to certain classes of property owned by non-profit organizations; and

WHEREAS, the Board of Assessors has determined that it would be helpful to pursue the litigation in order to obtain clarification of the issues raised, thereby ensuring consistent, fair application of the exemption provisions; and

WHEREAS, the Board of Assessors has requested assistance from the tax recipient bodies, both by participating in the litigation and by paying a pro-rata share of their legal expenses; and

WHEREAS, the City Council agrees that the litigation is important and that participation by the City is appropriate; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the City Attorney is requested to file an Amicus Curaie brief on behalf of the City and to take other appropriate actions to cooperate with the attorneys for the Board of Assessors and other tax recipient bodies who participate in this litigation.

BE IT FURTHER RESOLVED that the City will pay its pro rata share of all litigation costs, up to a maximum City payment of \$20,000 in addition to the funds provided in 1996.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-446

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the Votes cast in the **Special Election** held on May 3, 1997, in accordance with the provisions of Resolution R-97-192, adopted by the Council of the City of New Orleans, on March 6, 1997 to the number of votes cast **FOR** and **AGAINST: LAKE FOREST ESTATES IMPROVEMENT DISTRICT PROPOSITION**, have been canvassed and compiled and the results hereof transferred to the compilation sheets attached hereto and made a part thereof.

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that said compilation sheets attached hereto and made a part hereof are hereby declared to be the official results of the **Special Election** referred to above, as reflected by the actual returns made by the various commissioners who conducted said election and it is hereby proclaimed that the Proposition, submitted at said election and the votes cast by the qualified electors voting at said **Special Election** held in the City of New Orleans on May 3, 1997 resulted as follows:

PROPOSITION

LAKE FOREST ESTATES IMPROVEMENT DISTRICT

VOTES FOR: 181

VOTES AGAINST: 22

TOTAL VOTES: 203

MAJORITY VOTES: FOR

BE IT FURTHER MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that a certified copy of this motion, shall serve as a Proces Verbal of the canvass of the returns of said **Special Election**, shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; that another certified copy thereof shall be forwarded to the Clerk of Civil District Court and Ex-Officio Recorder of Mortgages in and for the Parish of Orleans who shall record the same in the Mortgage Records of said Parish; that another certified copy shall be retained in the archives of this City Council; and that the results of said Special Election shall be promulgated by publication in the manner proved by law.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-447

BY:COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND SINGLETON

WHEREAS, for the past three years the Young Leadership Council of New Orleans has organized and managed the successful and positive community initiative known as the *Proud To Call It Home* Campaign; and

WHEREAS, the *Proud To Call It Home* Campaign has focused its energy and resources on instilling and expanding our community's pride and involvement in all that is good and wonderful about New Orleans; and

WHEREAS, the *Proud To Call It Home* Campaign's entire effort has been completely volunteer driven and designed; and

WHEREAS, in the pursuit of its mission, *Proud To Call It Home* has raised over a million dollars in cash and in-kind donations to trumpet and promote all the wonders New Orleans has to offer its citizens; and

WHEREAS, over 60 businesses, individuals, civic and community organizations are active participants in *Proud To Call It Home* initiatives and activities; and

WHEREAS, *Proud To Call It Home* is one of the longest running local community image campaigns in the nation; and

WHEREAS, the people and the City of New Orleans do indeed "Wake up and smell the cafe au lait" every day and have both embraced and embodied the spirit of the *Proud To Call It Home* campaign; and

WHEREAS, the Council of the City of New Orleans joins with the Young Leadership Council and Proud To Call It Home in recognizing that our great city's most valuable assets and source of pride are the citizens who participate in promoting and improving the quality of life in New Orleans in positive, collaborative efforts such as *Proud To Call It Home*; and

WHEREAS, the Council of the City of New Orleans does fully and completely support and encourage the mission, goals and objectives of the *Proud To Call It Home* Campaign; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council on this 15th day of May, 1997 does hereby resolve and proclaim the month of May, 1997 *Proud To Call It Home Month* in recognition and celebration of the *Proud To Call It Home* Campaign's third anniversary.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-448

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's re-appointment of Camille J. Strachan, as a member of the New Orleans Historic District Landmarks Commission for a term which will expire March 25, 2000, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-449

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, African American Foundation was created to reduce the number of unemployed in our community and promote community self-reliance; and

WHEREAS, African American Foundation's mission is to increase employment opportunity in New Orleans by increasing Black minorities firms with employees; and

WHEREAS, through its "Up from Poverty" program, the African American Foundation proposes to print and distribute Black firms directories to Black households in the City; and

WHEREAS, the African American Foundation has a requested a grant to cover purchasing equipment and supplies; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Twenty Thousand Dollars (\$20,000.00) to African American Foundation subject to phrasing of the project.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that African American Foundation shall receive Ten Thousand Dollars (\$10,000.00) at the start of the project to purchase equipment and supplies and Ten Thousand Dollars (\$10,000.00) upon successful completion of the first phase of the project.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$20,000 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-450

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Redd House, Inc. is a small visual arts house that provides a wide array of services to the community that includes customized ethnic images and symbols;

WHEREAS, Redd House, Inc. seeks to capture a greater share of the profitable market which specializes in ethnic themes; and

WHEREAS, through its project, "JOINT EFFORT," Redd House, Inc. proposes to expand its customer base by providing fundraising possibilities for schools, churches, and community organizations; and

WHEREAS, Redd House, Inc. has requested a grant for start-up costs of its project; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Sixteen Thousand Dollars (\$16,000.00) to Redd House, Inc. for start-up costs.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$16,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-451

CITY HALL: MAY 15, 1997

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,00 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Ebon Images, Inc. is a newly established organization whose main mission is to create, promote and present photography by and about black life and culture; and

WHEREAS, Ebon Images, Inc. is a newly established organization whose main mission is to create, promote and present photography by and about black life and culture; and

WHEREAS, Ebon Images, Inc. has a single focused program, The Marion Porter Project, which includes a photo journal, exhibit and a workshop; and

WHEREAS, the project, "Anytime... Anyplace...Anywhere..." proposes to catalog, duplicate, inventory and archive the collection of photographer, Marion Porter; and

WHEREAS, Ebon Images, Inc. plans to create a traveling exhibit which would be permanently housed in New Orleans and establish an internship program to support and encourage the development of young black photographers; and

WHEREAS, Ebon Images, Inc. request a grant to complete phase I of their project; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Twenty-Thousand Dollars (\$20,000.00) to Ebon Images, Inc. to cover start-up cost of the first phase of its project.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$20,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-452

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Lu & Company is a home based business specializing in installing and repairing carpet; and

WHEREAS, Lu & Company will create a new small business in the City; and

WHEREAS, Lu & Company has requested a grant in the amount of Ten Thousand Dollars (\$10,000.00) to purchase supplies and equipment; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Ten Thousand Dollars (\$10,000.00) to Lu & Company for start-up cost of their business.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$10,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-453

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, The Chakula Cha Jua Theater Company has an eleven year history of theatrical production in New Orleans; and

WHEREAS, The Chakula Cha Jua Theater Company seeks to create a performing work that presents the creation story in the culture and tradition of Africa; and

WHEREAS, The project, "The Origin of Life on Earth" will be presented on a recurring basis in and around the New Orleans area; and

WHEREAS, The Chakula Cha Jua Theater Company will provide long-term employment to musicians, actors, dancers, tech crew and production staff in the City; and

WHEREAS, The Chakula Cha Jua Theater Company request a grant to off set the cost of research, script development, production concept and choreography; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Fifteen Thousand Dollars (\$15,000.00) to The Chakula Cha Jua Theater Company for production costs.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$15,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-454

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to

provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, the Louisiana Music Commission and The New Orleans Jazz Centennial Celebration, Inc. on behalf of The Orleans Levee District proposes Louisiana's first large scale public memorial dedicated to Jazz, America's greatest contribution to the Arts; and

WHEREAS, this project, to be called "The Jazz Centennial Walk of Fame," will create a pedestrian promenade that spans the levee from DeArmas Street to the Algiers Ferry Landing; and

WHEREAS, "The Jazz Centennial Walk of Fame" will not only provide jobs during all aspects of planning and construction, but will serve as a tourist attraction; and

WHEREAS, "The Jazz Centennial Walk of Fame" will help fuel the ongoing redevelopment of the Algiers Point area; and

WHEREAS, The Louisiana Music Commission and the New Orleans Jazz Centennial Celebration, Inc, on behalf of The Orleans Levee District has requested a grant for the project construction cost; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Forty Thousand Dollars (\$40,000.00) to The New Orleans Jazz Centennial Celebration, Inc. on behalf of The Louisiana Music Commission and The Orleans Levee District to assist in the estimated construction cost.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$40,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-455

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, T.R.U.T.H. Enterprises, Inc. is a multi-cultural counseling, educational, motivational, inspirational, and professional organization providing individual group, and family therapy, workshops, seminars and motivational presentations; and

WHEREAS, the aim of T.R.U.T.H. Enterprises, Inc. is to teach and promote enhanced job skills development for high school and college students through the development of job readiness skills; and

WHEREAS, T.R.U.T.H. Enterprises, Inc. contributes to the promotion of businesses in the city through promoting entrepreneurship for young parents; and

WHEREAS, T.R.U.T.H. Enterprises, Inc.'s "The Tie That Binds" through the D.E.P.U.T.Y. II (Direct Effective

Positive Uplifting of Targeted Youth) Program will provide placement opportunities for students in the bachelor and master level of social work curriculums at local universities and colleges, and employment for youth and young adults in addition to job readiness skills; and

WHEREAS, T.R.U.T.H. Enterprises, Inc. is requesting funds to continue its program; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Twenty-Five Thousand Dollars (\$25,000.00) to T.R.U.T.H. Enterprises, Inc. for the purpose of covering the costs of its program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$25,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-456

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, The First Free Mission Baptist Church on behalf of The Theodore Minor Foundation request a grant to provide adult computer literacy training during the summer months; and

WHEREAS, The Theodore Minor Foundation will offer a two three week session for ten adults; and

WHEREAS, the participants will receive job readiness training, information on college level courses, and job placement assistance; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Twenty-eight Thousand Dollars (\$28,000.00) to The First Free Mission Baptist Church on behalf of The Theodore Minor Foundation.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$28,000.00 shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-457

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, The New Orleans Center for Successful Living(NOCSL)is a community development corporation whose mission focuses on community revitalization and stabilization; and

WHEREAS, The New Orleans Center for Successful Living develops new business opportunities for residents in the community through comprehensive economic development programs in the areas of job training and job development, small business development, youth enrichment and entrepreneurship, cultural arts, office supplies and services, and the provision of supportive and social services; and

WHEREAS, The New Orleans Center for Successful Living through its "SeniorNet Learning Center" will provide employment and computer training at two of its resident facilities;

WHEREAS, the New Orleans Center for Successful Living program will expose the resident of these two facilities to the Internet, adult literacy training, life skills and personal development, computer training, counseling, volunteerism, mentorships, and small business development services; and

WHEREAS, the New Orleans Center for Successful Living has requested a grant for the operation of its "SeniorNet Learning Center;" now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Twenty Thousand Dollars (\$20,000.00) to The New Orleans Center for Successful Living for the on-going operation of its program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$20,000.00

shall come from 1996 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-458

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, The New Orleans Technical Initiative for Contractor Emergence (N.O.T.I.C.E.) emerged from a talented group of construction industry associates who recognized the need to support and promote the development of small and emerging construction businesses as a major contributor in economic development, and

WHEREAS, N.O.T.I.C.E.'s major goal is to provide the framework in which ongoing collaboration and cooperation exist between the small and emerging construction business and larger construction firms; and

WHEREAS, N.O.T.I.C.E. plans to identify, develop and promote small and emerging construction businesses with access to training, certification, networking and capital availability for the purpose of benefiting the entire New Orleans business community; and

WHEREAS, N.O.T.I.C.E. has requested seed money for start-up cost of its program, NOTICE, A Reality (A Community Model); now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Fifty Thousand Dollars (\$50,000.00) to N.O.T.I.C.E. for the purpose of covering costs of the program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$50,000.00 shall come from 1996 and 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-459

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward

the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Nubian Nails is an existing functional on-going business, and

WHEREAS, Nubian Nails proposes to initiative a Reform Work Program designed to introduce Welfare based recipients, who are unwed mothers and a t least 16 years of age or older with a minimum of 10th grade education and has received a certificate of registration as a registered cosmetologist, esthetician and/or manicurist into a Co-op Business setting engaging in the therapy preparation of procedural care for hands and feet for home service personal care for the chronically ill or disabled; and

WHEREAS, the program will allow the young technician to receive 500 hours of formal job training from a school of cosmetic therapy and be an independent contractor operating their own rental service station as part of an existing business; and

WHEREAS, each recipient would earn a better than average living in today's world of shrinking job markets;

WHEREAS, Nubian Nails request a grant for equipment and cost associated with the program; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Ten Thousand Dollars (\$10,000.00) to Nubian Nails for start-up costs of its program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$10,000.00 shall come from 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-460

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, The Russ Group, Inc. is a solely owned restaurant development and operation business which seeks to develop a restaurant business that creates employment for at risk individuals (ex-convicted felons and single mothers in Orleans Parish); and

WHEREAS, The Russ Group, Inc. will also target young parents receiving government assistance; and

WHEREAS, The Russ Group, Inc. seeks to expand its catering, household deliveries, and banquet services of its two Jayde's Restaurants; and

WHEREAS, The Russ Group, Inc. has requested a grant to purchase equipment and supplies; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Thirty Thousand Dollars (\$30,000.00) to The Russ Group, Inc. to expand its business operation.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$30,000.00 shall come from 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-461

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Southern Repertory Theatre is New Orleans' only professional theatre company committed to strengthening the inner city, our city's youth and education, and the cultural legacy of our area; and

WHEREAS, Southern Repertory Theatre offers a variety of professional high quality productions which intend to educate as well as entertain local and visiting audiences; and

WHEREAS, Southern Repertory Theatre reaches far beyond its theatre season with programs that educate and innovate- reaching students in our area to expand their horizons and enhance their educational and economic opportunities; and

WHEREAS, Southern Repertory Theatre is requesting funds to enable it to continue the standard of excellence for theatre in New Orleans area established by its artistic quality, social conscience and educational outreach; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Ten Thousand Dollars (\$10,000.00) to the Southern Repertory Theatre for the continuation of its program.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$10,000.00 shall come from 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-462

BY:COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

IN THE MATTER OF INVESTIGATION AND HEARING ON POSSIBLE REDUCTION IN RATES AND CHARGES OF ENTERGY NEW ORLEANS, INC. FOR ELECTRIC AND GAS SERVICE IN NEW ORLEANS
DOCKET NO. UD-97-1

RESOLUTION AND ORDER ESTABLISHING PROCEDURAL DATES FOR REMAINDER OF PHASE I AND DIRECTING HEARING ON OFFER OF SETTLEMENT

WHEREAS, the Council of the City of New Orleans ("Council"), by Resolution R-97-86, initiated an investigation and hearing into the reasonableness of Energy New Orleans, Inc.'s ("ENO") rates and charges for electric and gas service in New Orleans; and

WHEREAS, in addition to establishing a procedural schedule, the Council ordered that the investigation be presided over by its designated Hearing Officer, Mr. John Farmakides; and

WHEREAS, the Council ordered that the investigation be divided into two (2) phases, with Phase I to proceed on a "fast-track" basis; and

WHEREAS, the parties who filed testimony in Phase I of the proceeding, in addition to the Council's Advisors and ENO, include the Alliance for Affordable Energy ("Alliance"), Sewerage and Water Board ("S&WB) and New Orleans Business Energy Council ("NOBEC"); and

WHEREAS, in accordance with the Council order, the formal administrative hearing commenced on April 9, 1997, and proceeded through April 11, 1997, with the parties completing the testimony of all but one ENO witness, which witness was originally scheduled to testify on April 22, 1997; and

WHEREAS, on April 17, 1997, ENO filed an offer to settle the Phase I proceeding and, in order to give the parties an opportunity to meet and consider ENO's offer, the Council suspended its Phase I procedural schedule, including the date that the ENO witness would testify, the date the Phase I record would be certified to the Council by the Hearing Officer, and the date ENO would be required to file its Phase II base rate case-in-chief testimony, workpapers and exhibits; and

WHEREAS, except for the Alliance, the parties in Phase I of the rate investigation did enter into negotiations around the ENO Offer; and

WHEREAS, as a result of the parties' negotiations, on May 12, 1997, ENO submitted a second offer ("Revised Offer of Settlement") in Phase I of the rate investigation; and

WHEREAS, except for the alliance, all the parties in Phase I of the rate investigation accept and support the revised ENO offer and recommend its acceptance to the Council; and

WHEREAS, the Council desires to consider the Revised Offer of Settlement as a resolution of the issues in dispute in Phase I of the rate investigation; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That:

1.The hearing before Mr. Farmakides, our designated hearing officer in Phase I of Docket UD-97-1 is hereby reinstated and shall commence on May 28, 1997, at 9:00 a.m. in the Council Chamber. The sole purpose of the hearing shall be to receive the testimony of the one remaining ENO witness and permit the opportunity for cross-examination of that witness by the Alliance as a non-settling party.

2.Immediately following the close of the Phase I hearing, Hearing Officer Farmakides is hereby appointed and directed to conduct a separate hearing and compile an evidentiary record on the Revised Offer of Settlement, and parties desiring to participate, including the Alliance, shall file written testimony with respect to the Revised Offer of Settlement by May 21, 1997, at 4:00 p.m., with service to be made on the Official Service List. There shall be no written rebuttal or responsive testimony.

3.The record of the Phase I hearing and the record on the Revised Offer of Settlement shall be certified to the Council by the Hearing Officer on or before June 6, 1997. Briefs, if any, by parties shall also be filed with the Council on or before June 6, 1997.

4.The date that ENO shall be required to file its Phase II base rate case-in-chief testimony, workpapers and exhibits shall be set by a subsequent order of the Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-463

BY: COUNCILMEMBERS TERRELL AND THOMAS

WHEREAS, Alexander Pope wrote, "T'is education that forms the common mind; Just as the twig is bent, the tree's inclin'd; and

WHEREAS, this has been the philosophy demonstrated by Darryl Kilbert, principal of 1200 students at Alcee Fortier High School; and

WHEREAS, ten months after becoming principal, Mr. Kilbert has rescued an educational institution which was burdened with low attendance, poor academic performance, discipline problems and diminishing morale of teachers and students; and

WHEREAS, the 1997 year attendance and grades have improved and suspensions and discipline problems have declined; and

WHEREAS, to accomplish these improvements, in June 1996, 300 students were sent letters warning them of the changes and prior to the 1997 school year, conferences were held with problem students to determine their intention to comply with the new rules; and

WHEREAS, the 1997 school year shows attendance at 84% as compared to 74.2% in 1996; an improvement on average 1.8 grade point above 1996; class schedules have been adjusted for struggling students who are expelled and they are referred to alternatives such as vocational schools or adult education classes; and

WHEREAS, it is the sense of the Council that educators who believe as Alexander Pope wrote concerning relationship between education and discipline, should be recognized for the invaluable contributions made to our youth; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That commendations are extended to Mr. Darryl Kilbert, principal of Alcee Fortier High School and this Council urges his continued efforts in illuminating the paths for children to excel.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-464

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **3900 Tulane Avenue** owned by La Strada Inn, Inc.; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **3900 Tulane Avenue** owned by La Strada Inn, Inc. and further identified by the State Board of Commerce and Industry as application number RTA # 930403-01 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-465

BY:COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Motion M-97-356 is hereby amended to read as follows:

"BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Mayor's appointment of Leland M. Lewis (vice-Gary Froeba) to the New Orleans Tourism Marketing Corporation as a nominee of the New Orleans Hotel-Motel Association for a term which will expire December 31, 2000 be and the same is hereby ratified, confirmed and approved."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-466

BY:COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Elizabeth Marie DeLuna as a member of the New Orleans Media Center for a term which will expire March, 1999 be and the same are hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-467

BY: COUNCIL MEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

RESOLUTION AND ORDER

ESTABLISHING DOCKET AND INTERVENTION PERIOD

FOR CONSIDERATION OF ENTERGY NEW ORLEANS'

APPLICATION FOR NEW FIRM-SERVICE RATE SCHEDULE LHV-1

COUNCIL DOCKET UD-97-4

WHEREAS, pursuant to the Home Rule Charter of the City of New Orleans, the Council has all powers of supervisors, regulation and control of rates with respect to public utilities providing service within the City of New Orleans; and

WHEREAS, the prior approval of the Council is required to establish or change utility tariff schedules; and

WHEREAS, on May 1, 1997, Energy New Orleans, Inc. ("ENO") filed an application for a new, firm-service tariff schedule for three phase service at 115,000 volts; and

WHEREAS, based on ENO's application, the new service schedule would be available to any customer at one location adjacent to ENO's transmission system for service of at least 15,000 kVa; and

WHEREAS, the new tariff would be identified as "LHV-1"; and

WHEREAS, ENO has requested that the Council act on its application within sixty (60) days of its filing; and

WHEREAS, ENO's filing raises significant regulatory policy considerations which include, among others, the discounting of rates to large industrial customers and the appropriate responsibility, if any, for the allocation of any loss of contributions to fixed costs which occur as a result of such discounting; and

WHEREAS, the Council desires to consider ENO's application as expeditiously as practicable; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that:

1.A docket is hereby created for the purpose of considering ENO's application, which docket is to be identified as: "In the Matter of Ex Parte Application of Entergy New Orleans, Inc. for a New Firm-Service Rate Schedule LHV-1, Docket No. UD-97-4".

2.An intervention period is hereby created, and all parties desiring to do so shall file request to intervene within fourteen (14) days of the date of first publication in the official journal of a notice of intervention period. Said requests to intervene, together with the applicable filing fee of \$202.00, shall be filed with the Clerk of Council, Room 1E09, 1300 Perdido Street, New Orleans, LA 70112 by 4:00 P.M. on the last day of the intervention period. A copy of such requests to intervene shall also be filed with Ms. Jacquelyn Frick, Director, Council Utilities Regulatory office, Room 6E07, 1300 Perdido Street, New Orleans, LA 70112.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-468

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, House Bill No. 2427 by Representative Vitter and other legislators would change the name of Airline Highway (vs. Highway 61) in Jefferson and Orleans Parishes to "Airline Drive"; and

WHEREAS, this recommendation was initiated by the Airline Corridor Task Force, other civic leaders and Jefferson parish government and area legislators; and

WHEREAS, such a name change would be a no-cost way of encouraging and building on the significant revitalization occurring along the thoroughfare, which includes the Zephyrs Baseball park, a new Winn-Dixie Market Place and an upscale residential development; and

WHEREAS, it is the sense of the Council that "Airline Drive" creates a positive and progressive image for this gateway to the City of New Orleans for visitors; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council hereby endorses House Bill 2427 which would change the name of Airline Highway to "Airline Drive" and urges legislators to lend their support to this progressive effort.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-469

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, Pre Primer Academy has requested a grant to purchase equipment and supplies; and

WHEREAS, Pre Primer Academy will be a nursery/day care center located in the Treme area; and

WHEREAS, The Pre Primer Academy as a small business will increase employment opportunities in the area through part-time employment; and

WHEREAS, The Pre Primer Academy will foster new business opportunities and encourage other entrepreneurs to develop businesses in the Treme area; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Ten Thousand Dollars (\$10,000.00) to Pre Primer Academy for equipment and supplies.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$10,000.00 shall come from 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-470

BY: COUNCILMEMBERS TERRELL, GLAPION & THOMAS

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, Resolution R-91-157, being a further partial settlement of Entergy New Orleans, Inc. rate application Docket CD-85-1, included a renewed commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such

funds shall be for the development of new businesses, expansion and retention of existing businesses, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, JaniKing Commercial Cleaning is a franchise full service maintenance company; and

WHEREAS, in addition to maintenance, JaniKing provides light construction and demolition and provides training in the operation of the tools and machinery necessary to perform the job; and

WHEREAS, JaniKing Commercial Cleaning has requested a grant to purchase equipment to enable the company to compete for major commercial cleaning contracts as well as to enhance the effectiveness of the present staff; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Eight Thousand Five-Hundred Dollars (\$8,500.00) to JaniKing Commercial Cleaning for the purchase of equipment and supplies.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$8,500.00 shall come from 1997 economic development funds.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-471

BY:COUNCILMEMBERS SINGLETON, WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL AND THOMAS

WHEREAS, the Louisiana Department of Transportation and Development has designated a route through the Evangeline Thruway to connect Interstate 49 and Interstate 10 with U.S. Highway 90; and

WHEREAS, the State of Louisiana has requested by House Concurrent Resolution No. 48 of the 1996 Regular Legislative Session that the U.S. Congress take the necessary action to designate U.S. Highway 90 as part of the Interstate System as an expansion of Interstate 49; and

WHEREAS, the upgrading and expansion of the Interstate System through southern Louisiana would provide vital evacuation routes in the event of hurricanes and other natural disasters; and

WHEREAS, this expanded corridor would greatly enhance the economic potential of the region by linking major port and maritime industries, oil, and fishing industries and tourist destinations; and

WHEREAS, this interstate linkage would significantly upgrade the transportation infrastructure on the growing west bank of Jefferson Parish as well as in neighboring parishes; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council, does hereby request the Parish Congressional Delegation to introduce, support and endeavor to have enacted the necessary legislation to integrate U.S. Highway 90 as part of the Interstate Highway, extending the existing Interstate 49 to connect with Interstate 10 through Jefferson Parish, Louisiana.

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the Orleans Parish members of the Congressional Delegation for their immediate consideration.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-472

(AS CORRECTED)

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing to consider an amendment to the text of the Comprehensive Zoning Ordinance relative to the establishment of a new Interim Zoning District to require design review by the staff of the City Planning Commission with report of results of review forwarded to the district Councilmember prior to the issuance of permits relative to new construction or the demolition of any structure in the Irish Channel, between Jackson Avenue, Louisiana Avenue, Magazine Street and Tchoupitoulas Street.

WHEREAS, this Council deems that establishment of this IZD would be preferable to the establishment of a demolition moratorium, by this motion this Council does also rescind Motion M-97-381 which called for a public hearing regarding establishment of a demolition moratorium within these same boundaries.

BE IT FURTHER MOVED, That in accordance Article 126, Section 4.4(3) of Ordinance Number 16,976 M.C.S., as amended (The Comprehensive Zoning Ordinance), all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Interim Zoning District for any property contained therein during consideration of this matter. This Interim Zoning District will remain-in effect for a period no longer than six months from the effective date of the ordinance implementing it, subject to extensions in Accordance with Article III, Section 3-126 of the Amended Home Rule Charter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-473

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad

valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1474 Magazine Street** owned by Edward J. and Lisa L. Breaux; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1474 Magazine Street** owned by Edward J. and Lisa L. Breaux and further identified by the State Board of Commerce and Industry as application number RTA # 960492-94 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Terrell, Thomas, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-474

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1466-68 Magazine Street** owned by Edward J. and Lisa L. Breaux; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1466-68 Magazine Street** owned by Edward J. and Lisa L. Breaux and further identified by the State Board of Commerce and Industry as application number RTA # 960493-95 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective May 15, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-475

BY:COUNCILMEMBERS SINGLETON, WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL AND THOMAS

WHEREAS, for over three decades, Patricia Fretwell was recognized by elected officials, her peers and fellow City employees, and the general public as the sage of zoning and land use; and

WHEREAS, Pat's career in city government which led from an entry level position in 1956 to the director of the City Planning Commission in 1992 is testimony to her hard work and dedication to public service; and

WHEREAS, beyond her regular duties as a City employee, Pat was an active participant in professional development activities, notably the American Public Works Association; and

WHEREAS, in 1970 Pat was the first woman to become a member of the New Orleans Chapter of the APWA and was elected Chapter President in 1978 and has since served as a national board member. She was also the first woman to Chair a National Convention which was held in New Orleans in 1986; and

WHEREAS, Pat's illustrious career and service to APWA was characterized by her continuous willingness to lend a helping hand and guidance to all; and

WHEREAS, in recognition of pat's service to the American Public Works Association, the New Orleans Chapter has instituted the "Patricia Fretwell Leadership Award" now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council extends its congratulations to Patricia and joins with the APWA in a salute to this exemplary planner, public servant, and friend during National Public Works Week.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Terrell, Thomas, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily Out of Chamber) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-476

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1455-57 Derbigny Street (N) located in Square 762 Lot A in Councilmanic District C owned by Joseph L. Ellsworth, 1455 N. Derbigny Street, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1455-57 Derbigny Street (N) located in Square 762 Lot A in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-477

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1122-24 Marais Street located in Square 145 Lot 2 in Councilmanic District C owned by Joan Brooks, 1318 Esplanade Avenue, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1122-24 Marais Street located in Square 145 Lot 2 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-478

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1527-29 Villere Street (N) located in Square 626 Lot F in Councilmanic District C owned by Dorothy Surtain/Irving Melton, Jr., 4527 Mark Twain Drive, New Orleans, LA 70126; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1527-29 Villere Street (N) located in Square 626 Lot F in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-479

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1400 Tricou Street located in Square 569 Lot 24 in Councilmanic District E owned by Ruby M. Pierre, 2323 Upperline Street, New Orleans, LA 70115 and 3119 Mistletoe Street, New Orleans, LA 70118; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1400 Tricou Street located in Square 569 Lot 24 in Councilmanic District E has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-480

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **HUNG Q. VU, PAUL KISSGEN AND ELIZABETH KISSGEN BUTLER** for a waiver to the moratorium on the issuance of alcoholic beverage permits for property located at **2223 Broadway Street**, be, and the same is hereby denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-481

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **WILLIAM STOUTZ** for a waiver to the moratorium on the issuance of permits on Maple Street to open a restaurant and full service bar for property located at **7623 Maple Street**, be, and the same is hereby granted, subject to eight (8) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-482

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **SEN TRAN** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **600 Decatur Street, Suite 211E** for Jax Daiquiris and Cafe, be, and the same is hereby granted, subject to five (5) provisos as stated in the Vieux Carre' Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF,

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-483

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 27/97 - CITY COUNCIL MOTION NO. M-97-62** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 2 Definitions and Article 7 - Industrial Districts to modify regulation of borrow pits in industrial districts, including adding additional performance standards where appropriate, be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-484

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 42/97 - THE 2633 NAPOLEON VENTURE, A LOUISIANA ORDINARY PARTNERSHIP/PRIMECO PERSONAL COMMUNICATION** - Requesting a Conditional Use to permit the installation of three (3) antennae and placement of equipment for wireless personal communication services on an existing building (Napoleon Medical Building) in an RO-General Office District, for Square 623, Lots X, 8, 9, 10, 11, 12 and a portion of 7, Sixth Municipal District, bounded by Napoleon Avenue, Magnolia, South Robertson and Lyons Streets (Municipal Address **2633 Napoleon Avenue**), be, and the same is hereby upheld and the Conditional Use granted with one (1) waiver and four (4) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Temporarily Out of Chamber) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-486

CITY HALL: JUNE 5, 1997

BY: COUNCILMEMBERS GLAPION, SINGLETON AND THOMAS

WHEREAS, a major factor in the economy of New Orleans is the tourism and hospitality industry; and

WHEREAS, as the industry continues to expand and grow, it is evident that New Orleans largest ethnic population, African Americans are severely unrepresented within the management and upwardly mobile executive ranks of the industry; and

WHEREAS, according to the UNO School of Hotel, Restaurant and Tourism Administration, "Few African Americans have taken the opportunity through education and training to prepare themselves with the appropriate professional credentials to enter the tourism industry in managerial positions;" now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council urges the Administration to enter into a partnership with the hospitality industry, the University of New Orleans and the Orleans Parish School Board to develop the mechanisms which will create awareness of the career opportunities in hospitality and tourism.

BE IT FURTHER RESOLVED, That this council will explore funding sources needed to implement executive career opportunities in tourism and hospitality for all citizens in New Orleans who wish to take advantage of this blossoming industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-494

BY: COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE, AND WILSON (BY REQUEST)

WHEREAS, the efficient operation of City departments requires the availability of a safe and reliable fleet of service vehicles and equipments; and

WHEREAS, cost effective maintenance is greatly enhanced by timely replacement of obsolete vehicles and equipment; and

WHEREAS, the expense of equipment replacement may best be accommodated in the City's Operating Budget by extending payments over a period of time corresponding to the useful life of the vehicles; and

WHEREAS, the City of New Orleans has entered into an agreement for equipment replacement which provides for a multi-year payment schedule; and

WHEREAS, funds are available and have been appropriated in the 1997 Operating Budget sufficient to meet payment obligations for the current year, and subsequent payments will be included in the recommended budgets for future years; and

WHEREAS, this plan has been reviewed and approved by the Budget Committee of the Council of the City of New Orleans; now therefore

BE IT RESOLVED that the Clerk of Council shall cause a copy of this resolution to be forwarded to the Mayor, the Chief Administrative Officer, and the Director of Finance.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-508

BY: COUNCILMEMBERS SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, THOMAS AND WILSON

WHEREAS, Congress enacted the Military Selective Service Act requiring certain persons to register for the military services; and

WHEREAS, Ordinance No. 12,397 M.C.S. adopted by the Council on April 21, 1988, amends Chapter 1 of the New Orleans City Code which adds Section 1-20 relative to compliance with federal law requiring registration with the Military Selective Service for person's seeking employment with the City of New Orleans; and

WHEREAS, Ordinance No. 12,397 M.C.S. stated that "the Chief Administrative Officer shall provide for appropriate procedures to encourage compliance with the Military Selective Service Act and to provide information to persons seeking employment with the City of New Orleans including the fact that failure to comply with the Selective Service law is a bar to employment with the federal Government. The Chief Administrative Officer is authorized to and shall coordinate such policies and procedures with the New Orleans, City Civil Service Commission"; and

WHEREAS, the Council of the City of New Orleans supports the Federal Government in encouraging compliance with

mandatory registration; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council urges the Chief Administrative Officer and the Civil Service Department to study the possibility of including the submittal of documentation relative to registration with the Selective Service during the pre-employment application process.

BE IT FURTHER RESOLVED, That the Clerk of Council will forward copies of this resolution to the Chief Administrative Officer, and the Director of Civil Service for their individual consideration.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-510

CITY HALL: JUNE 5, 1997

BY: COUNCILMEMBER THOMAS

Requesting the Chief Administrative Officer and the Civil Service Commission to incorporate the testing of all unclassified employees with payment of those costs assigned to the unclassified employees, be made a part of the new drug testing policy.

WITHDRAWN.

N0. M-97-564

BY: COUNCILMEMBERS WILSON AND SINGLETON

WHEREAS, on December 19, 1996, the Council adopted Motion M-96-902, amending Motion M-96-888 and establishing the Council's regular meeting schedule for 1997; and

WHEREAS, due to scheduling conflicts it is the belief of the Council that the first regular meeting for the month of July, 1997, should be changed from 10:00 A.M., Thursday, July 3, 1997, to 10:00 A.M., Wednesday, July 2, 1997; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Rule 1 of the Rules and Regulations of the City Council, pertaining to days upon which Council meetings are to be held, is hereby suspended.

BE IT FURTHER MOVED That Motion Number M-97-888, as amended by Motion M-96-902, be and the same is hereby amended to change the first regular Council meeting for the month of July, 1997 from 10:00 A.M., Thursday, July 3, 1997 to 10:00 A.M., Wednesday, July 2, 1997.

BE IT FURTHER MOVED That a certified copy of this motion be delivered by the Clerk of Council to the Mayor , the Chief Administrative Officer, the City Attorney and the print and broadcast media.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-565

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$2,945.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8222 S. Claiborne St.**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1526HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-566

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,350.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1810-12 Eagle Street**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-2710HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-567

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,640.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **9001 Edinburgh Street**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-3450HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-568

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,625.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8625 Hickory Street**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1549HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-569

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$1,759.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **7811-13 Leake Avenue** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-3475HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS:Wilson - 1

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-571

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$1,600.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8519-21 Zimple Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1512HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS: Wilson - 1

ABSENT: Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-572

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$1,620.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8631 Zimple Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1514HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-573

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise Inc.** IN THE AMOUNT OF **\$1,700.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2127-29 Clara St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4222HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-575

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4237 Erato St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1534HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-576

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprise, Inc.** IN THE AMOUNT OF **\$2,100.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2028 Felicity St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1535HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprise, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-577

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,875.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **7304-06 High Ct.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-445HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-579

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,875.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **7312-14 High Ct.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-447HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-581

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise, Inc.** IN THE AMOUNT OF **1,995,00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **5203-05 LAUREL STREET.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-B OF THE CITY CODE CASE NO. **96-3085HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

HAMP'S ENTERPRISE, INC. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUG. 12, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-582

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise, Inc.** IN THE AMOUNT OF **\$1,775.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2919-21 S. Liberty St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4241HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-583

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise, Inc.** IN THE AMOUNT OF **\$1,475.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3450 Magnolia St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3919HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-584

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **25-27 Mars Pl.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-452HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-585

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **30-32 Mars Pl.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-453HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-586

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services** IN THE AMOUNT OF

\$2,545.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2112 St. Andrew St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4248HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-587

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services, Inc.** IN THE AMOUNT OF **\$2,440.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1700 St. Thomas St. & 642 St. James St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-504HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Wilson - 1

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-588

CITY HALL: JUNE 19, 1997

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Services, Inc.** IN THE AMOUNT OF **\$1,860.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4221-23 Tchoupitoulas St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4249HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Services, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS:Wilson - 1

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-589

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,300.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1301-03 Marigny Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1506HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS:Wilson - 1

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-590

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$1,800.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1310 Marigny Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1507HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS:Wilson - 1

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-591

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$1,500.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1418 Touro Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1513HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-592

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services** IN THE AMOUNT OF **\$2,815.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **5029 Columbia Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1501HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS: Wilson - 1

ABSENT: Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-593

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$990.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2500 Desire Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1502HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS: Wilson - 1

ABSENT: Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-594

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$1450.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2519 Desire Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1503HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS:Wilson - 1

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-595

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$2,795.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2133 Franklin Street**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1505HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-596

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$1700.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2003 Piety Street** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1509HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-597

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$1,845.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4349 America Street**

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3903HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 6

NAYS: Wilson - 1

ABSENT: Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-598

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer's Bushog Service** IN THE AMOUNT OF **\$1,895.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2614 Alabo Street

WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 97-1499HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer's Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell - 5

NAYS: Wilson - 1

ABSENT: Thomas - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-599

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Council was deeply saddened to learn of the recent death of Mr. Louis Mitchell Mack, Sr.; and

WHEREAS, Mr. Mack was an outstanding citizen and respected by residents throughout the community; and

WHEREAS, he was a life long resident of New Orleans and a devout parishioner of St. Raymond Catholic Church; and

WHEREAS, other religious involvement included his dedication to activities of the Knights of Peter Claver Council No.

78, E. O. Moss Grand Assembly, Fourth Degree, and the Holy Name of Jesus Society; and

WHEREAS, God has a record of Mr. Mack's devotion and dedication during the 87 years of his life here on earth; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends condolences to his wife Mae; sons Louis Jr., Raymond, Gary and Roy; daughters Verna, Rose and Doris; other family members and friends with our prayers that only the comfort which only God can give be abundantly showered on the family of Louis Mitchell Mack, Sr.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-600

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, tourism and economic development are vital to the survival of the City of New Orleans, and the State of Louisiana; and

WHEREAS, it is the plan of the Louisiana Steam Train Association, Inc., to restore and operate the historic Southern Pacific 745 steam locomotive in order to enhance historic and scientific education, and to develop tourism and economic development throughout New Orleans and the State of Louisiana; and

WHEREAS, in 1921, the Algiers Southern Pacific Railroad shop in New Orleans, Louisiana built the steam locomotive #745 which was used heavily by freight and passenger service in this local region until 1954; and

WHEREAS, in 1954 the Southern Pacific donated the 745 steam locomotive to Audubon Park, and it was on static display until 1984 then removed from Audubon Park and placed in the Louisiana Railway Heritage Trust; and

WHEREAS, the Louisiana Steam Train Association, Inc. has leased the 745 steam locomotive from the Louisiana Railway Heritage Trust with the purpose of restoring it and operating it for the enhancement of education and tourism and to contribute proceeds to city and state charities after operational expenses have been met; and

WHEREAS, the intent of the association is to operate the 745 steam train to carry passengers to and from Canal Street and the Audubon Park/Riverbend area, to and from Canal Street and Kenner's Rivertown; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council supports the restoration and operation of the 745 steam locomotive which will enhance tourism and provide contributions to city and state charities.

BE IT FURTHER RESOLVED That the Clerk of Council will forward copies of this resolution to the Louisiana Steam Train Association, Inc. for the inclusion in the enhancement grant request proposal currently being prepare.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-601

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, In the book, GREAT NEGROES PAST AND PRESENT, Russel L. Adams wrote "In a nation of law, the American Negro, for the most part, has been an outcast, asyllumed 'neath these skies. Yet he has maintained faith in the ideals of democracy and has relied upon the law as one of the avenues to a fuller role in the democratic experiment. Where existing law has been directed toward his repression and degradation, the Negro has tried to bring about new

laws more in keeping with the fulfillment of the American dream."; and

WHEREAS, this was also the philosophy of **Alexander Pierre (A.P.) Tureaud** as demonstrated in his life time commitment to legal involvement in tenacious pursuit to change laws that were not in keeping with the tenets of equality for all Americans; and

WHEREAS, Louisiana's Lieutenant Governor Kathleen Blanco said "**A.P. Tureaud** was a great Louisianian whose work for civil rights, especially for racial equality in public institutions should be known to all citizens of this state"; and

WHEREAS, the legacy of **Alexander Pierre Tureaud** rightfully should be known throughout the world as a valiant legal scholar who dedicated his life to pursuing justice and equality; and

WHEREAS, as the local attorney for the N.A.A.C.P. Legal Defense and Education Fund, **A.P. Tureaud** handled the majority of desegregation and other civil rights cases filed in Louisiana from the early 1940's through the 1960s including, equalizing black teachers salaries with their white counterparts, desegregating state public universities and Orleans parish schools and constant efforts to improve voter registration practices; and

WHEREAS, several memorials have been named in his honor as a symbol of the love and respect New Orleanians have for **A.P. Tureaud**, and it is the sense of the Council that a fitting and proper commemorative endeavor should include a United States Postage stamp; and

WHEREAS, requests for persons to be honored as stamp subjects, and those who have sterling credentials in civil rights and justice can be submitted to the Citizen Stamp Advisory Committee of the United State Postal Service; and

WHEREAS, in his writings Adams concluded that "Negro lawyers and judges, men who argue and decide, are thus an extremely important group. They have been makers not only of black history but also of American history...Theirs has been the task of weaving the final patterns of equal justice for all citizens into the incomplete fabric of American law."; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council appreciates the historical contributions of **A.P. Tureaud** and therefore requests the Mayor and Chief Administrative Office to organize a task force to work toward the ultimate goal of having a memorial stamp issued to honor **Alexander Pierre Tureaud**.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolutions to be forwarded to Mayor Morial, Marlin Gusman, Chief Administrative Officer, Philip Holland, New Orleans Postmaster, Anthony Ruda, District Manager Customer Services, Charles Kernan, Vice President of Area Operations, U.S. Senator John Breaux, U.S. Senator Mary Landrieu, U.S. Representative Robert L. Livingston, Congressman William J. Jefferson, U.S.

Representative W.J. Tauzin, for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-602

CITY HALL: June 19, 1997

BY: COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE

RESOLUTION AND ORDER

ESTABLISHING DOCKET UP-97-5 AND DIRECTING REVIEW OF TERMS

AND CONDITIONS OF ENTERGY NEW ORLEANS' AND ENTERGY LOUISIANA'S

Electric and natural Gas Service Regulations, Policies and Standards

WHEREAS, in accordance with the Constitution of the State of Louisiana and the Home Rule Charter of the city of New Orleans ("City"), the Council of the City of New Orleans ("Council") has the authority to regulate the rates and services of utilities operating within the City; and

WHEREAS, in adopting Resolution R95-362 on April 6, 1995, we said "the Council believes it is in the best interest of all customers in Orleans Parish that all applicable rates, terms and conditions of services under each NOPSI [now Entergy New Orleans, Inc. "ENO"] rate schedule approved and authorized by the Council be fully disclosed and contained in NOPSI's service regulations"; and

WHEREAS, in addition to the compilation of all electric and gas service regulations and fees charges of ENO and ELI filed by ENO on June 13, 1995 ("Service Regulations") with the Clerk of the Council, the Council desires to examine and review ENO and ELI's "policies" for administration of their Service Regulations and Electric and Natural Gas Service Standards, and

WHEREAS, said service regulations govern and facilitate the provision of gas and electric service to ENO and ELI customers in Orleans Parish; and

WHEREAS, the Alliance for Affordable Energy, the Louisiana Environmental Action Network, Louisiana Citizen Action, the League of Women Voters of New Orleans, PAX CHRISTI, and Bread for the World, in a Motion Filed Pursuant to Council Resolution R-95-362 and subsequently in their Amended Motion Filed Pursuant to Council Resolution R-95-362, filed a complaint alleging, inter alia, that ENO unfairly and arbitrarily discriminates against residential customers in its administration of security deposits, ENO provides insufficient notice with respect to the nature of the monthly 5% late payment penalty that customers are required to pay after a certain date, which penalty is disproportionate to the costs of sending out disconnect notices, and otherwise discriminates in its administration of penalties among different classes of customers, to detriment of residential customers; and

WHEREAS, it is the Council's desire to review ENO and ELI's Service Regulations and Service Standards including all policies related thereto as same affect the terms and conditions of service under each ENO and ELI rate schedule; now, therefore:

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that:

1. Docket No. UD-97-5 is hereby established for the purpose of reviewing the terms and conditions of service under each ENO and ELI rate schedule.

2. ENO and ELI are directed to file with the Council, with copies to our Advisors and the named Complainants their policies for implementing their Service Regulations and Service Standards within (30) days.

3. ENO, the Council's Advisors and the named Complainants herein are hereby deemed parties in the docket. All other interested parties shall have thirty (30) days from the date of the first publication of notice of the creation of this docket in the Official Journal to file notices of intervention. In the absence of a timely-filed objection to an intervention request, said request for intervention shall be deemed GRANTED.

4. A discovery period of ninety (90) days from the date of the close of the intervention period is hereby established. The parties shall have twenty (20) days from the date of receipt of a discovery request to respond. Objections shall be filed with the Director of the Council Utility Regulatory Office within four (4) working days of receipt of a discovery request. The parties are encouraged to attempt to amicably resolve their discovery disputes before seeking the intervention of the Council's Utility Committee, which shall resolve all discovery disputes.

5. Within thirty (30) days of the close of the discovery period established herein, the parties shall meet for the purpose of attempting to resolve any differences with respect to ENO's and ELI's Service Regulations, Policies and Standards. At the conclusion of the meeting(s), the Advisors shall notify the Council in writing of the result of the meeting(s). In the event the parties are unable to reach an agreement, the Council will then take the appropriate action to resolve the disputes, which may include the appointment of a hearing officer and ordering of a formal administrative hearing.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

N0. R-97-603

CITY HALL: June 19, 1997

BY: COUNCILMEMBERS SINGLETON, GLAPION, HAZEUR-DISTANCE

**INVESTIGATION ON COMPETITION FOR
ELECTRIC AND GAS SERVICE IN THE CITY OF NEW ORLEANS,
DOCKET NOS. UD-97-2 AND UD-97-3**

**RESOLUTION AND ORDER REGARDING SCHEDULING
OF HEARINGS ON COMPETITION**

WHEREAS, by Council Resolution R-97-194, dated March 6, 1997, the Council continued the investigation that it initiated in January 1996 by Resolution R96-13 on competition for electric and gas utility service in the City of New Orleans; and

WHEREAS, three separate public hearings were tentatively scheduled by Resolution R-97-194 before the Council on May 8, July 10, and October 9 on the matter of competition in the electric and gas industry with respect to service in New Orleans; and

WHEREAS, the Council reserved the right in Resolution R-97-194 to adjust this hearing schedule, as circumstances dictate, and establish more specific procedures for the conduct of this investigation on competition; and

WHEREAS, the initial public hearing on competition was held on May 8, 1997 before the Council Utility Committee; and

WHEREAS, on the basis of the comments provided and positions offered during the May 8 public hearing, the Council believes that the tentative schedule for the remaining two public hearings should be adjusted and the date for the second public hearing should be adjusted and the date for the second public hearing on competition should be deferred; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the second public hearing to be held on competition in these dockets on July 10, 1997 shall be deferred pending further orders of the Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-604

BY: COUNCILMEMBERS THOMAS AND SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Motion 97-283, which was approved by the Council on March 20, 1997 for applicant **Louisiana Land & Exploration**, who requested an appeal to Ordinance Number 11,489 -- which prohibits the demolition of buildings within the Central Business District in order to create surface parking -- be amended such that the words "bond for the amount of the proposed development" be deleted as they appear in the first proviso, and be replaced by the words "letter of credit", such that the first proviso of Motion M-97-283 reads as follows:

"(1)A corporate guarantee from Laxmi Hotel Corporation, and a letter of credit from Liberty Bank in the amount of \$100,000 shall be submitted to staff of the City Attorney's office for review and written approval prior to the issuance of any demolition permit."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. R-97-605

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, **Rear Admiral Francis W. Harness**, a native of Walworth, Wisconsin graduated from the University of Wisconsin, Platteville and received his commission through the Officer Candidate School at Newport, Rhode Island in June 1963; and

WHEREAS, while on active duty, he attended Explosive Ordnance Disposal (EOD) School and was designated as an EOD diver. His assignments included EOD Officer, Assistant Missile Launcher Officer and Missile Crane Officer on USS Hunley (AS 31); Anti-Submarine Warfare Officer on USS Fechteler (DD 870); Weapons Officer on USS Cone (DD 866); Executive Officer on USS Williams C. Lawe (DD 763); and Commanding Officer on USS Garcia (FF 1040) and USS Acadia (AD 42); and

WHEREAS, following a year of inactive duty **RADM Harness** was recalled to active duty in 1971 in the Training and Administration of Reserves (TAR) program. He then served as Commanding Officer, U.S. Naval and Marine Corps Reserve Center, Lansing, Michigan; Chief Staff Officer, Commander Destroyer Squadron 34, Naval Reserve Force (NRF); in the Pentagon on the staff of the Deputy Chief of Naval Operations (Surface Warfare) (OP-03); Naval Reserve Coordinator and NRF ASW Frigate Program Manager; attended and graduated from the Naval War College, Integrated Warfare Course; served as Executive Assistant to the Director of Naval Reserve (OP-095) in the Pentagon; commanded Naval Reserve Readiness Command Region 13, Great Lakes, Illinois; and served as Commander, Naval Base Philadelphia; and

WHEREAS, the decorations, campaign and service medals of **RADM Harness** include the Legion of Merit with four gold stars, Navy Commendation Medal, Combat Action Ribbon, Battle Efficiency Ribbon (2 awards), Vietnamese Service Medal, Armed Forces Reserves Medal with hour glass, the Vietnam Cross of Gallantry (Unit medal) and the Vietnam Campaign Medal; and

WHEREAS, **RADM Harness** is married to the former Martha (Marti) Yoskowski of Waukegan, Illinois, and their son, Stuart is a Captain (Infantry), United States Marine Corps, assigned to the Light Armored Vehicle Company, School of Infantry, Camp Pendleton, California; and

WHEREAS, it is with deep regret that this community observes his retirement although it is well earned and richly deserved; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends commendations on this occasion of the retirement of

Rear Admiral Francis W. Harness

United States Naval Reserve Commander,

Naval Surface Reserve Force

with wishes for future years of happiness shared with his wife Marti, his son Stuart, his daughter-in-law marianna, and other family members and friends.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ONT HE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Singleton (Temporarily absent) & Thomas (Out of Town) - 2

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-606

BY: COUNCILMEMBERS THOMAS AND WILSON

SECONDED BY: COUNCILMEMBER HAZUER-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the City Planning Commission is authorized to hold a public hearing for the purpose of considering the following amendment to the text of the Comprehensive Zoning Ordinance No. 4264 M.C.S. as amended, relative to creating an overlay district for the following portions of Prytania Street and adjoining areas: all lots zoned C-1A General Commercial which are generally bounded by St. Charles Ave., Felicity and Camp Streets and the Pontchartrain Expressway, less and except those lots fronting on St. Charles Avenue. The overlay district will be the same as the one recommended by the Lower Garden District Strategic Renaissance Plan for Lower St. Charles Avenue, and will include the following features:

1.Design guidelines to encourage compatibility in appearance and scale between new development and the existing built environment;

2.A limitation on the further development of traffic-generating uses, specifically fast-food and drive-through restaurants, gas stations, car washes, car care centers

and drive-through banks;

3. Approval of a redevelopment plan prior to the issuance of any demolition permit.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Singleton (Temporarily absent) & Thomas (Out of Town) - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-607

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Carla Legaux Major, nominee of the Black Economic Development Council as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-608

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Wendy R. Brown-Scott, nominee of Mayor Morial as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-609

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Richard A. Henault (vice Jay Kern), nominee of The Chamber, New Orleans and The River Region as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-610

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, currently strip joints or similar live adult entertainment venues are not clearly defined nor or are they clearly differentiated from live entertainment in the Comprehensive Zoning Ordinance and;

WHEREAS, the City Planning Commission has studied these issues but needs additional time to complete a comprehensive recommendation;

BE IT FURTHER MOVED, that the City Planning Commission is directed to conduct a public hearing to consider amendments to the text of the Comprehensive Zoning Ordinance No. 4264 M.C.S. as amended to : 1) amend Article 2 "Definitions" to provide a definition for "Live Adult Entertainment,") 2) clarify where this type of use is currently authorized, and 3) make a recommendation to the City Council as to whether this use's existing classification in the various zoning district is appropriate considering the use's potential impacts.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-611

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Ronald

V. Burns, Sr., nominee of the Black Economic Development Council as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-612

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Ann S. Wink (vice James W. Monroe), nominee of The Chamber, New Orleans and The River Region as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-613

BY: COUNCILMEMBERS THOMAS AND SINGLETON (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Kenneth P. Marino, nominee of Mayor Morial as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-614

**BY: COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE,
TERRELL, THOMAS AND SINGLETON**

WHEREAS, in a WWL TV editorial, Phil Johnson stated that, "Dr. Samuel DuBois Cook's legacy to Dillard University is enormous. He was a potent factor in the growth of Dillard as a major educational force in this community. The statistics are impressive.....But, in truth, Dr. Cook's legacy is more than dollars and cents. He will be remembered for his humanity, for his caring, for his reverence for learning"; and

WHEREAS, for twenty-two years Dr. Cook as President of Dillard University has made a difference in student enrollment and alumni participation; and

WHEREAS, he was well prepared to serve at the helm of this prestigious university having received an A.B. degree from Morehouse College, M.A. and Ph.D. degrees from Morehouse College, Ohio State University, Illinois College, Duke University, Chicago Theological Seminary and the University of New Orleans; and

WHEREAS, he has the distinct honor of having been the first black professor at Duke University, the first black to hold a regular appointment at any predominantly white college or university in the South, and as the first black President of the Southern Political Science Association; and

WHEREAS, elected officials and citizens in this community wish to express their appreciation to a great scholar and humanitarian who has made extraordinary contributions to improving race relations and educational opportunities; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council extends commendations to Dr. Samuel DuBois Cook on the occasion of his retirement from Dillard University and wishes him future years of good health, abundant wealth and supreme happiness shared with his wife Sylvia, other family members and friends.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Carter, Glapion, Hazeur-Distance, Terrell and Singleton - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-615

BY: COUNCILMEMBERS WILSON, SINGLETON, TERRELL, THOMAS, CARTER, GLAPION AND HAZEUR-DISTANCE

WHEREAS, the National Trust for Historic Preservation named New Orleans and the Gulf Coast States as one of America's most Endangered Historic Places in the Nation because termites threaten the historic housing stock and famous live oaks in the city; and

WHEREAS, based on research by the Mosquito Control Board, it was revealed that the rapid spread of termite damage is one of the fastest most dangerous problems in the New Orleans area; and

WHEREAS, the Formosan termites were brought to the United States from Asia in the 1940's and have wrecked havoc in areas like the French Quarter where houses share common walls and over the years, entire blocks must be treated which is costly and complicated; and

WHEREAS, there is a bill in Congress (HR 1134/S 496) that assists home owners who renovate historic houses and

creates a 20% tax credit to rehabilitate termite damaged historic homes; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council supports (HR 1134/S 496) and encourages the Mayor, the Mosquito Control Board, the Vieux Carre Commission and the Board of the National Trust for Historic Preservation to lobby Congress for resources to fight termites and repair damaged structures in New Orleans and the region.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolution to be forwarded to the Louisiana Congressional delegation for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Carter, Glapion, Hazeur-Distance, Terrell and Singleton - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-616

BY: COUNCILMEMBERS THOMAS AND GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Dana M. Combes, nominee of The Chamber, New Orleans and The River Region as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-617

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the City Planning Commission at its regularly scheduled meeting of April 15, 1992 moved that the Audubon Zoo Master Plan 2000 be approved less and except the location and/or relocation of the pool, *they must be reviewed and approved by the City Planning Commission* [emphasis added]; and

WHEREAS, the Audubon Park Commission has issued Bidding Documents relative to the demolition of the Whitney Young Pool, with a submission deadline of 2:00 PM June 18, 1997, an awarding and signing of a demolition contract on June 19, 1997, and the commencement of demolition as early as June 23, 1997; and

WHEREAS, no opportunity for a public hearing relative to the demolition of the Whitney Young Pool has been afforded the citizens of New Orleans to comment on this issue, nor has the City Planning Commission or the City Council had any opportunity to review or approve any plans for demolition of the pool; and

WHEREAS, an application to have the facility placed on the National Register of Historic Places has been filed and is pending, and due to controversial nature of this issue; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Zoning Administrator be ordered not to issue any permit for demolition of the Whitney Young Pool for at least 45 days or until the City Planning Commission and the City Council of the City of New Orleans have had an opportunity to review and approve plans relative to the demolition of the pool.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Terrell & Wilson - 2

NAYS:Carter, Glapion, Hazeur-Distance, Singleton - 4

ABSENT:Thomas (Out of town) - 1

AND THE MOTION, AS AMENDED, FAILED.

NO. M-97-618

BY: COUNCILMEMBERS SINGLETON AND WILSON (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Charles J. Southall, III (vice Harold R. Mayberry), nominee of Councilmember-At-Large Singleton as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-619

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Section 5-402 (1) of the Home Rule Charter states that the City Planning Commission shall "prepare, adopt, amend and modify a long term Master Plan for the physical development of the City...which shall the general locations, extent and character of...parks, and open spaces; public buildings, and structures...with due regard to the aesthetic characteristics of all public structures."; and

WHEREAS, on April 14, 1992, the City Planning Commission approved the Audubon Zoo Master Plan 2000, less and except the location and/or relocation of the Whitney Young Pool; and

WHEREAS, in approving the Audubon Zoo Master Plan on April 14, 1992, the City Planning Commission stated "When plans are proposed for the rebuilding and/or relocation of the pool they must be reviewed and approved by the City Planning Commission."; and

WHEREAS, the City of New Orleans will be undertaking a major capital improvement project on Magazine Street, adjacent to the Whitney Young Pool site; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested to scrutinize and carefully consider any proposed use of the Whitney Young Pool site and its potential impact on the surrounding neighborhood.

BE IT FURTHER RESOLVED That in the event a proposal is brought before the City Planning Commission to construct a new pool on the subject site, strong consideration be given to imposing requirements for landscaping, green space, hours and days of operation, and traffic patterns.

BE IT FURTHER RESOLVED That certified copies of this resolution be immediately forwarded to the Executive Director and Members of the City Planning Commission, the Mayor, the Chief Administrative Officer, and the Executive Director of the Audubon Institute for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-620

BY: COUNCILMEMBERS TERRELL AND WILSON (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Vicky Bayley, nominee of the Mayor as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-621

BY: COUNCILMEMBERS TERRELL AND SINGLETON

WHEREAS, on May 1, 1997, the Council adopted Motion M-97-416, authorizing and requesting the Council President to sign a contract with Phelps Dunbar, LLP, "to obtain consulting services relative to telecommunications"; and

WHEREAS, pursuant to said authorization, the Council President executed an agreement for professional services with Phelps Dunbar, LLP to "review, analyze and provide advice to the Council relative to proposed text amendments to the Comprehensive Zoning Ordinance (Zoning Docket 86/96) relative to wireless, cellular and personal communications systems" and to "review the City Planning Commission's report relative to Zoning Docket 86/96 and draft a calendar ordinance based on its contents, as well as any amendments to said calendar ordinance as may be requested by members of the Council"; and

WHEREAS, in light of the limited nature of the scope of services in said contract and the comparatively broadly worded language in Motion M-97-416, the Council believes that the broadly worded language in Motion M-97-416 should be amended to more accurately reflect the nature of the services provided in the agreement; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Be it Moved paragraph of Motion M-97-416 be and the same is hereby amended to read as follows:

"BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council authorizes and requests the Council President to sign a contract with Phelps Dunbar, LLP, to obtain consulting services relative to the review and analysis of proposed text amendments to the Comprehensive Zoning Ordinance under Zoning Docket 86/96 relative to wireless, cellular and personal communications systems, to review the City Planning Commission's report relative to Zoning Docket 86/96, to draft a calendar ordinance based on its contents as well as any amendments to said calendar ordinance as may be requested by members of the Council and to follow-up on these matters accordingly, at a cost not to exceed \$15,000.00 (fifteen thousand dollars)".

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas - (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-622

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the federal Environmental Protection Agency's plan to change the regulating standards for ozone, fine air particles, outdoor smoke, dust and smog has caused great concern to businesses and citizens alike due to unclear health benefits and large financial expenses; and

WHEREAS, this proposed unfunded federal mandate would result in additional bureaucratic red tape for state and local officials as well as the owners of both small and large businesses; and

WHEREAS, the U.S. Small Business Administration, the U.S. Treasury Department, the U.S. Department of Transportation, and numerous city, regional and state agencies have expressed their objections to the proposed standards; and

WHEREAS, both U.S. Senators John Breaux and Mary Landrieu took these concerns under consideration in determining their opposition to the proposed regulations; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council wishes to thank U.S.

Senator John Breaux and U.S. Senator Mary Landrieu for their position in opposing the proposed changes by the federal Environmental Protection Agency to ozone and particulate matter attainment levels which would cost billions of dollars for questionable results.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Clerk of Council forward a copy of this resolution to the Honorable John Breaux and Honorable Mary Landrieu.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-623

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, it is the admirable mission of the Crescent City Peace Alliance to unite diverse segments of the New Orleans community to work to reduce violence, encourage policies that promote safety and increase peaceful behavior among groups and individuals; and

WHEREAS, the Crescent City Peace Alliance solicits the wisdom of the community in seeking viable solutions to the problems which confront our neighborhoods; and

WHEREAS, in furtherance of its mission, the Crescent City Peace Alliance has drawn together dozens of violence prevention, social service, community, business and law enforcement agencies to take part in the **Second Annual Safe City Day**, a free opportunity to celebrate and share what has been and will be accomplished to bring peace to all the neighborhoods of New Orleans; and

WHEREAS, the theme of this year's Safe City Day activities, "I am the Key to A Safe City", stresses the important role each and every citizen must play to secure peace and prosperity for our children, our families and our city; and

WHEREAS, the Crescent City Peace Alliance **Second Annual Safe City Day** is scheduled to take place Saturday, June 28, from 11 a.m. to 4 p.m. at Duncan Plaza; and

WHEREAS, such a worthwhile endeavor deserves the enthusiastic support and active participation of all New Orleanians; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council, on this 19th day of June, 1997, does hereby resolve and proclaim, Saturday, June 28, 1997 as the **Second Annual Safe City Day** and urge all members of the community to join with the Crescent City Peace Alliance in its efforts to achieve a safer and more secure New Orleans for all our citizens.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-624

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the HVAC system for Section "H" of the Criminal District Courts building experienced a total air-conditioning failure due to its usage over the last 30 years; and

WHEREAS, the failure of those units did cause the loss of air-conditioning thus resulting in extreme discomfort and a potential health hazard for those working at these locations, as well as, those citizens having trials/court appearances,

etc. in Section "H"; and

WHEREAS, staff personnel were able to pinpoint the exact source of the problem, both compressors had failed; and

WHEREAS, Property Management did obtain the required three (3) written bids to replace the HVAC systems through Capital Projects; and

WHEREAS, Natal's Air Conditioning 2630 Banks Street New Orleans, LA 70119, has the lowest bid to replace the compressors for the A/C system for Section "H" at Criminal District Court for \$22,500.00; and

WHEREAS, the City Attorney, the Director of Finance, and the Chief Administrative Officer have certified this situation as an emergency; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this actual system failure is formally recognized as a public emergency.

BE IT FURTHER AUTHORIZED that the Director of Finance and the Bureau of Purchasing are authorized to pay the contractor for the work performed.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-625

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, numerous citizens have expressed concern about the reduction in the number of parking meters on the lakeside of the 100 block of Baronne Street; and

WHEREAS, there is great demand for parking spaces on the lakeside of the 100 block of Baronne Street which includes a passenger zone, a taxicab stand, a freight zone and parking meter spaces; and

WHEREAS, the Department of Public Works is responsible for designating and signing the various street parking spaces, and the Department of Public Works and the Department of Utilities are responsible for designating taxicab stands; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council requests a written report in 30 days from the Department of Public Works and the Department of Utilities on the existing allocation of parking spaces in the 100 block of Baronne Street, an explanation for the reduction in parking meter spaces and the increase in taxicab stand spaces, and consideration for increasing the number of parking meter spaces.

BE IT FURTHER RESOLVED, That the Clerk of Council provide a copy of this resolution to the Chief Administrative Officer and the Directors of the Department of Public Works and the Department of Utilities.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-626

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the City of New Orleans in conjunction with the Regional Planning Commission has developed a Bicycle Transportation Route; and

WHEREAS, said Bike Corridor shall be located on the Eastbank Mississippi River Levee; and

WHEREAS, federal assistance has been approved under the Intermodal Surface Transportation Efficiency Act (ISTEA) Enhancement Program in the amount of \$318,000; and

WHEREAS, the City of New Orleans has secured its local match not exceed \$20,000; and

WHEREAS, it is the intention of the City to enter into an agreement with the State of Louisiana for the construction of the New Orleans Eastbank Mississippi River Levee Bicycle Corridor to Audubon Park.

BE IT RESOLVED, That the City of New Orleans, through the Department of Public Works accepts as required legal liability for this project, as well as, the responsibility for the maintenance and repair (upon notification) of the corridor.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of town) - 1

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. M-97-628

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, by Motion M-97-01, adopted on January 9, 1997, the City Council authorized the extension of contracts for Chaffe, McCall, Phillips, Toler and Sarpy; Carter and Cates; and The Media Revolution to provide professional cable/telecommunications consulting services because continuity of service was essential; and

WHEREAS, Chaffe, McCall, Phillips, Toler and Sarpy has since terminated its contract with the City Council and consultants from that firm are no longer providing cable/telecommunications consulting or legal services for the City Council; and

WHEREAS, the City Council desires to retain professional cable/telecommunications consulting services regarding matters associated with the institutional networks service agreement, the wireless telecommunications franchise act, conclusion of arrangements for cable access, franchise amendments, and ongoing franchise extensions, renewals and audit or compliance issues and to address new Cable/Telecommunications issues as they arise; and

WHEREAS, on June 10, 1997, the Council Cable/Telecommunications Committee approved the initiation of competitive selection of such consultants in accordance with the City Charter and Council Rule 45; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that in accordance with paragraph 1 of Rule 45, the Council determines that highly qualified and experienced cable/telecommunications consultants are required to advise the Council and directs its staff to prepare and issue a Request for Qualifications to begin the competitive selection process established by Council Rule 45.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-629

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1821-23 Duels Street located in Square 1581 Lot 24 in Councilmanic District D owned by Carlo Vinturena, 7201 Onyx Street, New Orleans, LA 70124; and

WHEREAS, the City Planning Commission at its meeting of April 22, 1997 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1821-23 Duels Street located in Square 1581 Lot 24 in Councilmanic District D has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-630

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 4557 Feliciana Drive located in Square 15 Lot 46 in Councilmanic District D owned by Don W. Brantley, 4557 Feliciana Drive, New Orleans, LA 70126; and

WHEREAS, the City Planning Commission at its meeting of April 22, 1997 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 4557 Feliciana Drive located in Square 15 Lot 46 in Councilmanic District D has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-631

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1814 Old Prieur Street located in Square 906 Lot C in Councilmanic District D owned by Ruth J. Briscoe & Lucille J. Poole, Helen J. Marshal, Willard J. Jones, Louis Jones, Jr., 1802 St. Anthony St., New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of April 22, 1997 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1814 Old Prieur Street located in Square 906 Lot C in Councilmanic District D has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-632

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the decision of the Historic District Landmarks Commission in denying the request of **MR. MACK GORRUM** for installation of vinyl siding on property located at **3117-19 N. Robertson Street**, be, and the same is hereby upheld and the request denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-633

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JOHN L. DILLMAN** for a waiver to the moratorium on the change in non-conforming use for property located at **915 Barracks Street**, for Kaboom Books, be, and the same is hereby granted, subject to five (5) provisos as stated in the City Planning Commission's report. The change is from a warehouse or storage use to a bookstore.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell,

Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-634

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JUDY M. COROY** for a waiver to the moratorium on the change in non-conforming use for property located at **719 N. Murat Street**, for CoStar Enterprises, be, and the same is hereby granted, subject to seven (7) provisos as stated in the City Planning Commission's report. The change is from a dance studio to a professional office that will provide internet marketing, promotion and consultation services catering to a citywide clientele.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell,

Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-635

BY: COUNCILMEMBERS THOMAS AND TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **MAMIE WHITING** for a waiver to the moratorium on the change in non-conforming use for property located at **1938-40 Toledano Street**, for Whiting's Dance Studio, be, and the same is hereby granted, subject to five (5) provisos as stated in the City Planning Commission's report. The change is from a former laundromat to a dance studio.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell,

Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-636

BY: COUNCILMEMBERS GLAPION AND SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **CHRISTOPHER R. LARSON P.E. OF LARSON BINKLEY ASSOCIATE, INC.** for a waiver to the moratorium to permit construction of a new building next to the existing Sprint Communications Co. Switch Center, for property located at **3100 Eads Street**, be, and the same is hereby granted, subject to two (2) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell,

Wilson - 6

NAYS: 0

ABSENT: Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-637

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **DEBRA NEVILLE** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **3921 Downman Road** for Sugar Shack Night Club, be, and the same is hereby granted, subject to seven (7) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-638

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **KENNETH S. KORNDOFFER** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **145 Robert E. Lee Boulevard** for JAVA King, Inc., d/b/a/ Chateau Coffee Cafe, be, and the same is hereby granted, subject to seven (7) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-639

BY: COUNCILMEMBERS THOMAS, SINGLETON AND GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 36/97 - MAJESTIC MORTUARY SERVICES, INC.** - Requesting a Map Change from an RM-4 Multi-Family Residential District to a C-1 General Commercial District to permit the construction of an accessory garage, square 291, Lots 5, 6, & 14, in the

Fourth Municipal District, bounded by Oretha Castle Haley Boulevard, Josephine, Danneel and St. Andrews Streets (Municipal Addresses: **1922-24 & 1926-28 St. Andrews Street & 2014 Danneel Street**), be, and the same is hereby upheld and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-640

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 48/97 - HENRY LARRY TOUBRE'** - Requesting a Conditional Use to permit a large child care center (up to 30 children) in an RD-2 Two Family Residential District, lot 5, Square G, in the Third Municipal District, bounded by Shalimar Drive, Ramson, Warfield and Virgilian Streets, (Municipal Address: **4429-31 Shalimar Drive**), be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and six (6) provisos and amending Proviso number 1 to read as follows:

PROVISO:

1" Based on the square footage of the indoor classroom space requirement,
the facility shall be limited to 27 children.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-641

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 49/97 - LINDA K. ZANIYED** - Requesting a Conditional Use to permit a police sub-station in a B-1 Neighborhood Business District, Grove 1, Section 3, Lot M-2, Third Municipal District, bounded by Hayne Boulevard, Vincent Avenue, Welland and St. Lawrence Streets (Municipal Address: **13900 Hayne Blvd**), be, and the same is hereby upheld and the Conditional Use granted, subject to five (5) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-642

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 52/97 - MARTHA R. BURT AND BETTY-CAROL SELLEN** - Requesting a Conditional Use to permit a Bed and Breakfast Guest Home with three (3) guest rooms in an RD-3 Two-Family Residential District, square 363, Lot 61, Third Municipal District, bounded by St. Claude Avenue, N. Rampart, Clouet and Montequet Streets (Municipal Address: **1026-28 Clouet Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to seven (7) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-643

BY: COUNCILMEMBERS THOMAS AND TERRELL

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 39/97 - DR. ROBERT JAMES DEBOISBLANC** - Requesting a Conditional Use to permit a Bed and Breakfast Historic Home with seven (7) guest rooms in an RM-2, Multiple Family Residential District, Square 175, Lot W, Fourth Municipal District, bounded by Coliseum, Chestnut, St. Mary and Felicity Streets (Municipal Address **1322 Felicity Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to nine (9) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-644

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 44/97 - MR. & MRS. DENNIS WALKER** - Requesting a Conditional Use to allow a large child care center, square 5 (Dona Villa Subdivision) Lot 97, in the Third Municipal District, the property is bounded by: Marque & Hickerson Drives, Hammon and Springwood Streets, (Municipal Address: **4751 Marque Drive**), be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-645

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 47/97 - THE TRAVELERS INSURANCE COMPANY** - Requesting an amendment (#4) to Ordinance 8,046 M.C.S., as amended, to permit the renovation of a portion of the building facade (Canal Place) in a CBD-2 Central Business District with a CBPCD Central Business Planned Community District Overlay, square CP, Lot 2CP, Second Municipal District, bounded by Canal, Front, Iberville and N. Peters Streets, (Municipal Address: **333 Canal Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to four (4) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Wilson - 6

NAYS:0

ABSENT:Thomas (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-646

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad

valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development Districts; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1026-30 St. Louis Street** owned by Irene J. Rampino; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council, after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1026-30 St. Louis Street** owned by Irene J. Rampino and further identified by the State Board of Commerce and Industry as application number RTA #960469-89 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the constitution, effective July 2, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-647

BY:COUNCILMEMBERS WILSON, SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS

WHEREAS, Tulane University and Xavier University are participating jointly in a competitive application process for funds being awarded by the U.S. Department of Health and Human Services for the establishment of a National Center of Excellence in Women's Health that would serve the health needs of the women of New Orleans, of Louisiana and, eventually, the Gulf South region; and

WHEREAS, the Tulane-Xavier Center for Women's Health would create a user-friendly women's health facility comprising the key elements of clinical services, research institution, and outreach and education; and

WHEREAS, the philosophy of such a center would be based on the concept of multi-center networking, in which the resources of not only Xavier and Tulane would be utilized in a cooperative manner -- but also those of churches and religious institutions, community hospitals and outreach clinics, governmental units such as the Health Department of the City of New Orleans, and community-based organizations such as the YWCA; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council enthusiastically supports the Tulane-Xavier Center for Women's Health and the efforts of Tulane University's School of Public Health & Tropical Medicine, and hereby pledges its full cooperation in making this exciting and innovative center a reality.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-648

CITY HALL: JULY 2, 1997

BY: COUNCILMEMBER SINGLETON (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, this Council by Resolution No. R-96-646 adopted on December 5, 1996, previously approved the issuance by the New Orleans Aviation Board (the "Aviation Board") of not exceeding \$13,500,000 of its Revenue Bonds, Series 1996A, for the purpose outlined in said Resolution No. R-96-646; and

WHEREAS, by resolution adopted on April 2, 1997 by the Aviation Board, said Series 1996A Bonds were redesignated into two series, namely, Series 1997B-1 and Series 1997B-2 (Taxable) (collectively, the "Series 1997B Bonds"), inasmuch as said Series 1996A Bonds had not been issued in 1996; and

WHEREAS, the Series 1997B Bonds are to be issued in the combined amount of not exceeding \$13,500,000; and

WHEREAS, the Aviation Board, by resolution adopted on June 13, 1997, changed the projects to be financed by the Series 1997B Bonds, approved the holding of a supplemental public hearing, and authorized notification in writing and application to the Council of the City of New Orleans of such change in the projects to be financed with the proceeds of the Series 1997 B Bonds; and

WHEREAS, this Council, after due consideration, desires to approve the change in the projects to be financed with the Series 1997B Bonds, which change is set forth in Section 1 below; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this Council does hereby approve the change in the purpose for which the Series 1997B Bonds are being issued. The Series 1997B-1 Bonds are being issued for the purpose of reimbursing the Board for costs previously paid by the Board in connection with, or financing the costs of, the Board's continuing Noise Mitigation and Land Acquisition Program at the Airport, including the purchase of certain noise impacted properties, the purchase of properties for development purposes, the soundproofing of certain residential properties, the acquisition of certain avigation easements, servitudes and other property rights, and/or the Board's Storm Water Drainage Program for apron fueling areas at the Airport, including the provision of trench drains and associated drainage piping to capture water flows from all concourse aprons (collectively, the "1997B Project"), the making of deposits into Funds and Accounts established by the general Revenue Bond Trust Indenture and the Second Supplemental Trust Indenture, including a deposit to the Reserve Fund, funding capitalized interest on the Series 1997B-1 Bonds, and paying the costs of issuance of the Series 1997B-1 Bonds. The Series 1997B-2 Bonds are to be issued for the purpose of providing a continuing source of funds for financing the 1997B Project on an ongoing basis, the making of deposits into funds and accounts established under the Indenture, including a deposit to the Reserve Fund, funding capitalized interest on the Series 1997B-2 Bonds, reimbursing the Board for forgone interest on moneys heretofore advanced by the Board to pay costs of the 1997B Project, and paying the costs of issuance of the Series 1997B-2 Bonds.

BE IT FURTHER RESOLVED, That the Council does hereby authorize, empower, approve and direct the Mayor, the Chief Administrative Officer, the Director of Finance and all appropriate officers and consultants of the City to execute for and on behalf of the City any and all documents, instruments, certificates and papers, including without limitation, any municipal bond insurance or reserve fund surety policies or other devices to enhance the credit quality of the Series 1997B Bonds, and to take all actions which are necessary or desirable in connection with the issuance, sale, execution and delivery of the Series 1997B Bonds by the Aviation Board and the accomplishment of the purposes for which said Bonds are being issued.

BE IT FURTHER RESOLVED, That Resolution No. R-96-646 adopted by this Council on December 5, 1996 approving the Aviation's Board's revenue bonds is hereby ratified and remains in full force and effect.

JULY 17, 1997

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-649

CITY HALL: JULY 2, 1997

BY:COUNCILMEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

IN THE MATTER OF INVESTIGATION AND HEARING

ON POSSIBLE REDUCTION IN RATES AND CHARGES

OF ENTERGY NEW ORLEANS, INC. FOR ELECTRIC

AND GAS SERVICE IN NEW ORLEANS

DOCKET NO. UD-97-1

RESOLUTION AND ORDER ACCEPTING OFFER OF SETTLEMENT

AND DIRECTING \$18 MILLION BASE RATE REDUCTION FOR

ELECTRIC AND GAS SERVICE EFFECTIVE ON MAY 1, 1997

WHEREAS, the Council for the City of New Orleans ("Council"), by Resolution R-97-86 (Substitute), initiated an investigation and hearing into the reasonableness of Entergy New Orleans, Inc.'s ("ENO") rates and charges for electric and gas service in New Orleans; and

WHEREAS, in addition to establishing a procedural schedule, the Council ordered that the investigation be presided over by its designated Hearing Officer, Mr. John Farmakides; and

WHEREAS, the Council ordered that the investigation be divided into two phases, with Phase I to proceed on a "fast-track" basis; and

WHEREAS, the parties in Phase I of the proceeding, in addition to the Council's Advisors and ENO, include the

Alliance for Affordable Energy ("Alliance"), Sewerage and Water Board ("S&WB") and New Orleans Business Energy Council ("NOBEC"); and

WHEREAS, in accordance with the Council order, the formal administrative hearing commenced on April 9, 1997, and proceeded through April 11, 1997, with the parties completing the testimony of all but one ENO witness, which witness was originally scheduled to testify on April 22, 1997; and

WHEREAS, on April 17, 1997, ENO filed an initial offer to settle the Phase I proceeding and, in order to give the parties an opportunity to meet and consider ENO's offer, the Council suspended its Phase I procedural schedule, including the date that the remaining ENO witness would testify, the date the Phase I record would be certified to the Council by the Hearing Officer, and the date ENO would be required to file its Phase II base rate case-in-chief testimony, work papers and exhibits; and

WHEREAS, except for the Alliance which refused to participate, the parties in Phase I of the rate investigation did enter into negotiations around the ENO Offer; and

WHEREAS, as a result of the parties' negotiations, on May 12, 1997, ENO submitted a second or revised offer in settlement of Phase I of the rate investigation ("Offer of Settlement" or "Offer"); and

WHEREAS, except for the Alliance which opposes the Offer, all the parties in Phase I of the rate investigation accept and support the May 12 Offer of Settlement and recommend its acceptance to the Council; and

WHEREAS, by Resolution R-97-462, the Council directed that the May 12 Offer be the subject of an evidentiary hearing to be held on May 28, 1997 before Mr. Farmakides, immediately following the close of the evidentiary hearing in Phase I on that date with respect to the one remaining ENO witness; and

WHEREAS, such hearings were conducted on May 28 before Mr. Farmakides, to admit and permit cross-examination on the testimony of all of the parties, including our Advisors, on the Offer of Settlement and to permit cross-examination of the remaining ENO witness; and

WHEREAS, the records of the Phase I hearing, as completed on May 28, and the Offer of Settlement, as conducted on May 28, were certified to us by Mr. Farmakides on June 4, 1997 and NOBEC, S&WB and the Alliance submitted post-hearing briefs on June 5 and 6; and

WHEREAS, on the basis of the record evidence that has been certified to us both in support of and against acceptance of the Offer of Settlement, we find that the provisions of the May 12 Offer appear on balance to be just, reasonable and in the public interest to accept; now, therefore;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Offer of Settlement that was submitted by ENO on May 12, 1997 in Docket No. UD-97-1 and supported by the Advisors to the Council and all of the intervenors (except for the Alliance) is determined on the basis of the record before us to be just, reasonable and in the public interest. Accordingly, the Offer of Settlement is accepted without modification, and ENO is directed to reduce its base rates for electric and gas service by \$18 million on an annual basis, effective for bills rendered on or after May 1, 1997, in accordance with the terms and conditions of the Offer of May 12.

We find acceptance of the Offer of Settlement to be reasonable and in the public interest for the following reasons. First, four of the five participants in the hearing and investigation in Phase I of this proceeding support the Offer and urge its acceptance. Only the Alliance, which chose not to participate at all in the settlement negotiations that led up to the May 12 Offer, opposes its acceptance. However, as discussed later, we find that the Alliance's eleventh-hour argument against the Offer of Settlement, as set forth in its June 6 Brief and Testimony of Mr. Sheehan, to be unconvincing and inconsistent with previous positions of the Alliance in earlier proceedings.

Second, the Offer of Settlement provides substantial rate relief to ENO's ratepayers starting on May 1, 1997. This rate reduction to consumers occurs far sooner under the Offer of Settlement than could be expected if the Offer were rejected and all of the issues in dispute over the magnitude of the rate reduction in Phase I of this proceeding were to be litigated fully here and on appeal, as the Alliance suggests. Rejection of the Offer would thus wind-up costing ENO's ratepayers missed savings resulting from the foregone or delayed \$18 million base rate reduction.

Third, the \$18 million base rate reduction to take effect on May 1 approaches the litigation position of the Council's Advisors in Phase I. Mr. Wathen's testimony recommends a reduction in ENO's base rates of \$20,039,000, based on an 11.4% recommended return on common equity and several adjustments which ENO disputes. CNO Exhibit S-1.

The \$18 million rate reduction per the Offer of Settlement approaches this figure. By comparison, ENO witness Mr. Louiselle recommends, for litigation purposes, a base rate reduction of no more than \$3,093,000. ENO Exhibit 20. ENO witness Dr. Fairchild recommends a return on equity of approximately 12.25%. ENO Exhibit 1 and 2.

Fourth, as Mr. Wathen correctly observes, the \$18 million rate reduction is expected to

be in effect on an interim basis and for a limited term, until superseded by further adjustments to ENO's base rates at the conclusion of Phase II of this investigation. Pursuant to the provisions of the Offer, ENO will file by September 17, 1997 its Phase II case-in-chief testimony on matters of cost of service, customer class cost allocation, adjustment clause and other charges, and terms and conditions for electric and gas service. We anticipate that the record for Phase II will be certified to the Council, for its consideration, within approximately seven months of ENO's case-in-chief filing on or before September 17.

Fifth, our acceptance of the Offer of Settlement is without prejudice to a later determination of ENO's rate of return. The Offer of Settlement constitutes a settlement that leaves for Council determination the appropriate rate of return and return on common equity to apply to the base rates of ENO for electric and gas service at the conclusion of Phase II of this investigation. This Council (and other regulators) has previously accepted rate settlements that set rate levels without establishing a specific rate of return. For example, the ENO electric and gas rate settlements that were accepted in Resolutions R-91-157 and R-92-111 approved base rate adjustments without fixing a particular rate of return on rate

base and common equity for ENO. The Alliance, which participated in and agreed to both settlements, raised no objection to such practice.

In accepting the Offer of Settlement, the Council is not issuing a decision on ENO's rate of return at this time. Rather, we find that the Offer is, on balance, reasonable and deserving of acceptance. It is our intention to issue a decision on a fair rate of return for ENO to apply prospectively to ENO's base rates, at the conclusion of Phase II of this proceeding. This decision will be based on the record on rate of return in Phase I that was certified to us by Mr. Farmakides on June 4, 1997.

As noted, the Alliance is the only party in this proceeding to oppose the Offer. The Alliance does not oppose the allocation of the \$18 million reduction between electric and gas rates and among classes of ratepayers, as called for in the Offer. Rather, the Alliance argues that acceptance of the Offer would cause the Council to violate an alleged requirement under Section 2 of the 1922 Settlement Ordinance (Ordinance No. 6822 C.C.S.) to set ENO's rates to produce a 7.5% rate of return on rate base. Alliance witness Sheehan testifies that an \$18 million reduction in base rates would produce a rate of return on rate base of 9.96% and a rate reduction of \$27.5 million would be required to produce a rate of return on rate base of 7.5% for ENO.

The Offer of Settlement does not stipulate the rate of return for ENO, but allows the Council to determine this matter in the future for Phase II rate-setting purposes. Thus, we need not decide until later the rate of return for ENO, including the merits of the Alliance's arguments that the Section 2 requirement in the 1922 Settlement Ordinance is controlling.

We observe, however, that the Alliance's position in this proceeding that rate of return on rate base for ENO must be set at a 7.5% level is contrary to its previous positions in agreeing to ENO base rates over the period 1991 -1996 for electric and gas service that were made without reference to particular rate of return level in Resolutions R-91-157 and R-92-111. For example, the Alliance raised no objection to the settlements (in which it fully participated) that were accepted by the Council in those resolutions which established base rates, and adjustments thereto, without setting a rate of return on rate base of 7.5% for ENO. Also, the Alliance did not contest the use of a return on equity of 12.76% for ENO, for rate reduction purposes (by way of overearnings credits), as stipulated in those settlements.

Further, we note that on at least two occasions prior to the issuance of Resolutions R-91-157 and R-92-111, the Council set base rates for ENO based on rates of return that are in excess of 7.5%. In 1975, the Council established an overall rate of return of 8.33% on rate base for New Orleans Public Service Inc. (ENO's predecessor) in setting rates for electric and gas service. (Resolution R-75-150, November 11, 1975.) In 1981, the Council established an overall rate of return on rate base of 9.78% for New Orleans Public Service Inc., in establishing rates for electric and gas service. (Resolution R-81-73 (as Amended), March 19, 1981.) In each instance, rate of return was set for ENO without regard to, and in excess of, what the Alliance now argues has been controlling since 1922 per Section 2 of the Settlement Ordinance, as amended.

The Alliance's opposition to the Offer of Settlement comes after it had the opportunity to participate in the negotiation of terms and conditions of the Offer, but declined to do so. An intervenor, like the Alliance, who voluntarily chooses to boycott settlement discussions among all other parties aimed at limiting, if not resolving, matters in dispute, does so at its peril. Presumably, the Alliance had its own reasons to decide to ignore the settlement process. However, that decision is not without consequence. Where feasible, settlements of contested matters and dispute resolution procedures

should be encouraged, not chilled, in order to save the time and expense of litigation. And, parties choosing to boycott settlement negotiations do so at their own risk. For example, a party's failure to attend a settlement conference in a proceeding before the Federal Energy Regulatory Commission constitutes a waiver by it of all objections to any order or ruling arising out of, or any agreement reached at, the conference. Public policy supports this result.

Finally, the Alliance argues against acceptance of the Offer because it fails to establish a specific rate of return for ENO in its base rates, as Resolution R-97-86 (Substitute) requires. Alliance Brief at 2, 21. However, there need not be a specific rate of return level established each and every time that base rates of ENO are adjusted by the Council. In the past, we have approved ENO rate adjustments by accepting rate settlements among the parties without setting a particular rate of return figure. For example, Resolutions R-91-157 (As Amended) and R-92-11 set base rates without regard to a specific rate of return on rate base that ENO is allowed to earn. Other regulators routinely accept settlements among parties without fixing a particular rate of return in so doing.

In the past, the Alliance has been a party to and supportive of settlements of ENO's rates that do not stipulate a particular rate of return, without voicing a complaint (at least until now). In fact, the Offer now before us constitutes a "black box" settlement that does not specify a particular underlying rate of return level because the parties, apparently, could not agree on such. Rather, rate of return is left by the parties for the Council to decide on a prospective basis at the close of the Phase II investigation in this docket. And, we will consider the merits of the arguments of all parties, including the Alliance, on rate of return at that time. The failure of the parties to reach agreement on a stipulated rate of return figure now should not, however, be a reason for our rejection of an offer that otherwise falls within the public interest to accept.

For all these reasons, we agree with the recommendation of our Advisors to accept the Offer of Settlement and direct that the base rates of ENO be reduced by \$18 million, effective May 1, 1997. Ratepayers will see substantial rate reductions starting on May 1, which is far sooner than would be the case under litigation, without risk of further delay or stay. And, this reduction would be without prejudice to a determination of rate of return on the merits by the Council at a later stage of this proceeding.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT the terms and conditions of the May 12 Offer are hereby accepted and approved. Accordingly, ENO shall reduce base rates for electric and gas service by \$18 million on an annual basis, effective May 1, 1997. The \$18 million annual reduction in base rates will be allocated to each electric and gas rate schedule in the manner set forth in the Offer, by applying kWh and ccf factors for each of the rate schedules listed. The kWh and ccf factors will be calculated as the decimal equivalent of a fraction, the numerator of which is the allocated annual decrease for the respective rate schedule as shown below, and the denominator of which is the annual kWh or ccf sales to those respective rate schedules for the twelve months ending April 30, 1997:

Rate Schedule(s) Electric/Gas Allocated Annual Reduction

RE Electric \$ 5,956,000

SE Electric \$ 7,588,000

MBLPElectric 186,000

Subtotal Small Electric\$ 7,774,000

LE & LE-HLFElectric\$ 3,088,000

MMNRElectric 182,000

Subtotal \$ 3,270,000

Total Rate Reduction to

Electric Schedules Listed\$17,000,000

LMGas \$ 250,000

RGS, SG, LG, MGas \$ 750,000

Total Rate Reduction to

all resale gas sales except NJ\$ 1,000,000

Total Electric & Gas Rate Reduction\$18,000,000

The amounts that ENO recovered from its electric and gas ratepayers for service, from the effective date of this \$18 million base rate reduction on May 1, 1997 until the rate schedule changes per the Offer of Settlement are actually reflected on customer bills following the issuance of this resolution accepting the Offer, shall be returned to ratepayers (plus interest at the prime rate of 8.5 percent per annum). This shall be by way of a one-time credit to be reflected in the customer's first bill following the rate schedule change necessary to reduce base rates by \$18 million annually, as called for in the Offer. The credit so calculated shall be on a straight kWh and ccf basis, to be applied to each affected customer's bill from May 1, 1997 to the date of the required rate schedule change, and shall include simple interest calculated at the presently applicable prime rate of 8.5 percent per annum.

We further direct ENO to include, in its bills reflecting the \$18 million base rate reduction ordered by the Council and credits to return over collections starting on May 1, 1997, a narrative explanation for such reduction and credits, the text of which is to be agreed upon by our Advisors and ENO.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the remaining terms and conditions of the May 12 Offer of Settlement are hereby accepted. Accordingly, ENO shall be required to file by September 17, 1997 its Phase II base rate case-in-chief testimony, exhibits and supporting work papers (exclusive of

rate of return testimony and exhibits which shall be determined on the basis of the record in Phase I) and its case-in-chief on adjustment clauses, terms and conditions, and other charges for electric and gas service. Pursuant to the Offer, ENO has the option to also file a proposed plan for transition to competition (including unbundled tariffs) on September 17, 1997, separate from its base rate case-in-chief filing. Our decision at the close of Phase II will fully reflect the base rate reductions of \$15 million starting on February 1, 1997 (per Resolution R-97-04) and \$18 million starting on May 1, 1997 (per this resolution) in determining ENO's revenue requirements and setting rates on a prospective basis. In accordance with the Offer's terms, no further reduction to ENO's base rates shall be ordered by the Council to take effect in 1997 (other than the \$18 million reduction directed by this resolution).

The Council shall by future order establish the procedural schedule for remaining testimony and hearing in Phase II of this investigation, following the filing of ENO's base rate case-in-chief on September 17, 1997. Discovery on ENO's base rate case-in-chief and any accompanying, but separate, transition to competition proposal that ENO may submit shall include an 18 calendar-day period for responses and ten-calendar day period for objections to be made, provided, however, that one set of data requests will be permitted to be directed to and answered by ENO prior to its September 17, 1997 filing.

However, that set of discovery will be limited to the traditional rate-making issues in Phase II (as opposed to the transition to competition-related issues that may be taken-up in Phase II), and further limited to those records typically generated by ENO in the ordinary course of its business, which records requested by such initial set of discovery must pertain to operations of ENO during the test period, i.e., the test year ended December 31, 1996.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-650

BY: COUNCIL MEMBERS CARTER, WILSON, GLAPION, HAZEUR-DISTANCE, SINGLETON AND THOMAS

WHEREAS, plans are underway for a "Location and Feasibility Study with Environmental Studies" relative to the development of the Chalmette/Algiers Mississippi River Bridge, for which the purpose is to measure the purpose and need for a project that there really is no need for; and

WHEREAS, persons crossing from Algiers to Chalmette and vice versa already have the benefit of a ferry which

crosses every half hour with the added benefit of providing quality time to relax, meditate, or converse with family and friends; and

WHEREAS, even though proponents of this proposal have labeled this project as progress, it is wrought with detrimental possibilities for both communities at each end of the proposed bridge including torn down or vacated property, traffic congestion, noise pollution, and disruption of environmental and wetlands areas;

now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council strongly urges the Louisiana Department of Transportation and Development to abandon all efforts to move forward with the construction and development of a Chalmette/Algiers Mississippi River Bridge.

BE IT FURTHER RESOLVED That the Clerk of Council is hereby instructed to forward copies of this resolution to the Regional Planning Commission, the New Orleans Legislative Delegation and the St. Bernard Parish Legislative Delegation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-651

BY:COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND SINGLETON

WHEREAS, under the Code of Criminal Procedure Section 899, if an individual on probation is arrested by a probation officer, as a probation violator, the sentencing judge MAY place a bond on the offender; and

WHEREAS, under Senate Bill 447, which was passed by the State Legislature, but not signed into law by the Governor, the sentencing judge SHALL place a bond on the offender, subject to the factors enumerated in the Code of Criminal Procedure 334; and

WHEREAS, the position of the Louisiana Probation and Parole Officers Association (LPPOA) is the bill will (1) put probation violators back on the street if they can make bond, even if the bond is set extremely high (2) reduce the probation officer's power over offenders (3) remove the discretion of judges as to whether or not to place a bond on probation violators and (4) negate the efforts probation officers have to remove violators from the streets; and

WHEREAS, the LPPOA believe that the bill amounts to a swinging door policy for probation violators; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council supports the concept of the Louisiana Probation and Parole Officers Association in their opposition to Senate Bill 447 which negatively affect the efforts of probation officers to remove violators from the streets.

BE IT FURTHER RESOLVED, That this Council request Governor Mike Foster to veto this measure.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolution to be forwarded to Governor Mike Foster and the New Orleans Legislative Delgation for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-652

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the three sections or divisions of the City Planning Commission -- the Land Use section, the Strategic Planning section, and the GIS section -- currently have openings for the position of Principal Planner, which have remained unfilled since March, 1997; and

WHEREAS, a Civil Service Register for the position of Principal Planner contains three qualified applicants, each of whom have many years of experience with the City Planning Commission, and the GIS section receives federal funding to operate computer geographic information system programs, requiring specialized knowledge; and

WHEREAS, approximately 17 moratoria and 13 interim zoning districts are set to expire on December 26, 1997, leaving the city and various Councilmanic districts exposed to the uses these instruments regulate; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS

That a timetable for completion of the land use studies and permanent solutions called for by these moratoria and IZDs shall be provided by the Executive Director of City Planning Commission, together with staffing assignments identifying the personnel who will handle these matters.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-653

CITY HALL: JULY 2, 1997

BY: COUNCILMEMBERS THOMAS AND CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council approved the 1997 plan and budget of the New Orleans film and Video Commission, which was approved by the Board of Directors of the New Orleans Tourism Marketing Corporation at their meeting held June 18, 1997, which is attached* hereto, in accordance with Ordinance No. 16,232 M.C.S.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

*Copies of the attachment may be seen in full in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall, New Orleans, LA 70112.

NO. M-97-654

CITY HALL: JULY 2, 1997

BY: COUNCILMEMBERS THOMAS AND CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council approved the 1997 plan and budget of the New Orleans Convention and Visitors Bureau, which was approved by the Board of Directors of the New Orleans Tourism Marketing Corporation at their meeting held May 21, 1997, which is attached* hereto, in accordance with Ordinance No. 16,232 MCS.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

*Copies of the attachment may be seen in full in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall, New Orleans, LA 70112.

NO. M-97-655

CITY HALL: JULY 2, 1997

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council approved the 1997 plan and budget of the Greater New Orleans Black Tourism Network, which was approved by the Board of Directors of the

New Orleans Tourism Marketing Corporation at their meeting held May 21, 1997, which is attached* hereto, in accordance with Ordinance No. 16,232 MCS.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

*Copies of the attachment may be seen in full in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall, New Orleans, LA 70112.

NO. M-97-656

CITY HALL: JULY 2, 1997

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council approved the 1997 plan and budget of the Music and Entertainment Commission of New Orleans, which was approved by the Board of Directors of the New Owns Tourism Marketing Corporation at their meeting held June 18, 1997, which is attached* hereto, in accordance with Ordinance #16232 MCS.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

*Copies of the attachment may be seen in full in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall, New Orleans, LA 70112.

NO. R-97-657

BY: COUNCIL MEMBERS GLAPION, CARTER, HAZEUR-DISTANCE, SINGLETON, THOMAS AND WILSON

WHEREAS, the Council recognizes the problem of illegal narcotic use in our society as a complex problem which must be addressed not only through law enforcement but also through economic development, job creation, treatment and preventive efforts; and

WHEREAS, drug use and abuse disrupts the safety and serenity of the community and the work place by manifesting itself through self destructive behavior, violence, murder, burglaries and other crises against persons and property; and

WHEREAS, on Monday June 2, 1997, the Civil Service Commission voted to approve drug screening as part of the city's job application process; and

WHEREAS, currently, random drug testing is required for classified and unclassified employees when reasonable suspicion exists, and routine testing is done for employees in "safety sensitive" positions as well as other circumstance detailed in Policy Memo 89 of September 5, 1990; and

WHEREAS, it is the sense of the Council that mandatory and routine drug testing should be required for all employees including elected officials; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council hereby requests all elected officials in the City of New Orleans to voluntarily participate in the City's drug testing program.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-658

(AS AMENDED)

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission, the Historic District Landmark Commission, and the Preservation Resource Center are hereby authorized to research and designate historically significant structures in the Central City area bounded by the Riverside of Carondelet Street, Simon Bolivar, Jackson Avenue and the Expressway and to review demolition within the stated boundaries during the period of the adoption of this motion until December 31, 1997.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. R-97-659

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1917-19-21-23 JoAnn Place located in Square E Lot 20 in Councilmanic District C owned by Wayne Moore, P. O. Box 2422, Harvey, LA 70130; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice was given to property owner (s), hereby certifies that municipal address 1917-19-21-23 JoAnn Place located in Square E Lot 20 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-660

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Act 170, of 1968 and Act 155 of 1984, as amended, authorizes and provides for the New Orleans Redevelopment Authority to acquire and to dispose of blighted properties on a city-wide basis including procedures for expropriation of such properties; and

WHEREAS, in accordance with the procedures established by said Act, the following described property has been submitted to the City Planning Commission for review, said property being identified as municipal address 1218 Ursulines Avenue located in Square 139 Lot 10 in Councilmanic District C owned by Carrie Garcia Etal c/o Dawn Turner, 923 Orleans Street, New Orleans, LA 70116; and

WHEREAS, the City Planning Commission at its meeting of July 23, 1996 recommended approval with regard to certification of Blight, the reuse of the property and its acquisition now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Planning Commission and pursuant to a public hearing of the City Council for which notice

was given to property owner (s), hereby certifies that municipal address 1218 Ursulines Avenue located in Square 139 Lot 10 in Councilmanic District C has been determined to be blighted and authorizes the New Orleans Redevelopment Authority to acquire said property in accordance with Act 170, Section 8.1 and Act 155, if it finds that such acquisition is necessary and feasible, and to use property in accordance with City Planning Commission recommendations.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-661

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 41/97 - GEORGE C. HOLMES** - Requesting a Map Change from an "RM-2, Multiple Family Residential District" to a "B-1A, Neighborhood Business District" for Lot A, Square 197, bounded by Magazine, Upperline, Constance and Lyons Streets (Municipal Address **4864-66 Magazine Street**), be, and the same is hereby overruled, and the Map Change granted, subject to one (1) title restriction to read as follows:

TITLE RESTRICTION:

"1.No alcoholic beverage permit shall be issued for this property."

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-662

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 54/97 - THE DOODY GROUP, INC.** - Requesting a Conditional Use to permit the renovation and alteration of an existing building, in excess of 10,000 sq. ft. in a C-1A General Commercial District, Square 208, Lots 1 through 6 and 8R inclusive, First Municipal District, bounded by St. Charles Avenue, Carondelet, Polymnia and Euterpe Streets (Municipal Address: **1729-33 St. Charles Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to two (2) waiver and four (4) provisos as stated in the City Planning Commission's report, with the addition of one (1) proviso to read as follows:

PROVISO:

"5.That revised drawings and designs responding to provisos numbers 1 through 4 be provided to the City Planning Commission for final review and approval."

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-663

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 61/97 - SALEM UNITED CHURCH OF CHRIST** - Requesting a Conditional Use to permit a large child care center in an RD-2, Two Family Residential District. The applicant requests that their facility be permitted to run a large child care at this site. The petition includes a waiver of the child care spacing requirement and a waiver of six (6) off-street parking spaces for Square 229, Lots 12, 13, 14, 15 and 16, Sixth Municipal District, bounded by Milan, General Pershing, Magazine and Camp Street (Municipal Address **4212 Camp Street**) be, and the same is hereby upheld and the Conditional Use granted, with two (2) waivers and five (5) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-664

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 62/97 - EDGAR WILLIAM CASEY** - Requesting a Conditional Use to permit a Bed and Breakfast Guest Home in an existing residential structure for Lots B and C, Sixth Municipal District, bounded by Louisiana Avenue, Chestnut, Camp and Delachaise Streets (Municipal Address **1216 Louisiana Avenue**), be, and the same is hereby upheld and the Conditional Use granted with eight (8)

provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-665

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 63/97 - CITY COUNCIL MOTION NO. M-97-414** - Amending the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 4, RD-2, Two Family Residential District, Section 4.5.8 - Subdistrict Standards, relative to the change of the stated boundaries from the uptown side of Louisiana Avenue to the downtown side of Louisiana Avenue for bed & breakfast prohibition defined in the above cited section, be, and the same is hereby upheld and the Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell (Out of Town) - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-674

BY: COUNCIL MEMBERS SINGLETON, GLAPION AND HAZEUR-DISTANCE

WHEREAS, Section 158-432(b) of the Code of the City of New Orleans provides that the Council may appoint a hearing officer to conduct utility regulatory proceedings in accordance with the City Charter and Chapter 158 of the City Code; and

WHEREAS, Mr. John B. Farmakides has served as the Council's designated hearing officer in regulatory proceedings on a continuing basis since utility regulatory authority was re-invested in the Council by referendum in 1985; and

WHEREAS, the funds available under the current contract which existed prior to January 1, 1996, have now been exhausted; and

WHEREAS, Mr. John B. Farmakides is currently serving as the designated hearing officer in Docket UD-97-1 and his services are expected to be needed in other proceedings as they arise; and

WHEREAS, Mr. John B. Farmakides possesses institutional knowledge with respect to the Council's rules, the City Charter, the City Code, parties to the Council's proceedings, and the workings of the Council's hearing process; and

WHEREAS, the Council desires to continue to retain the services of Mr. John B. Farmakides as its designated hearing officer and believes that continuity of services is essential; Now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that it hereby determines that the contract for professional services with Mr. John B. Farmakides is eligible for exemption under exception 4(a) of the Council's Rule 45 concerning competitive election.

BE IT FURTHER MOVED THAT THE COUNCIL PRESIDENT is hereby authorized and requested to sign a contract amendment to the contract with Mr. John B. Farmakides increasing the maximum compensation of \$20,000 after the contract amendment has been properly routed according to normal process and in accordance with the City Council rules.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-675

BY: COUNCILMEMBERS THOMAS AND CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing to consider amending Article 18, Ordinance No 16,976 M.C.S., as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, to add a new section to create a new Interim Zoning District bounded by Delachaise, Louisiana, Loyola and S. Saratoga Streets to modify the required front, side and rear yard setbacks and to provide under certain circumstances for off-street parking within the front yard area.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-676

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Russell Kelly, nominee of the Mayor as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-677

BY:COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, the Council has authorized the Audit/Board of Review Committee to conduct a Request for Proposals process to select consultants to provide performance auditing services; and

WHEREAS, the Council Audit/Board of Review Committee has reviewed the proposal received and interviewed the principals in the joint venture of Charmaine Philips-Platenburg, CPA and Cynthia A. Polt, CPA, and the Committee believes that they are well qualified and experienced and can provide the services required; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council authorizes and requests the Council President to sign a contract with the joint venture of Charmaine Philips-Platenburg, CPA and Cynthia A. Polt, CPA to provide performance audit services for the City Council. The scope of the contract shall provide that the contractors review the city's monitoring unit and up to 50% of the 1996/1997 subrecipients receiving funds under housing, Great Expectations, and Ryan White programs, provided that the review of subrecipients shall be phased and include interim reports. The consultants shall also recommend to the Council improvements to the administration's monitoring system which will enable timely information and follow up on subrecipient activities, as well as a method by which the Council can independently verify that adequate monitoring and follow up are being performed.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-678

(AS AMENDED)

BY: COUNCIL MEMBERS WILSON, TERRELL AND THOMAS

WHEREAS, The Council Audit/Board of Review Committee has conducted an RFP process, in compliance with Council Rule 45, in order to retain consultants to provide advice to the Council in its role as Orleans Parish Board of Review on appeals of property assessments which are filed with the Board; and

WHEREAS, the RFP stated that the consultants selected would be retained for 1997 and two subsequent years, assuming mutual satisfaction; and

WHEREAS, the committee has interviewed the appraisers who responded to the RFP and considers that Jim Thorns and Gayle Boudousquie are both well qualified and experienced and can provide the services required; and

WHEREAS, the committee has recommended that both consultants be retained, with each consultant to review approximately 50% of the appeals received and referred to consultants; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council authorizes and requests the Council President to sign contracts with Jim Thorns, Inc., and with Gayle Boudousquie and Associates, to provide consulting services to the Board of Review for 1997, with the intent that the contracts be renewed for two subsequent years, assuming mutual satisfaction.

BE IT FURTHER MOVED, That the staff is instructed to allocate appeals to the two contractors as follows:

70% of appeals to Jim Thorns, Inc. and 30% to Gayle Boudousquie and Associates, with First District appeals assigned to Jim Thorns as much as possible.

BE IT FURTHER MOVED, That all recommendations of Gayle Boudousquie and Associates shall be forwarded to Jim Thorns, Inc., for inclusion in a joint report, and all resolutions and other documents associated with the project shall be provided by Jim Thorns, Inc.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas - 5

NAYS: Terrell, Wilson - 2

ABSENT:0

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. R-97-680

(AS AMENDED)

BY:COUNCILMEMBERS SINGLETON, GLAPION, AND HAZEUR-DISTANCE

**INVESTIGATION ON COMPETITION FOR
ELECTRIC AND GAS SERVICE IN THE CITY OF NEW ORLEANS,
DOCKET NOS. UD-97-2 AND UD-97-3**

**RESOLUTION AND ORDER DIRECTING THE FILING OF
RESPONSES TO QUESTIONS RELATED TO INVESTIGATION
ON COMPETITION**

WHEREAS, by Council Resolution R-97-194, dated March 6, 1997, the Council continued the investigation initiated in January 1996 by Resolution R-96-13 on competition for electric and gas utility service in the City of New Orleans; and

WHEREAS, Resolution R-97-194 established Docket Nos. UD-97-2 and UD-97-3 as the vehicles through which the City Council would continue its formal investigation into the issue of competition related to Entergy New Orleans, Inc.'s ("ENO") provision of electric and gas service to consumers in New Orleans and Entergy Louisiana, Inc.'s ("ELI") provision of electric service to consumers in Algiers; and

WHEREAS, numerous parties have intervened Docket Nos. UD-97-2 and UD-97-3 and these parties represent various perspectives on the issue of utility competition; and

WHEREAS, ENO and ELI submitted their comments on competition in response to Resolution R-97-194 on April 7, 1997, which included a general description and outline of their proposed plan for competition and retail access for electric service in New Orleans; and

WHEREAS, Resolution R-97-194 scheduled public hearings on the matter of competition for electricity and gas utility service; and

WHEREAS, a public hearing on competition for electricity and gas utility service was held on May 8, 1997 before the Council Utility Committee; and

WHEREAS, the interests represented in the UD-97-2 and UD-97-3 dockets include those of the incumbent gas and electric service provider, alternative gas and electric service providers, power marketers, industrial consumers, and various trade and consumer organizations; and

WHEREAS, numerous parties filed written comments in Docket Nos. UD-97-2 and UD-97-3, and/or presented comments at the May 8, 1997 public hearing; and

WHEREAS, we find the comments, both written and oral, previously submitted to be beneficial in answering many of the council's questions with respect to the development of electric and gas competition in New Orleans, the comments filed also raise additional questions which the council finds will assist it furthering its inquiry; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that all parties to Docket Nos. UD-97-2 and UD-97-3 are directed to answer the questions contained in Attachment A* of this resolution.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that all responses are to be submitted to the Director, City Council Utilities Regulatory Office, City Hall - Room 6E07, 1300 Perdido Street, New Orleans, Louisiana 70112, with copies to be served upon the Official Service Lists of Docket Nos. UD-97-2 and UD-97-3, by noon, August 18, 1997.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

*Copies of the attachment may be seen in full in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall, New Orleans, LA 70112.

NO. R-97-681

BY: COUNCILMEMBERS TERRELL, GLAPION AND WILSON

Supporting the framework for cable access embodied in the draft agreements involving the City, WVUE, the New Orleans Media Center, and Cox Cable and that the Council urges all parties to finalize the documents as soon as practicable and to implement a Cable Access system of which all participants can be proud.

WITHDRAWN.

SUBSTITUTE NO. R-97-681

BY:COUNCILMEMBERS TERRELL, GLAPION AND WILSON

WHEREAS, the New Orleans City Council is involved in a serious and thorough reorganization of access television, designed to improve programming quality while including diverse elements of the community; and

WHEREAS, in furtherance of this effort the Council has chosen WVUE to be its cable access provider and has initiated the formation of the New Orleans Media Center as an independent, non-profit, community-based board to oversee community access; and

WHEREAS, by Ordinance 18139 M.C.S. (as amended) the City Council authorized the New Orleans Media Center to enter into a contract with Cox for receipt of access support funds and to oversee, monitor and enforce the contracts of the access television service provider; and

WHEREAS, the Council's consultants have drafted proposed agreements which will enable the City, WVUE, the New Orleans Media Center and Cox Cable to establish a framework which will make the Council's vision of cable access a reality; and

WHEREAS, the New Orleans Media Center, after reviewing the draft agreements has adopted a motion supporting the proposed agreements in principle; and

WHEREAS, the Council Cable/Telecommunications Committee has considered the draft agreements and approved the principles and framework for Cable Access that they establish; and

WHEREAS, the City Council desires to support and expedite the process of making cable access in New Orleans a

model for the entire nation; Now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that it is in support of the framework for cable access embodied in the draft agreements involving the City, WVUE, the New Orleans Media Center, and Cox Cable and that the Council urges all parties to finalize the documents as soon as practicable and to implement a Cable Access system of which all participants can be proud.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-682

BY: COUNCILMEMBERS TERRELL, GLAPION AND WILSON

WHEREAS, the City Council has a number of ongoing Cable/Telecommunications issues which must be addressed throughout the remainder of 1997; and

WHEREAS, by Motion M-97-01 the City Council authorized contract extensions in accordance with the original budget projections and amounts approved by the Council Cable/Telecommunications Committee; and

WHEREAS, the Council Cable/Telecommunications Committee has approved additional funds in the amount of \$100,000 to be added to the Cable/Telecommunications consultant's contract amounts; and

WHEREAS, the Council is in agreement with the recommendation of the Cable/Telecommunications Committee as to the proposed increased contract amounts; now, therefore

BE IT MOVED by the Council of the City of New Orleans that the Council President is hereby authorized to sign contract amendments increasing the maximum compensation called for in the contracts of its Cable/Telecommunications consultants as follows:

Carter and Cates\$80,000

The Media Revolution\$20,000

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97- 683

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Garnet T. Smith, nominee of the District E Councilmember as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-684

BY: COUNCILMEMBER CARTER

Requesting and authorizing the City Planning Commission to hold a public hearing to consider the establishment of an Interim Zoning District, in the VCE-1 Vieux Carre Entertainment District, as delineated by the Comprehensive Zoning Law of the City of New Orleans, prohibiting the issuance of any permit relative to applications for live entertainment uses on property located within this zoning district.

WITHDRAWN.

SUBSTITUTE NO. M-97-684

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider a text change relative to live entertainment uses in the VCE-1 Vieux Carre Entertainment District -- as well as the establishment of an Interim Zoning District in the VCE-1 Vieux Carre Entertainment District, as delineated by the Comprehensive Zoning Law of the City of New Orleans, prohibiting the issuance of any permit relative to applications for live entertainment uses on property located within this zoning district.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the VCE-1 Vieux Carre Entertainment District, for any property within this district during consideration by the City Planning Commission of the text change to the Comprehensive Zoning Law of the City of New Orleans relative to this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-685

(AS AMENDED)

BY:COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, the City's independent auditors have completed their Report on Compliance Based on the Audit of Financial Statements for 1996 and have presented the report to the Council Audit/Board of Review Committee; and

WHEREAS, the auditors have recommended that the Council seek an opinion from the Attorney General on whether the use of a three month lease to acquire three file servers may violate the state's bid law process; and

WHEREAS, the Council feels that it appropriate to obtain an opinion from the City Attorney relative to this matter; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests the opinion of the City Attorney on whether the state's bid law process was violated by the acquisition of three file servers using a three month lease which was paid in full prior to inception of the lease period and under which the City retained ownership rights to the equipment at the end of the lease term.

BE IT FURTHER RESOLVED that the Clerk of Council is requested to send a copy of this resolution to the City Attorney for her immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED

NO. R-97-686

BY:COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, TERRELL AND THOMAS

WHEREAS, in 1903, in George Bernard Shaw's most popular play, *Man and Superman*, the Irish playwright and critic

wrote the verse: "There are two tragedies in life. One is to lose your heart's desire. The other is to gain it."

WHEREAS, just such a tragic set of circumstances has befallen the City of New Orleans in that our community has prospered since 1985 when **C. Dan Wilson, Jr., the Head Librarian of the New Orleans Public Library** took over the reins of the city's library and now prepares to take over as the director of libraries in St. Louis County, Missouri; and

WHEREAS, since 1986, along with an annual influx of a special 4 mill property tax dedicated to public libraries, and the dauntless dedication and perseverance of **Mr. Wilson**, the New Orleans Public Library has developed a full-time fund-raising operation that has helped to create an endowment of more than \$2 million; expanded services, including two neighborhood learning centers that offer adult literacy courses; an Uptown reading program for youngsters and a full-service public library through a joint venture with the Orleans Public School Board at Martin Luther King, Jr. Elementary School in the Lower Ninth Ward; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends its sincerest appreciation for years of faithful, loyal, devoted service to the citizens and City of New Orleans and best wishes for continued success in all future endeavors on the occasion of his retirement to

C. Dan Wilson, Jr.

New Orleans Public Library, Head Librarian

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-687

BY: COUNCIL MEMBERS GLAPION, CARTER, WILSON, HAZEUR-DISTANCE, SINGLETON, TERRELL AND THOMAS

WHEREAS, in 1842, in his poem *The Guardian Angel*, the English poet Robert Browning wrote the verse: "O world, as God has made it! All is beauty."

WHEREAS, for the past 15 years the trees and green spaces of the City of New Orleans has been under the ever vigilant protection of a guardian angel in the personage of **Florence Schornstein, Superintendent of the Department of Parks and Parkways**; and

WHEREAS, through fortitude, perseverance and diligence, **Ms. Schornstein** has built a previously underfunded agency into an effective operation that has earned the enthusiastic support of the community; and

WHEREAS, **Florence Schornstein's** inspirational influence resulted in the organization of the Parkway Partners Program which now boasts more than 12,000 volunteers who mobilize the clean-up and maintenance of segments of neutral grounds, parks, playgrounds, and other green spaces, including the nationally cited replanting of the renowned French Quarter's landmark location by the Jackson Square Partners; now therefore

BE IT PROCLAIMED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends its sincerest appreciation for years of faithful, loyal, devoted service to the citizens and City of New Orleans and best wishes for continued success in all future endeavors on the occasion of her retirement to

Florence Schornstein

Superintendent of the Department of Parks & Parkways

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-688

BY: COUNCILMEMBER WILSON (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Henry A.

Smith, Jr., nominee of the St. Charles Parish Council as a member of the New Orleans Aviation Board for a term which will expire June 30, 2002, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-689

CITY HALL: JULY 17, 1997

BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That on the recommendation of the World Trade Center of New Orleans, Mr. Dennis E. Kelly is hereby reappointed to the Board of Directors of the of the New Orleans International Trade Building Corporation for a term to expire on June 30, 1999.

WITHDRAWN.

NO. M-97-690

CITY HALL: JULY 17, 1997

BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That on the recommendation of the World Trade Center of New Orleans, Mr. John L. Ochsner, is hereby reappointed to the Board of Directors of the New Orleans International Trade Building Corporation for a term to expire on June 30, 1999.

WITHDRAWN.

NO. M-97-691

CITY HALL: JULY 17, 1997

BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That on the recommendation of the World Trade Center of New Orleans, Ms. Patricia Denechaud is hereby appointed to the Board of Directors of the New Orleans International Trade Building Corporation for a term to expire on June 30, 1999.

WITHDRAWN.

NO. M-97-692

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Robert W. Brown (vice Edward D. Shanklin, Jr.), nominee of the Nominating Committee as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-693

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Elizabeth Rack (vice Roger P. Morin), nominee of the Nominating Committee as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-694

BY: COUNCIL MEMBERS HAZEUR-DISTANCE AND TERRELL

WHEREAS, the Army Corps of Engineers in 1989 made significant changes in the definition of jurisdictional wetlands, determining in effect that large areas of land were no longer to be considered wetlands and were henceforth under various jurisdictional delineations; and

WHEREAS, in an effort to provide people affected by this definitional change an opportunity to complete projects in which they were engaged, the Corps issued Regulatory Guidance Letter (RGL) 90-06, which extended until August of 1997 these prior jurisdictional delineations;

WHEREAS, as this deadline looms, significant projects of both a public and private nature are substantially complete - but still not totally complete -- and could be seriously impacted if they are delayed or not finished by causing an erosion of collateral for those who are not only developing these projects, but for those who are financing them as well; and

WHEREAS, Congress has been unable to resolve through legislation the many issues raised by the definitional changes of 1989 and the reauthorization of the Clean Water Act in general, with bills filed in every Congress since 1990 addressing this topic but with none ever making it through the legislative process; now therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council advocates extending the expiration date of Regulatory Guidance Letter 90-06, at least until Congress has had an opportunity to

fully consider legislation relative to what is known as a 404 use permit, and that this Council urges the Congress and other applicable bodies to do whatever they can to ensure that RGL 90-06 continues in effect.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-695

BY: COUNCILMEMBERS THOMAS AND HAZEUR-DISTANCE

WHEREAS, the New Orleans Home Mortgage Authority was created by the City Council in 1978 and is a public trust in accordance with provisions of the Louisiana Public Trust Law, Chapter 2A, Louisiana Revised Statutes RS9:2341 through 2347; and

WHEREAS, the City Council of New Orleans established the New Orleans Home Mortgage Authority to provide housing finance programs to encourage further development of residential housing through reinvestment in the city's declining housing stock; and

WHEREAS, the City Council, through its Housing and Human Needs Committee, has examined and proposed viable alternatives of affordable housing citywide; and

WHEREAS, the City Council recognizes the need for neighborhood reinvestment and revitalization; and

WHEREAS, a proposed bond issue of the New Orleans Home Mortgage Authority includes Single Family Mortgage Revenue Bonds, Series 1997 in one or more series for the purpose of providing funds to purchase mortgage loans to be originated by participating mortgage lenders and/or providing funds to make loans to authorized lenders to acquire mortgage notes; and

WHEREAS, the remaining fund balance of \$5,000,000.00 for series 1996 is not sufficient to meet current demand levels for origination of Single Family Mortgage Revenue Bonds; and

WHEREAS, the request for consideration of a proposed bond issue by the New Orleans Home Mortgage Authority is consistent with the intent of the City Council; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the New Orleans Home Mortgage Authority is hereby authorized to proceed with the issuance, sale and delivery of proposed Single Family Mortgage Revenue Bonds, Series 1997, in one or more series not to exceed Thirty-Five Million dollars (\$35,000,000), maturing over a period not to exceed Forty-two (42) years, bearing interest at a rate or rates not to exceed the maximum interest rate permitted by law at the time the bonds are issued; and

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS shall not be responsible or liable in any manner for the payment of such bonds; and

BE IT FURTHER RESOLVED, that no funds of the City Council or City of New Orleans shall be pledged to the payment thereof.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-696

CITY HALL: AUGUST 17, 1997

BY:COUNCILMEMBERS SINGLETON, HAZEUR-DISTANCE, GLAPION, WILSON AND THOMAS (BY REQUEST)

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Operating Budget of the Piazza d'Italia Development Corporation for the Year 1997, as hereinbelow specified, be, and same is hereby, approved:

PIZZA d'ITALIA DEVELOPMENT CORPORATION

OPERATING BUDGET FOR THE YEAR 1997

ANTICIPATED REVENUES

Professional Service Reimbursement\$ 150,000

TOTAL REVENUES\$ 150,000

ANTICIPATED EXPENDITURES

Other Operating\$ 150,000

TOTAL EXPENDITURES\$ 150,000

BE IT FURTHER MOVED, That said budget may from time to time, be amended by the Piazza d'Italia Development Corporation, with the approval of the Chief Administrative Officer, and provided that such amendment shall not have the effect of increasing or decreasing the total amount budgeted, as herein approved.

SEPTEMBER 4, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-697

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider an amendment to the text of the Comprehensive Zoning Law of the City of New Orleans relative to the establishment of an Interim Zoning District in the Irish Channel,

for the area generally bounded by Jackson and Louisiana Avenues, Magazine and Tchoupitoulas Streets, that would require the staff of the City Planning Commission to review proposals for new construction or demolition of any structure, in accordance with standards established by the Commission, prior to the issuance of any permit by the Department of Safety and Permits.

BE IT FURTHER MOVED, That Motion M-97-472, which also called for a public hearing regarding establishment of a demolition IZD within these same boundaries -- but inadvertently excluded the review of new construction -- is hereby rescinded.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the Irish Channel for the area generally bounded by Jackson and Louisiana Avenues, Magazine and Tchoupitoulas Streets for any property contained therein during consideration of this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-698

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Nga Thanh Thi Nguyen (vice Dominic Luong), nominee of the Nominating Committee as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-699

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, New Orleans East is a viable economic corridor and is strategically important to the city's continued growth and development; and

WHEREAS, the increased population density of New Orleans East and its enhanced demographic changes are indicative of a strong consumer presence; and

WHEREAS, the economic diversity of New Orleans East is accented by substantial commercial exchange including business and retail activities; and

WHEREAS, the need to continue economic growth and revitalization in New Orleans East requires proactive enforcement and correction of matters which deplete opportunities for continued economic improvement; and

WHEREAS, the Lakewood Village Mall located at 7500 Bullard Avenue in New Orleans was damaged by fire on February 13, 1997 and sustained complete destruction despite a rapid response by the New Orleans Fire Department; and

WHEREAS, the fire damaged retail facility and its remaining shell require full demolition and structural redevelopment to return to its former economic development purpose; and

WHEREAS, enforcement of public safety standards and protection of the public interest requires accelerated demolition of the existing site; and

WHEREAS, the economic viability of the adjacent commercial and residential areas mandate an expeditious solution to return the existing area to its commercial significance; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Division of Housing and Neighborhood Development is requested to evaluate the structural integrity of the remaining site at 7500 Bullard Ave. and to provide enforcement of public safety standards as needed to resolve conditions affecting the Lakewood Village Mall; and

BE IT FURTHER RESOLVED That the Clerk of Council shall forward copies of this resolution to the Mayor's Executive Housing Assistant, the Division of Housing and Neighborhood Development, Director of Housing and the President of Ellis Development Company Joint Venture of Dallas, Texas.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-700

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Council authorized the City Planning Commission of New Orleans through Motion 96-586 to conduct a land use study and hold a public hearing to consider a map change from an LI-Light Industrial district to an RD-3 Two-Family Residential district for certain lots in the area bounded by Martin Luther King Boulevard, Washington Avenue, South White, and South Lopez Streets; and,

WHEREAS, the City Planning Commission at its regularly scheduled meeting of May 16, 1996 recommended that the City Council consider such a change or changes in accordance with the recommendations of the land use study/staff report, Zoning Study Zion City; and,

WHEREAS, said staff report found (bottom of page 7) that Squares 494, 507, and Lots A, B, C and D of 495 should remain LI-Light Industrial -- the report left open the question of whether the remainder of Square 495 should be downzoned to RD-3 Two-Family Residential -- in order to promote more appropriate land uses, to complement existing residential and neighborhood land uses, and to encourage renovation and infill residential development; now therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the City Planning Commission is hereby requested and authorized to conduct a public hearing to consider a map change relative to zoning classification, from LI-Light Industrial zoning to RD-3 Two-Family Residential zoning, for Lot 3, and Lots J and K of Square 495 in the First Municipal District, generally bounded by Erato Street, South White Street, Thalia Street, and South Dupre Street.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-701

BY: COUNCILMEMBERS CARTER, THOMAS AND TERRELL

WHEREAS, The Comprehensive Zoning Ordinance of the City of New Orleans contains Land Use Standards and definitive guidelines to enforce protection of neighborhood integrity; and

WHEREAS, The Comprehensive Zoning Ordinance of, the City of New Orleans further defines the permitted Land Use in neighborhoods citywide through a Comprehensive Zoning Classification; and

WHEREAS, the permitting of zoning variances and conditional use applications are subject to review an analysis by the City Planning Commission; and

WHEREAS, the City Planning Commission determines zoning compliance and examines conditions which impact the quality of life in New Orleans neighborhoods; and

WHEREAS, the operation of Bed and Breakfasts in New Orleans neighborhoods is allowed under the current Comprehensive Zoning Ordinance subject to certain provisions; and

WHEREAS, a variation exists in the quality of Bed and Breakfasts operating in compliance with city codes; and

WHEREAS, illegal operation of Bed and Breakfasts in residential areas citywide has disrupted the quality of life for neighborhood residents; and

WHEREAS, protection of neighborhood integrity is central to maintaining public order and neighborhood cohesiveness; and

WHEREAS, a need for economic opportunities and investments in general has demonstrated a direct correlation with the number of neighborhoods containing high concentrations and illegal operations of Bed and Breakfasts in New Orleans neighborhoods; and

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning shall convene a Task Force to further examine the impact of Bed and Breakfast facilities in residential areas citywide and to recommend the necessary controls and provisions of enforcement through the Comprehensive Zoning Ordinance to reduce high density concentrations and illegal operations of Bed and Breakfasts in New Orleans neighborhood; and

BE IT FURTHER RESOLVED, That the City Planning Commission Task Force shall include representatives of the Department of Finance, Safety and Permits, The City's Attorney Office, Public Advocacy, The City Business Center.

BE IT FURTHER RESOLVED that the City Planning Commission Task Force shall also investigate the reservation services and Greater New Orleans Metropolitan Business Bureau in order to analyze the process through which tourists are registered in the illegal Bed and Breakfasts.

BE IT FURTHER RESOLVED that the City Planning Commission Task Force shall also research and analyze the need and merit of creating a new category of transient accommodation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-702

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, The City of New Orleans has prioritized the need for economic diversification; and industrial growth; and

WHEREAS, New Orleans East has become a major industrial corridor and is strategically positioned in an area which offers opportunities for accelerated growth and expansion; and

WHEREAS, the City of New Orleans created the Almonaster-Michoud Industrial District in East New Orleans to promote and encourage the active participation of industries seeking facilities and infrastructure which allow for growth in accordance with changing market demand levels; and

WHEREAS, the City Council of New Orleans recognized the importance of building and designing facilities to accommodate an industrial "Mixed Use" environment; and

WHEREAS, the Almonaster-Michoud Industrial District is the largest industrial park within boundaries of the a single city in the United States; and

WHEREAS, the multiple warehouse facilities contained in the Almonaster-Michoud Industrial District includes the MacFrugals distribution facility; and

WHEREAS, the MacFrugals structure was severely damaged by fire in February 1995 despite the repaid response of the New Orleans Fire Department; and

WHEREAS, efforts to encourage rebuilding of the original MacFrugals structure have not proven successful; and

WHEREAS, the need to continue the planned industrial growth and expansion of New Orleans East through further development of the Almonaster-Michoud Industrial District requires the immediate resolution of matters which affect the fire damaged MacFrugal facility including but not limited to the necessary demolition of the remaining structure as required to allow for future redevelopment of the existing site; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the MacFrugals Corporation and their legal representatives are requested to immediately proceed with demolition of the existing fire damaged facility following completion of the act of sale agreement as scheduled.

BE FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Clerk of Council shall provide copies of this resolution to the MacFrugals Corporation and their legal representatives, Galen Brown, Lamothe and Hamilton, 601 Padres Street, Suite 2750, New Orleans, LA 70130

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-703

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider an amendment to the text of the Comprehensive Zoning Law of the City of New Orleans relative to the establishment of an Interim Zoning District in New Orleans East encompassing the area bounded by Bullard Avenue, Dwyer Road, Pressburg Street, and Tynecastle Drive, that would require the staff of the City Planning Commission to review proposals for new construction of residential structures, and to ensure that these proposals are compatible with surrounding residential development, are not out of scale or out of character with the existing fabric of the neighborhood, or that they do not have the potential to negatively impact property values of homes in the adjacent neighborhoods.

BE IT FURTHER MOVED That as part of this IZD the Department of Safety and Permits be prohibited from issuing building permits for the new construction of residential dwellings that are deemed by the staff of the City Planning Commission to be out of character, out of scale, or having the potential to negatively impact property values of adjacent homes and neighborhoods.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in New Orleans East for any property contained within the aforesaid boundaries during consideration of this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-704

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JAMES ROBINSON & MELVIN JONES, Abundant Grace Baptist Church** for a waiver of lot size and off-street parking for property located at **3405-07 Bruxelles Street**, be, and the same is hereby denied.

PROPOSEDREQUIREDWAIVER

16,000 sq. ft.

Lot Area 3,300 sq. feet 20,000 or 80%

Parking Spacing None 20 20 or 100%

Lot Width 3.64" 10' 6.36" or 64%

Front Yard Setback None 10' 10' or 100%

THE FOREGOING MOTION WAS READ IN FULL THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-705

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **ADMINISTRATIVE AMENDMENT TO PETITION NO. 85/95 - BELLSOUTH MOBILITY, INC. GASPER PALAZZO** - Requesting an Administrative Amendment to Zoning Docket 85/95 and MCS Ordinance #17,439 requesting the revision of proviso #4F, which requires the construction of curbing and a sidewalk along South Salcedo Street in a C-2 General Commercial District, for the rear portions of two vacant unsubdivided parcels, Lots 7 and 8 on Square 636, in the First Municipal District, bounded by Tulane Avenue, South Gayoso, Baudin, and South Salcedo Streets (Municipal Address **3031-3037 Tulane Avenue**), be, and the same is hereby overruled and the Administrative Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Administrative Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-706

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 46/97 - MR. & MRS. PAUL E. COURNET, PIERRE G. COURNET, DAVIS AND DAVIS FUNERAL HOME AND CEMETERY** - Requesting a Conditional Use to permit a funeral home, cemetery, and mausoleum in an RS-2 Single Family Residential District, Lot 4A5D, Section 22, LaKratt Tract, Third Municipal District, bounded by Lake Forest Boulevard, Benson Canal, Dwyer and Crowder Roads, be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and nine (9) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-707

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 50/97 - CITY COUNCIL MOTION NO. M-97-318** - Requesting a Text Change for the establishment of an Interim Zoning District to prohibit the issuance of building permits for the construction of two family dwellings or the conversion of an existing structure to a two family dwelling. This prohibition shall not be applicable to the repair or renovation of existing two family dwellings, or the downsizing of multiple family dwellings to single family dwellings, be, and the same is hereby upheld and the Text Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-708

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 51/97 - CITY COUNCIL MOTION NO. M-97-319** - Requesting the establishment of an Interim Zoning District (IZD) that prohibits the issuance of permits for buildings, structures, or dwellings for the area bounded by South Carrollton Avenue, Willow Street, Leake Avenue and the Orleans Parish line in Council District A, be, and the same is hereby upheld and the Interim Zoning District granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Interim Zoning District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-709

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 53/97 - MATTIE M. SIMON, ET AL** - Requesting a Map Change from "RD-3 Two Family Residential District" to "B-1A Neighborhood Business District" for Square 450, Lots A & B, in the Third Municipal District, bounded by Alabo, Gordon, Marais and Urquhart Streets (Municipal Address **1242 Gordon Street**), be, and the same is hereby overruled and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-710

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 55/97 - TAISUKE TOMIYAMA & KAZUYO K. TOMIYAMA** - Requesting a Map Change from an "RD-2 Family Residential District" to a "B-2 Neighborhood Business District" to permit a Japanese grocery store, for Square 93, Lot I, in the Seventh Municipal District, bounded by South Carrollton Avenue, Burthe, Maple and Dublin Streets (Municipal Address **8121-23 Maple Street**), be, and the same is hereby upheld and the petition denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-711

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable

recommendation of the City Planning Commission on **PETITION NO. 58/97 - MR. ELDWIN ST. CYR** - Requesting a Map Change from a "B-1 Neighborhood Business District" to an "RD-2 Two Family Residential District, for Lot 3, Square 173, in the Fifth Municipal District, bounded by LeBoeuf, Newton, Whitney and Diana Streets (Municipal Address **1008-10 LeBoeuf Street**), be, and the same is hereby upheld and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-712

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 59/97 - MALCOLM LEE, JR. & TRACY LEE** - Requesting a Conditional Use to permit a large child care center in an RS-2 Single Family Residential District, (the applicants request that thirty (30) children be permitted at this site) for Lot 31, Square 1 (Pine Village), Third Municipal District, bounded by Morrison and Downman Roads and Dorothea and Dorian Streets (Municipal Address **6011 Dorothea Street**), be, and the same is hereby upheld and the petition denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-713

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 60/97 - ST. CHARLES TOWNHOMES LTD.** - Requesting a Conditional Use for a mixed use (commercial/residential) structure on the vacant lot of ground in a B-1A Neighborhood Business District, for Lot Y-1, Square 152, bounded by Washington Avenue, Camp, Magazine and Sixth Streets (Municipal Address **1100 Washington Avenue**), be, and the same is hereby upheld and the Conditional Use granted, subject to one (1) waiver and seven (7) provisos, as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-714

BY:COUNCILMEMBER THOMAS

SECONDED BY:COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission relative to **Design Review No. 69/97,** for applicant **SDS ENTERPRISES, INC.,** requesting a waiver of the following requirements in regards to billboards: 3 foot minimum distance of the furthest horizontal extension of a billboard sign's support, structure, or face from the South Clark St. property line.

requiredproposedrequested waiverpercent of waiver
3'1.7"2' 10.3"95.3%

Although the address of the corner lot where the billboard is located is **4700 Howard Avenue**, the billboard is actually adjacent to South Clark Street on this lot. The lot is bounded by Howard Avenue, South Clark, South Genois and Dixon Streets, be and the same is hereby upheld, and the waiver granted.

BE IT FURTHER MOVED, That the Clerk of Council shall forward copies of this motion directly to all affected departments.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-715

(AS AMENDED)

BY:COUNCILMEMBERS WILSON AND SINGLETON

WHEREAS, on December 19, 1996, the Council adopted Motion M-96-902, amending Motion M-96-888 and establishing the Council's regular meeting schedule for the calendar year 1997; and

WHEREAS, pursuant to Motion M-96-902, the first regular Council meeting for the month of August, 1997, is scheduled for Thursday, August 7, 1997; and

WHEREAS, it has come to the attention of the Council that a quorum of the Council will be lacking on August 7, 1997; and

WHEREAS, the business to come before the Council at the August 7, 1997 meeting is too important to defer until the regular Council meeting of August 21, 1997; and

WHEREAS, a quorum of the Council will be available on Tuesday, August 12, 1997 to consider the business of the Council that had been scheduled for consideration on August 7, 1997; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Motion M-96-888, as amended by Motion M-96-902, is hereby amended to change the regular Council meeting of Thursday, August 7, 1997 to Tuesday, August 12, 1997 at 10:00 A.M.

BE IT FURTHER MOVED THAT Rule 1 of the Rules and Regulations of the City Council, be and the same is hereby suspended in order to change the regular Council meeting of August 7, 1997 to August 12, 1997.

BE IT FURTHER MOVED That a certified copy of this motion be delivered by the Clerk of Council to the Mayor, the Chief Administrative Officer, the City Attorney and the print and broadcast media.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. M-97-716

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Parking Administration should put on hold the issuance of parking tickets in the Central Business District (CBD) and the Vieux Carre District (VCD) on any commercial vehicles with magnetic signs and any valet parking area in the City, until further notice from the City Council.

BE IT FURTHER MOVED, That the Parking Administration is requested to appear before the City Council at the meeting of August 12, 1997.

BE IT FURTHER MOVED, That a certified copy of this motion be delivered to the Parking Administration.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-717

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services** IN THE AMOUNT OF **\$2,145.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8940 Jeanette Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-449HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-718

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Service, Inc.** IN THE AMOUNT OF **\$2,220.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **819-21 N. Johnson Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3906HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Service, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-719

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services** IN THE AMOUNT OF **\$1,495.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **810-12 N. Roman Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3093HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-720

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,445.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2548 St. Ann Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3908HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-721

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprise** IN THE AMOUNT OF **\$1,350.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2315 Annunciation Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4214HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprise IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-722

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,685.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **629-31 Eight Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3914HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-723

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard** IN THE AMOUNT OF **\$2,790.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4128-28 1/2 Erato Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3915HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-724

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprise, Inc.** IN THE AMOUNT OF **\$1,560.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2215 Felicity Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1537HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprise, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-725

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,685.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2621 First Street (F.)** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4233HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-726

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,685.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2728-30 First Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4234HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-727

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Services** IN THE AMOUNT OF **\$800.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3016 Jackson Avenue**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4237HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Services IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapon, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-728

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$400.00**

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3026 1/2 Jackson Ave. (R)**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4238HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-729

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Crescent Environmental Services, Inc.** IN THE AMOUNT OF **\$3,985.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1006-08 Lyons Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4242HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Services, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-730

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,975.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1226-28 S. Robertson St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4244HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-731

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprises, Inc.** IN THE AMOUNT OF **\$1,000.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2514-16 S. Robertson St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4245HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-732

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625

M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hasting Contracting** IN THE AMOUNT OF **\$2,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3713-15 Second (FRT & REAR)**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3892HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hasting Contracting IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-733

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,250.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2415 St. Thomas St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3900HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-734

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Hamp's Enterprises, Inc.** IN THE AMOUNT OF **\$1,620.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3515-17 Third Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4251HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Hamp's Enterprises, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-735

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Alexander Demolishing Company** IN THE AMOUNT OF **\$2,600.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2825 Washington Ave.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-4253HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Alexander Demolishing Company IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-736

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE
CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING
CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST

QUALIFIED BID OF Crescent Environmental Service, Inc. IN THE AMOUNT OF \$2,550.00 AUTHORIZES THE
DEMOLITION OF PROPERTY LOCATED AT 3152 Lamarque Street. WHICH STRUCTURE WAS DECLARED A
"PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 95-3473HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN
ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION
CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS
UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE
UTILIZED.

Crescent Environmental Service, Inc. IS HEREBY AUTHORIZED TO PERFORM
SAID DEMOLITION.

AUG. 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON
THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-737

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Aguiard IN THE AMOUNT OF \$1,370.00 AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1401 Mazant Street. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-3929HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguiard IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUG. 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON

THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-738

CITY HALL: AUGUST 12,1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST

QUALIFIED BID OF Crescent Environmental Service IN THE AMOUNT OF \$3,160.00

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 1553-55 N. Prieur Street. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-3907HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-739

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$2,200.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3015-17 N. Rampart St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE

WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-2167HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON

THE ADOPTION THEREOF AND RESULTED AS FOLLOWS

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-740

AUGUST 12, 1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$1,500.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2012-14 N. Robertson Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1510HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-741

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 62~ M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Crescent Environmental Service, Inc. IN THE AMOUNT OF \$725.00

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 2030 N. Roman Street. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 97-1511HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE

LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT
LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Crescent Environmental Service, Inc. IS HEREBY AUTHORIZED TO PERFORM
SAID DEMOLITION.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON
THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-742

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625
M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES
HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$1,599.00**
AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **1919-21 Marigny Street**. WHICH
STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE
CITY CODE CASE NO. **97-1508HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW
SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE
LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL
BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-743

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$1,880.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2534 Music Street**. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-434HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-744

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11 625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF Aguiard Construction IN THE AMOUNT OF \$2,400.00

AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT 5101-03 Dauphine Street. WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. 96-3103HN

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguiard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS.

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-745

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprise, Inc.** IN THE AMOUNT OF **\$2,000.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **14432-38 Dwyer Street.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **93-3385N**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprise, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-746

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, Boathouse Number 75, located in the New Orleans Municipal Yacht Harbor, is presently leased by the City of New Orleans to Sidney A. Breun.

WHEREAS, Sidney A. Breun wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name: The Boathouse, Inc.

Residing at:

St. Name: 5864 Orleans Ave.

City/State/Zip: New Orleans, La. 70124

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 75 in the Municipal Yacht Harbor to The Boathouse, Inc., and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson- 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-747

BY: COUNCILMEMBERS WILSON AND TERRELL

WHEREAS, historically, concessions in public buildings (snack stands and vending machines) have been set aside for operation by blind vendors, under the Randolph-Shepard Act or under the directives of local government; and

WHEREAS, this opportunity for the blind persons has helped to create honorable employment for a group which still experiences 70% or more unemployment rates; WHEREAS, the Times-Picayune recently revealed that many City agencies have ignored the special preference for blind vendors and citing vending machines operated by the Police Department as an example; and

WHEREAS, it is the sense of the Council that there are a large number of unemployed and underemployed blind and visually challenged persons who deserve a chance to earn a living; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that this Council urges Mayor Morial to issue an executive order directing all city agencies to restore preference for the operation of snack bars and vending machines to blind and visually challenged persons at all city operated buildings and facilities.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-748

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Paul F. Wegener (vice Paula Maher), nominee of the Board of Trade as a member of the Public Belt Railroad Commission for a term which shall expire October 18, 2012, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-751

CITY HALL: AUGUST 12, 1997

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF 115 BOURBON ST., LLC, (REDFISH GRILLE) LOCATED AT 115 BOURBON STREET TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 58.00, Block Group 2 in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the attached map has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed war change occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 12th day of August, that 115 Bourbon St., LLC; and their project Redfish Grille(B#3), further identified by the State Board of Commerce and Industry as application # 960304 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Isolation which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

AUGUST 21, 1997

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED
ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson -7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. M-97-752

CITY HALL: AUGUST 12, 1997

BY COUNCILMEMBER CARTER(BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Dwayne J. Lockett (vice James E. Fitzmorris, Jr.), nominee of the Mayor as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December 31, 1997 be and the same is hereby ratified, confirmed and approved.

AUGUST 21, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF
AND RESULTED

AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-753

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER THOMAS

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That in accordance with Article 10, Section 10 of the Louisiana Constitution, the Council hereby approves the amendments to the classified pay plan relative to the establishment of the Public Utility Comptroller Assistant as proposed in the attached letter from the Civil Service Commission dated April 30, 1997.

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this motion to the Executive Director of the Civil Service Commission and the Director of the Sewerage and Water Board.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-754

(AS AMENDED)

BY: COUNCILMEMBERS WILSON AND GLAPION

WHEREAS, the Council is deeply saddened and intensely concerned about the tragic drowning that has recently occurred at a NORD pool, and

WHEREAS, it is imperative that a full review of the operation of NORD swimming facilities and summer camps be conducted immediately to assess the adequacy of training and supervision of personnel whose responsibility it is to assure the safety of our children; and

WHEREAS, the Council wishes to be fully informed of the progress of the review and the results thereof, so that we and all citizens can be assured that maximum care is taken to assure the safety of the children; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the CAO is urgently requested to

conduct a full review of the qualifications, training and supervision of all NORD safety personnel, particularly life guards and security personnel and to provide a report to the Council at its August 21st meeting which includes the following information: 1) names of all lifeguards, with type and date of current certification and confirmation that the appropriate certificates are on file at NORD; 2) names of security personnel, with description of qualifications and training; 3) an explanation of the supervision provided to ensure that the personnel are performing their duties appropriately; 4) national standards which are established for lifeguards, security personnel, and supervision, with an explanation for any differences between NORD personnel and national standards; 5) evaluation of performance; (6) minimum standards for hiring.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-755

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, the Council, through its Budget Committee, has received requests for appropriations to pay for legal counsel retained by independent parochial officials, including Assessors and the Registrar of Voters; and

WHEREAS, the Council believes it is prudent to establish formally its requirements for considering such requests, so that parochial officials may be aware of them when considering future decisions to retain legal counsel; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council will consider requests for appropriations for legal counsel for independent parochial officials only when the following requirements have been met: (1) the parochial official has consulted with the City Attorney concerning the specific litigation or other legal matter for which outside counsel is being considered, and the City Attorney has advised the official, in writing, that the City's Law Department is unable to provide the legal assistance needed because there is a conflict or other reason barring their participation; (2) the City Attorney has been requested to approve the outside counsel and that counsel's hourly rate, and a response to that request has been received; and (3) the parochial official has submitted a request for funding to the Council Budget Committee, with a copy to the CAO, prior to retaining the legal counsel.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-756

BY: COUNCIL MEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS AND SINGLETON

WHEREAS, Nathaniel Cortlandt "Buster" Curtis Jr. an outstanding citizen and resident of New Orleans, was known and respected throughout this community; and

WHEREAS, the Council was deeply saddened to learn of his recent death; and

WHEREAS, as one of New Orleans premier architects, he played a major role in the modern growth of the city including his masterpiece, the Superdome; and

WHEREAS, he won recognition for the design of the Rivergate Convention Center which was recognized by the American Institute of Architects as a fine example of architectural expressionism as well as accolades for a Saudi Arabia museum, the main branch of the Public Library, the Royal Orleans Hotel and many correctional institutions and private homes; and

WHEREAS, there is no greater gift that God can bestow upon us than the remembrance of someone whose legacy is imbedded on the landscape of his beloved city; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council extends heartfelt sympathy to his wife Frances Curtis, his seven children, other family members and friends with our prayers that those he left behind will be inspired by his love of architecture which serves as his enduring legacy.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-757

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of Jodi Jacobs (vice Allison C. Richards), nominee of Mayor Marc H. Morial as a member of the Criminal Justice Council for a term which will expire January 31, 1998 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-758

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, Resolution R-86-112, being a partial settlement of Entergy New Orleans, Inc. (formerly New Orleans Public Service Inc.) rate application Docket CD-85-1, included the commitment by Entergy New Orleans, Inc. to provide \$250,000 per year toward the economic development of the City of New Orleans; and

WHEREAS, guidelines developed by the Council and Entergy New Orleans, Inc. provide that expenditure of such funds

shall be for the development of new businesses, expansion and retention of existing businesses, educational enhancement, increased employment in the City, and fostering of opportunities for community redevelopment; and

WHEREAS, the Lions Athletic Boosters Clubs is an organization which consist up alumni members who wish to support the athletic program of their alma mater; and

WHEREAS, the Lions Athletic Boosters Clubs is actively involved in fundraisers which provide equipment and supplies for the various athletic teams, school band, cheerleaders and majorettes; and

WHEREAS, the Lions Athletic Boosters Club is responsible for hosting the annual athletic banquet; and

WHEREAS, the Lions Athletic Boosters Club wish to support the athletics program at Booker T. Washington Senior High School, now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Council hereby approve a grant in the amount of Two Thousand Dollars (\$2,000.00) to The Lions Athletic Boosters Club for support of the athletic program at Booker T. Washington Senior High School.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the \$2,000.00 shall come from 1986-87 economic development funds allocated to District Councilmember Singleton.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that this grant is subject to a detailed documentation of the expenditure of these funds within six (6) months of receipt of the grant.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-759

BY: COUNCILMEMBERS WILSON AND SINGLETON

WHEREAS, it is well-settled that the United States government is, in its most democratic form, a government of the people, by the people, and for the people; and

WHEREAS, it is in the general public interest to encourage participation in public service of persons from all walks of life and all socioeconomic statuses; and

WHEREAS, private employees who seek to be elected to public office are often unable, without leave, to spare time away from their employment in order to devote time to public service, thus making it impossible to perform their duties as elected officials and simultaneously maintain secure employment; and

WHEREAS, the opportunity to participate in public service should be available to all persons, and working members of private industry should not have to be independently wealthy, self-employed, or retired in order to have the opportunity to participate fully in the political process; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council joins the Police Jury Association of Louisiana and the National Association of Counties in encouraging private employees to grant leaves of absence without pay and without loss of time, annual leave, efficiency rating, or other accrued benefits from private employment while such elected public officials are required to perform the duties of their respective elected public offices.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-760

(AS CORRECTED)

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF NEW AMERICAN FOODS INC. (COPELAND'S OF NEW ORLEANS) LOCATED AT 2001 ST. CHARLES AVENUE TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 84.00, Block Group 1** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the attached map has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1. If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.
2. To devise and implement a program to improve police protection within the zone or zone(s).
3. To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.
4. To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the **purchases of material used in** construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business **permanently on that site only.**

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any **enterprise zone within** its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this ___day of ___, that the **New American Foods Inc. (Copeland's of New Orleans)**; and their project **Straya's California Creole Grand Cafe** further identified led by the State Board of Commerce and Industry as application # 960048 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are **hereby repealed.**

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. M-97-761

BY: COUNCILMEMBER GLAPION (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's appointment of James J. Hutchinson, Jr. (vice Yvonne Mitchell-Grubb), nominee of the Black Economic Development Council as a member of the New Orleans Economic Development Advisory Committee for a term which will expire December **31, 1997** be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-762

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, The City of New Orleans desires to revitalize its aging Housing Stocks in efforts to improve the quality of life in its 72 neighborhoods; and

WHEREAS, the City Council of New Orleans further recognizes the need to redefine and re-evaluate city programs and services which address the housing needs of citizens citywide; and

WHEREAS, strengthening the effectiveness of city housing programs requires a comprehensive re-examination of existing regulatory authority within the housing code enforcement process; and

WHEREAS, the need to consolidate code enforcement efforts of city agencies is necessary and central to gaining the desired improvements in overall performance; and

WHEREAS, the inclusion of members of the professional, legal and academic communities is an important step in achieving maximum efficiency in a revised code enforcement plan; and

WHEREAS, the review of language contained in the current City Charter and City Code is essential to expediting needed refinements in present law; and

WHEREAS, the use of a professional committee as an internal resource to the City Council can create new methods of operation and procedure for code enforcement and is timely and consistent with the planned revitalization efforts of the City Council; and

WHEREAS, acceleration of city housing goals as defined in the consolidated plan of the City of New Orleans is essential to meeting increasing demands of neighborhood housing; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That authorization is hereby granted for establishment of a professional committee to report to the City Council in a voluntary capacity to review, and recommend needed changes in the City Charter and related legislation affecting the city's code enforcement process.

BE IT FURTHER RESOLVED, That each member of the Council will select one member willing to volunteer for this task.

BE IT FURTHER RESOLVED, That the established professional committee once authorized shall meet with each agency director central to the code enforcement process, outline the processes, reference the city charter, list the agency-adopted rules and practices, prepare draft codal changes and forward conclusions to the Council Housing Committee prior to presentation of recommended changes to the Mayor and City Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-763

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Vernes Keeler, Sr., as a member of the Board of Building Standards and Appeals for a term which will expire June 30, 2002 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. R-97-764

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the City Council adopted Ordinance Number 18,337 M.C.S., relative to establishing the requirements of the official journal and Ordinance Number 18,338 M.C.S., relative to establishing the New Orleans Register to in part publish the adopted proceedings of the City Council; and

WHEREAS, the provisions of both Ordinance Numbers 18,337 and 18,338 M.C.S., shall become effective on September 15, 1997; and

WHEREAS, the City Council anticipates receiving bids on the official journal by October 1, 1997, in order to establish a per column inch rate for publication to assist in determining if an in-house publication (the New Orleans Register) would be more cost effective in publishing the adopted City Council proceedings; and

WHEREAS, the Chief Administrative Officer is responsible for implementation of the requirements of the New Orleans Register, including the printing and distribution of this publication; and

WHEREAS, the City Council Chief of Staff and the Clerk of Council are available to coordinate with the Chief Administrative Officer in providing information regarding the requirements for the New Orleans Register; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Chief Administrative Officer report to the City Council within two weeks following the opening of the bids for the official journal, as to whether the city can more cost-effectively publish the New Orleans Register in-house and, if so, the time frame for doing same.

BE IT FURTHER RESOLVED, That the City Council Chief of Staff and the Clerk of Council provide the Chief Administrative Officer with any requested information and lend assistance in determining the publication, printing and distribution of the New Orleans Register.

BE IT FURTHER RESOLVED, That a copy of this resolution be provided to the Chief Administrative Officer.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-765

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the Audubon Institute is planning to proceed with the Louisiana Swamp renovation; and

WHEREAS, residents in the area have concerns related to traffic movement, green space, parking and drainage; and

WHEREAS, the neighboring areas have expressed concerns over additional traffic, parking and drainage problems, generated by the proposed Whitney Young Pool

WHEREAS, the integrity and preservation of the neighborhood is of utmost importance to both residents and elected officials; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council requests the Audubon Institute to not proceed with the Louisiana Swamp renovation until neighborhood concerns are properly addressed and a meeting is held with all concerned parties.

BE IT FURTHER RESOLVED That the Clerk of Council shall cause copies of this resolution to be forwarded to Mr. Ron Forman, Chief Executive Officer, Audubon Institute for his immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-766

BY: COUNCILMEMBERS THOMAS AND SINGLETON

WHEREAS, Design Review Docket Number 72/97 was initiated by Outdoor Systems Advertising and referred to the City Planning Commission; and

WHEREAS, the City Planning Commission held a hearing on this zoning petition and recommended approval in its report to the City Council on July 11, 1997 presented in Design Review Docket Number 72/97; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the requirements of Article 12, Section 12.3.1 of 16,976, as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, providing that no outdoor general advertising sign (Billboard) exceeding 200 square feet in area shall be erected, constructed, altered, maintained, or relocated within 200 feet of the right-of-way lines of any limited access highway, including expressways, is hereby waived for property bounded by Galvez, Lafayette, Julia and Prieur Streets, (Municipal Address: 720 South Galvez Street), for applicant, Outdoor Systems Advertising, requiring a 200 foot minimum setback requirements from the Pontchartrain Expressway and the I-10 Interstate Highway.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-767

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, **Design Review Docket Number 69/97** was initiated by SDS Enterprises, Inc., and referred to the City Planning Commission; and

WHEREAS, the City Planning Commission held a hearing on this zoning petition and recommended approval in its report to the City Council on June 27, 1997 presented in Design Review Docket Number 69/97; now, therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the requirements of Article 12, Section 12.5.4. of 16,976, as amended, the Comprehensive Zoning Ordinance of the City of New Orleans, providing that in regards to outdoor general advertising signs (Billboards), the furthest horizontal extension of the sign support, structure or face shall be no closer than three (3) feet to any other building, structure, fence or property boundary, is hereby waived for property located on a lot bounded by Howard Avenue, South Clark, South Genois and Dixon Streets, (Municipal Address **4700 Howard Avenue**), for applicant, SDS Enterprises, Inc., requiring a three (3) foot minimum distance of the furthest horizontal extension of a billboard sign's support, structure, or face from the South Clark Street property line.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-768

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER THOMAS

WHEREAS, on June 5, 1997 the City Council adopted Motion No. M-97-485, which requested and authorized the City Planning Commission to hold a public hearing to consider as a permitted use Major Entertainment and Sports Events Vending on vacant lots and/or surface parking lots in all B-Neighborhood Business Districts, all CBD-Central Business Districts, all C-Commercial Districts, all I-Industrial Districts, and the VCS District, subject to five stipulations within its motion.

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That Motion No. M-97-485 be and the same is hereby repealed and rescinded.

BE IT FURTHER MOVED, That the Clerk of Council shall forward a copy of this Motion to the Director of the City Planning Commission.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS: 0

ABSENT: Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-769

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **ADMINISTRATIVE AMENDMENT TO PETITION NO. 137/96 - MR. JOHN V. SANTOPADRE, SR.** - Requesting Administrative Amendment #1 to Zoning Docket No. 137/96 and Ordinance No. 18,065 M.C.S., a Conditional Use permitting a parking lot, to amend to provisions w, 3, and 4 concerning the construction of fencing and landscaping for Square 236, Lot M, generally bounded by Jackson and St. Charles Avenues, Josephine and Carondelet Streets in the Fourth Municipal District (Municipal Address

1637 Jackson Avenue), be, and the same is hereby upheld and the Administrative Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Administrative Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 5

NAYS:0

ABSENT:Carter (Out of Town/Official City Business), Wilson - 2

AND THE MOTION WAS ADOPTED.

NO. M-97-770

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the Mayor's reappointment of Kenneth G. Boutte, Sr., as a member of the Mosquito and Termite Control Advisory Board for a term which will expire

June 30, 2003 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-771

BY:COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That rank O. Barrett (Vice-E. Howell Crosby) is hereby appointed to the Industrial Development Board for a term to expire on January 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-772

BY: COUNCILMEMBERS WILSON AND THOMAS

WHEREAS, the ABO Task Force has expressed grave concern that alcoholic beverage outlets frequently close owing delinquent taxes, which are never collected by the City; and .

WHEREAS, the Task Force members have urged the Finance and Law Departments to take vigorous action to follow up on any closed ABO outlets, particularly those which may have re opened under a different name, to ensure that all taxes owed the City are collected; and

WHEREAS, the Council wishes to assure itself and the public that appropriate enforcement actions are being taken to collect delinquent taxes from ABO outlets; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Director of Finance and the City Attorney are requested to report to the Council at its meeting of September 18 on all taxes collected to date from all ABO establishments and on all enforcement actions taken within the last twelve months to collect delinquent taxes from alcoholic beverage outlets which have closed. Advance copies of the report should be provided to Councilmembers by Tuesday, September 16, and should include the names of all outlets which have closed during the last twelve months, with actions taken to collect taxes from each one and the date each action was taken.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-773

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, on May 23, 1997, the mayor of the City of New Orleans approved Ordinance 18230 M.C.S., following adoption by the City Council on May 15, 1997 to ordain Chapter 27 of the Code of the City of New Orleans relative to requirements for burglary and robbery alarm systems; and

WHEREAS, the purpose of this ordinance is to encourage alarm system users and alarm businesses to assume increased responsibility for maintaining the mechanical reliability and the proper use of alarm systems, to reduce unnecessary police emergency response to false alarms, and thereby to protect the emergency response capability of the City from misuse; and

WHEREAS, fees for permits were not included in the ordinance contingent upon the prospect that fines levied for non-compliance and violations of the provisions of the ordinance would generate sufficient funds to support the enforcement of the ordinance; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council requests the Chief Administrative Officer and the Superintendent of Police to present an update on the status of the enforcement of Chapter 27 of the Code of the City of New Orleans, known as the False Alarm Ordinance at the September 4, 1997 City Council meeting.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause a copy of this resolution to be forwarded to the Chief Administrative Officer and the Superintendent of Police.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-774

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Council Rule 45 establishes a competitive selection process for the selection of professional service consultants to the City Council; and

WHEREAS, on June 19, 1997, the City Council adopted Motion M-97-628, directing Council staff to issue a Requests for Qualifications to begin the competitive selection process established by Council Rule 45 relative to obtaining the services of cable telecommunications consultants; and

WHEREAS, a Request for Qualifications relative to cable telecommunications services was issued on July 18, 1997; and

WHEREAS, by the August 8, 1997 deadline two (2) responses to the Request for Qualifications were received; and

WHEREAS, the Council Staff Competitive Selection Kimono evaluated the two responses and recommended that both be considered by the Council Cable telecommunications Committee as qualified to provide cable/telecommunications consulting services to the City Council; and

WHEREAS, on August 14, 1997, the Council Cable telecommunications Committee met and recommended that the City Council approve the selection of both the joint submission of Carter and Cates and The Media Revolution, Inc. and the submission of Phelps Dunbar, L.L.P. to provide a full complement of cable/telecommunications consulting services to the City Council; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the recommendation of the Council Cable telecommunications Committee that the firms of Carter and Cates, The Media Revolution, Inc. And Phelps Dunbar, L.L.P. be retained to provide cable telecommunications consulting services to the City Council is hereby approved.

BE IT FURTHER MOVED that the restriction on scope of work under existing contracts for Carter and Cates and The Media Revolution, Inc. outlined in Motion M-97-01 is hereby waived and that the Council President is hereby authorized to sign a contract for cable telecommunications services with Phelps Dunbar, L.L.P. after the details of such contract have been finalized and the contract has been properly routed in accordance with normal procedures and City Council Rules.

BE IT FURTHER MOVED that specific assignments of cable telecommunications matters to consulting firms shall be made at the direction of the Council Utilities Regulatory Office.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON ADOPTION AND READ AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED

NO. M-97-775

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Motion M-97-703 was adopted on July 17, 1997 relative to the establishment of an Interim Zoning District in New Orleans East encompassing the area bounded by Bullard Avenue, Dwyer Road, Pressburg Street, and Tynecastle Drive, requiring the staff of the City Planning Commission to review proposals for the new construction of residential structures, ensuring that such proposals were compatible with surrounding residential development, and were not out of scale or out of character with the existing fabric of the neighborhood, or that they did not have the potential to negatively impact property values of homes in adjacent neighborhoods; and,

WHEREAS, it has been determined that such an IZD is no longer necessary at this time; now therefore,

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Motion M-97-703 is hereby rescinded.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON ADOPTION AND READ AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED

NO. R-97-776

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS

ENDORSEMENT OF **THE FOLGERS COFFEE COMPANY, LOCATED AT 14601 OLD**

GENTILLY ROAD IN THE NEW BUSINESS AND INDUSTRIAL DISTRICT TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Acts 37 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated Census **Tract 17.33, Block Group 2** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the **attached map** has bail marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to, the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business **permanently on that site only.**

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 21st. day of August, that the Folgers Coffee Company; and their project **Capacity Project** further identified by the State Board of Commerce and Industry as application # 970105 is endorsed to participate in the

Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT0

AND THE RESOLUTION WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. M-97-777

BY: COUNCILMEMBER TERREL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That Frank O. Barrett (Vice- E. Howell Crosby) is hereby appointed to the Industrial Development Board for a term to expire on January 1999 be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT0

AND THE MOTION WAS ADOPTED.

NO. M-97-778

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider the establishment of an Interim Zoning District in the area bounded by both sides of Elysian Fields Avenue, both sides of St Claude Avenue, and both sides of North Claiborne Avenue to the Industrial Canal, prohibiting the issuance of any permit relative to applications for live entertainment uses on property located within any industrial district which is within 300 feet of any residential zoning district as delineated by the Comprehensive Zoning Law of the City of New Orleans, or within 300 feet of any occupied structure classified as residential that is within these boundaries -- as well as to consider a text change to the Comprehensive Zoning Law relative to live entertainment uses in the aforementioned boundaries.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the area bounded by both sides of Elysian Fields Avenue, both sides of St Claude Avenue, and both sides of North Claiborne Avenue to the Industrial Canal, for any property within this district during consideration by the City Planning Commission of the text change to the Comprehensive Zoning Law of the City of New Orleans relative to this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-779

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that Motion M-96-719 is hereby amended and accordingly the report of modified approval of the City Planning Commission on ZONING PETITION NO. 86/96 - CITY COUNCIL MOTION NO. M-96-456 Requesting for a text amendment to the Comprehensive Zoning Ordinance No. 4,264 M.C.S., as amended, to define Personal Wireless Communication Facilities and provide for their regulation in all zoning districts, be, and the same is hereby upheld and the text Amendment Granted subject to such additional modifications in text as are set forth in Exhibit A (Ordinance Calendar No. 21,410) and Exhibit B (Amendment to Ordinance Calendar No. 21,410 dated August 21, 1997) both attached hereto and made part hereof.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-780

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That in Accordance with Article 10, Section 10 of the Louisiana Constitution, the Council hereby approves the amendments to the classified pay plan for the Classified Service, Clerk of Council (C0051), from pay grade 62 to pay grade 66; Clerk of Council Assistant (C0050)from pay grade 51 to pay grade 55; as adopted by the Civil Service Commission at it's meeting August 14, 1997, as per the attached letter from the Civil Service Commission dated August 19, 1997.

BE IT FURTHER MOVE That the Clerk of Council shall forward a copy of this motion to the Executive Director of the Civil Service Commission and the City Council.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell,Thomas, Wilson - 7

NAYS:0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-781

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **EDWARD T. SUFFERN, JR., REPRESENTING HARVEY CHAMPLIN ASSOCIATES** for a waiver to the moratorium on the issuance of permits and also the requirement of a development plan for property located at **232 Lake Marina Avenue**, be, and the same is hereby granted, subject to five (5) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-782

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That **Design Review 96/97** the request of **GAIL MINOR, d/b/a NEW IMAGE**, for a waiver to the moratorium on the issuance of permits to open a dressmaking shop to be located at **7742 Chef Menteur Highway**, be, and the same is hereby granted, subject to the following five (5) provisos as stated in the City Planning Commission's report with the addition of proviso #6:

"PROVISOS:

1. Landscaping must be provided within the existing green spaces in accordance with the recommendations of the staff of the City Planning Commission.

2. All proposed parking spaces must be located on paved surface with paint striping delineating the individual spaces.
3. The parking lot must be screened from view with opaque wood fencing provided along the property line of the neighboring bowling alley and landscaping must be provided along the Chef Menteur Hwy. public right-of-way.
4. A single attached building sign shall be permitted limited to the twenty-four (24) square feet. If a detached sign is to be utilized, it may only be placed within the sign face of the existing pole sign. The existing sign must be repainted and repaired as necessary and must meet building code requirements.
5. The site, its parking areas and the adjacent public rights-of-way (property line to curb, inclusive) shall be cleared of all litter and debris on a daily basis. The business operator(s) shall be the contact person(s) responsible for the continued upkeep and daily litter abatement.
6. Before the permit is issued, the applicant must be in compliance with proviso numbers 1 thru 3."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED

NO. M-97-783

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **WAI S. GEE, PROPRIETOR, TAKEE OUTEE KITCHEN** for a waiver to the moratorium on the issuance of an alcoholic beverage permit for property located at **6721 Chef Menteur Highway** to sell alcoholic beverage of low content, be, and the same is hereby granted, subject to eight (8) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF,

AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-784

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **ADMINISTRATIVE AMENDMENT #1 TO PETITION NO. 32/96 - COMMUNITY CARE HOSPITAL** - Requesting an Administrative Amendment to a Conditional Use, Zoning Docket No. 32/96 and Ordinance No. 17,716 requesting the amendment to also allow for the treatment of patients age 55 and over for Lot 20, Square 373, Sixth Municipal District, bounded by General Taylor, Peniston, Prytania and Pitt Streets (Municipal Address **1421 General Taylor Street**), be, and the same is hereby upheld and the Administrative Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Administrative Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON

THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-785

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission for **PETITION NO. 66/97 - WHITEHOUSE HOTEL LIMITED PARTNERSHIP** - Requesting a Conditional Use (CU) to permit two hotels, one fronting on Canal/Dauphine and the other on Dauphine/Iberville, together with an off-street parking (garage). The proposal would be located, in large part, within existing structures (Maison Blanche, S. J. Kress, adjoining parking garage) in the CBD-3 Central Business District. A waiver of prohibition of new curb cuts on Canal Street is also requested (An existing approval of hotel uses under Zoning Docket No. 145/94 would be replace) for the entirety of Square 94, except the undesignated lot containing the structure known as the Audubon Building, in the Second Municipal District, bounded by Canal, Dauphine, Iberville and Burgundy Streets (Municipal Address **901-923 Canal Street & 135, 139 and 141 Dauphine Street**), be, and the same is hereby upheld and the Conditional Use granted, subject to two (2) waivers and ten (10) provisos as stated in the City Planning Commission's report, and amending proviso number 9 to read as follows:

"PROVISO:

9.The lower floors in the Maison Blanche Building (first, second and mezzanine floors, but excluding the Ritz Carlton and suite hotel arrival lobby and the Ritz Carlton loading dock as reflected on the plans), shall be reserved for retail use.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-786

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 68/97 - SHIRLEY SCOTT, JOHN SCOTT** - Requesting a Conditional Use for a large child care center (30 children) for Lot 1, Square 13, bounded by Pressburg, Corrine, Good Streets and Dwyer Canal/Road (Municipal Address **10703 Pressburg Street**), be, and the same is hereby upheld and the conditional use denied.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-787

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 71/97 - BELLSOUTH TELECOMMUNICATION, INC., C/O BELLSOUTH MOBILITY, INC.** - Requesting a Conditional Use to permit a 25-foot cellular mast mounted roof top antennae with a ground level accessory equipment building in an RD-2 Two-Family Residential District for an undesignated lot, Square 11, Third Municipal District, bounded by Prentiss and St. Anthony Avenues, Wilton and Rapides Drives (Municipal Address **1944 Prentiss Avenue**), be, and the same is hereby upheld and Conditional Use granted, with one (1) waiver and six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-788

BY:COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, THOMAS

AND SINGLETON

WHEREAS, the most sacred of Jewish holidays, the high holidays are Rosh Hashanah and Yom Kippur which occur during the first month of the Hebrew calendar; and

WHEREAS, Rosh Hashanah will be on October 2, 1997; and

WHEREAS, Yom Kippur, the most sacred of Jewish holidays will be observed on October 11, 1997; and

WHEREAS, both holidays are observed mainly through synagogue worship; and

WHEREAS, most of the synagogues are located in residential parking areas; and

WHEREAS, it is the sense of the Council that there should be a suspension of enforcement of the two hour limit within a two block radius of synagogues throughout the city; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council hereby requests the Department of Streets to suspend enforcement of the two hour parking restriction on October 1 and 2, 1997 and October 10 and 11, 1997.

BE IT FURTHER RESOLVED That the Clerk of Council shall cause copies of this resolution to be forwarded to the Chief Administrative Officer, the Director of the Department of Streets, and the Director of the Parking Control Division and the Superintendent of Police.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-789

CITY HALL: SEPTEMBER 4, 1997

BY: COUNCILMEMBER WILSON

Requesting a status report from the Chief Administrative Officer, prior to selection of a provider, on the selection process for a health care provider for City and RTA employees, including the options available from the respondents to the RFP; the estimated costs of each option, criteria to be considered in selection of the provider; and expected timetable for decision for the meeting of September 18, 1997.

WITHDRAWN.

NO. R-97-790

BY: COUNCILMEMBERS WILSON, CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, TERRELL AND THOMAS

WHEREAS, Grace House of New Orleans, Inc. provides a recognized substance abuse women's program in New Orleans; and

WHEREAS, federal funds are available for this type of program through the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, Grace House expanded its program by doubling its occupancy from 15 to 30 beds, on January 1, 1997; and

WHEREAS, Grace House is the only substance abuse treatment facility exclusively for women in the New Orleans area; and

WHEREAS, Grace House needs this one time assistance in defraying the mortgage costs and its cost of operation; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council urges U.S. Senators John Breaux and Mary Landrieu, and U.S. House of Representatives William Jefferson and Robert Livingston to join the City Council in supporting Grace House in its application for \$350,000 from the Special Project Fund administered by HUD to provide assistance for its substance abuse women's program.

BE IT FURTHER RESOLVED That a copy of this resolution be provided to these Congressional Offices.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-791

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the City Planning Commission is hereby requested and authorized to hold a public hearing to consider the establishment of an Interim Zoning District in the Holy Ghost neighborhood for the area generally bounded by Sixth Street, Seventh Street, Loyola Street and Baronne Street prohibiting the issuance of permits relative to the demolition of any structure within these boundaries.

BE IT FURTHER MOVED That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City Government shall not accept any new applications for permits that are in conflict with the intent and provisions of this proposed Interim Zoning District in the Holy Ghost neighborhood, for any property within this district during consideration by the City Planning Commission of the text change to the Comprehensive Zoning Law of the City of New Orleans relative to this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-792

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing to consider the establishment of an Interim Zoning District to prohibit the issuance of permits relative to applications for demolition of property in the area bounded by the I-10 Expressway, the river side of City Park Avenue, the uptown side of Orleans Avenue to North Jefferson Davis Parkway (both sides), to Conti Street (both sides), down to the I-10 Expressway -- excepting the small area in the southeast corner of this District bounded by both sides of Palmyra Street, both sides of South Galvez Street, and the I-10 Expressway.

BE IT FURTHER MOVED, That in accordance with Article 16, Section 4.4(3) of the Comprehensive Zoning Law of the City of New Orleans, all appropriate agencies of City government shall not accept any new applications for permits that are in conflict with the intent and provisions of the proposed Mid-City Interim Zoning District for any property contained therein during consideration of this matter.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-793

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized and requested to hold a public hearing for the purpose of considering the following amendment to the text of the Comprehensive Zoning Law of the City New Orleans relative to creating an overlay district for the following portions of Mid-City and adjoining areas: the divided streets (i.e.: only streets with neutral grounds) within the area bounded by the I-10 Expressway, the river side of City Park Avenue, the uptown side of Orleans Avenue to North Jefferson Davis Parkway (both sides), to Conti Street (both sides), down to the I-10 Expressway -- excepting the small area in the southeast corner of this District bounded by both sides of Palmyra Street, both sides of South Galvez Street,

and the I-10 Expressway.

BE IT FURTHER MOVED, That this Mid-City Overlay District will include, but not necessarily be limited to, the following features:

- (1) Design guidelines to encourage compatibility in appearance and scale between new development and the existing built environment, which shall apply to new construction and additions only;
- (2) A limitation on the further development of traffic generating uses such as -- but not limited to -- fast-food and drive-through restaurants, drive-through banks, gas stations, car washes, and car care centers;
- (3) Approval by the staff of the Historic District Landmarks Commission of a redevelopment plan prior to the issuance of any demolition permit in this overlay district.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-794

(AS AMENDED)

BY: COUNCIL MEMBERS THOMAS, CARTER, GLAPION, HAZEUR-DISTANCE, SINGLETON, TERRELL AND WILSON

WHEREAS, efforts are continuing by City, State and Federal law enforcement agencies to reduce crime in this area; and

WHEREAS, many of the persons incarcerated for a crime in this City test positive for drugs; and

WHEREAS, this need for drugs is responsible for a large segment of criminal activity; and

WHEREAS, overall crime is being reduced through the actions of the Police Department, the District Attorney's Office, the Criminal Sheriff's Office and the Criminal District Court; and

WHEREAS, it is believed that publicity regarding those convicted on drug charges will serve as a further deterrent; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the judges of Criminal District Court are requested to have the pictures of convicted drug buyers and those convicted of illegal drug activities printed in the newspaper and other amenable written publications in the City, and that those pictures be provided to the local major television stations, as well as the government access channel for their widespread publication within the City.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the judges of Criminal District Court are requested to have the names of those arrested for illegal drug activity, including those arrested when purchasing drugs from or by the use of an automobile, be published in the newspaper, and all other amenable written forms of publication within the City for their widespread publication.

BE IT FURTHER RESOLVED, That a copy of this resolution shall be forwarded to all of the Criminal Court judges and the Mayor's Criminal Justice Council.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-795

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, the need to defend and protect the safety of children is a major concern to the City Council; and

WHEREAS, prevention of even the probability of an accident which compromises the health well-being and safety of children requires a proactive effort to minimize potential risk; and

WHEREAS, efforts leading to the reduction and prevention of accidents involving children begins with the identification of elements which can cause or create potentially harmful situations; and

WHEREAS, the availability, sale and distribution of toy guns to children through commercial establishments concentrated in neighborhoods directly contributes to an increased probability of harm to children; and

WHEREAS, the ongoing availability of toy firearms which resemble real weapons in size, design, color and appearance heightens the potential for mistake of intention by children at play; and

WHEREAS, the actual determination of real versus apparent threats to individuals or law enforcement personnel when faced with a decision making situation involving a toy gun can mislead the highest level of professional competence; and

WHEREAS, the desire to encourage freedom of self expression for children often results in a role play that becomes an "Imitation of Life" and can result in harm by mere association with known examples of violence in public places; and

WHEREAS, the need for commercial establishments to implement a higher level of responsibility when selecting and marketing toy merchandise is necessary and vital to achieving and maintaining safety standards; and

WHEREAS, high risk youth and children in general are often encouraged to pursue products which are potentially harmful through vendor displays and commercial availability; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That this Council recognizes the correlation between toy guns and real or apparent risk to children by commercial means without necessity; and

BE IT FURTHER RESOLVED That neighborhood commercial establishments in the City of New Orleans are accountable for the types of merchandise being sold in their stores; and

BE IT FURTHER RESOLVED That the City Council, the Zoning Administrator of the Department of Safety and Permits is requested to review and study the feasibility of placing warning labels in neighborhood commercial establishments which sell toy guns to fully acknowledge the possible harm associated with the sale of toy guns which

resemble real weapons.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-796

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Errol Conley to the Administrative and Enforcement Advisory Committee for a term to expire on September 30, 1999, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-797

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Richard

Scribner to the Administrative and Enforcement Advisory Committee for a term to expire on September 30, 1999, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-798

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Sharon Temple to the Administrative and Enforcement Advisory Committee for a term to expire on September 30, 1999, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-799

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of James Beverly to the Administrative and Enforcement Advisory Committee for a term to expire on September 30, 1999, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-800

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the appointment of Kristina Ford to the Administrative and Enforcement Advisory Committee for a term to expire on September 30, 1999, be and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-801

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That in accordance with Article 10, Section X of the Louisiana Constitution the Council hereby approves the amendments to the classified pay plan relative to the establishment of the classification of Senior X-Ray Technician as proposed in the attached letter from the Civil Service Commission dated August 26, 1997.

BE IT FURTHER MOVED, That the Clerk of Council shall forward a copy of this motion to the Executive Director of the Civil Service Commission and to the Chief Administrative Officer.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-802

BY: COUNCILMEMBERS WILSON AND SINGLETON

WHEREAS, The State of Louisiana is made up of 64 parishes of which 40 or more are predominantly rural parishes; and

WHEREAS, rural parishes are disproportionate in population size when compared to larger parishes and have less legislative voice in the allocation of state funding and the decision making process;

WHEREAS, the presence of legislative fiscal constraints which contribute to the under financing of rural parishes has resulted in an inability to meet the challenge of new fiscal demands and operating expenditures; and

WHEREAS, rural parishes are also affected by economic downturns and unstable market conditions which directly impact state revenues; and

WHEREAS, the insufficient allocation of state funds to rural parishes further contributes to a loss of ability to

adequately maintain infrastructure and provide public services in accordance with actual demand levels; and

WHEREAS, there is a need for a rural caucus to be created in order to have an effective voice in communicating with the state legislative rural caucus; and

WHEREAS, the need for proactive consolidation of rural parish efforts is a necessary step in achieving a stronger rural legislative presence; and

WHEREAS, the creation of a rural caucus to enhance the relationship between police jurors of the State of Louisiana who serve rural parishes can also further capabilities in sharing ideas for cost effective equipment and materials and greatly contribute to the sharing of other resources which affect the quality of life in rural parishes; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that creation of a rural caucus as requested by the Allen parish police jury is highly recommended and encouraged as a means of enhancing intergovernmental cooperation and support statewide; and

BE IT FURTHER RESOLVED that the City Council of New Orleans encourages rural parishes in the State of Louisiana to actively pursue maximum fiscal inclusion in the legislative process of allocating state funds; and

BE IT FURTHER RESOLVED that the Clerk of Council is hereby requested to forward copies of this resolution to the 64 parishes of the State of Louisiana and the Police Jury Association.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-803

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing to consider a text amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 2 "Definitions", Article 6 "Central Business Districts" and Article 11.48 (d) "Supplemental Use Standards for Alcoholic Beverage Outlets" to consider defining a specialty food market and school as a "unique facility combining the sale of gourmet foods with cooking classes and limited to 7,000 s.f. or less within a large residential development (in excess 300,000 s.f.)", to allow this as a permitted use in CBD, Central Business Districts and to exclude a specialty food market and school from the regulations limiting the issuance of alcoholic beverage permits in the Central Business District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-804

BY: COUNCILMEMBERS GLAPION AND SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a temporary 35-day Alcoholic Beverage Outlet permit of high and low content shall be granted for property located at 4617 Downman Road, Club 30 Something, a lounge, for applicant Anthony Fredrick; and otherwise to provide with respect thereto.

WHEREAS, the change of ownership of this lounge should not represent a financial hardship to the applicant; now, therefore

BE IT FURTHER MOVED, that a temporary 35-day Alcoholic Beverage Outlet permit, shall be granted for property located at 4617 Downman Road, Club 30 Something, a lounge, for applicant Anthony Fredrick, which shall terminate 35 days after this date.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-805

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER SINGLETON

WHEREAS, the poet John Oxenham wrote;

"In Christ there is no East nor West,

In Him no South nor North;

But one great fellowship of love

Throughout the whole wide earth. . . ."

WHEREAS, **Diana, Princess of Wales's** life was brought to a tragic close on early Sunday morning, August 31, 1997 in Paris, France; and

WHEREAS, the **Princess of Wales** had been affectionately called the **People's Princess** by championing such causes such as Aids, land mines, homelessness, world hunger and various children's issues; and

WHEREAS, **Diana, Princess of Wales** was the mother of two, **Prince William and Prince Harry**; and

WHEREAS, she possessed unparalleled strength of character, willpower, and beauty; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends condolences to the family members of **Princess Diana**, and joins with the millions of mourners who admire her work with children and various charities in remembering her many deeds of compassion and thoughtfulness.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION

THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-806

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER CARTER

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that the City Attorney is requested to take the lead along with the Director of the City Planning Commission, the Director of Council Research, the Director of the Department of Safety and Permits and a representative of the Police Department to review and make recommendations on improving the noise ordinance.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:0

ABSENT:Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-807

BY: COUNCILMEMBERS SINGLETON AND WILSON

WHEREAS, the City Council of New Orleans desires to improve housing conditions in the City's 72 neighborhoods; and

WHEREAS, the City Council desires to accelerate the administrative procedures of the blighted properties program to

ensure proactive housing code enforcement activities; and

WHEREAS, the Louisiana Legislature approved State Act 101 in its 1997 legislative session thereby authorizing the City of New Orleans to initiate certain changes in its public hearing procedures for enforcement of its blighted properties program; and

WHEREAS, the provisions of State Act 101 further authorize the Health Department of the City of New Orleans to review recommendations of the Division of Housing and Neighborhood Development and to consider the need for declaration of blight for properties determined to contain certain housing code violations defined in Chapter 26 of the City Code; and

WHEREAS, the provisions of State Act 101 authorize the Health Department of the City of New Orleans to include to blighted properties program in the administrative adjudication process with testimony and evidence presented to a hearing officer; and

WHEREAS, the changes in administrative and public hearing procedures of the Blighted Properties Program require new enforcement responsibilities of the Health Department, Division of Housing and Neighborhood Development and the New Orleans Redevelopment Authority to expedite programs goals; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Division of Housing and Neighborhood Development, working in concert with the Health Department and New Orleans Redevelopment Authority is hereby requested to develop and distribute to the public a brochure which fully defines and explains in detail the changes in administrative procedures for the Blighted Properties Program.

BE IT FURTHER RESOLVED, That the Council of the City of New Orleans desires that such brochures be available for public distribution by the October 1, 1997 and that they contain the necessary information to clarify the roles of participating agencies and the citizenry in the Blighted Properties Program.

BE IT FURTHER RESOLVED, That the Clerk of Council shall forward copies of this Resolution to the Chief Administrative Officer, the Executive Directors of the Division of Housing and Neighborhood Development, the Health Department, and the New Orleans Redevelopment Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-808

BY: COUNCILMEMBER TERRELL

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **HANS KARLSON** for a waiver to the moratorium on issuance of permits on Carrollton Avenue for Carrollton Trolley Stop located at **614 South Carrollton Avenue**, be, and the same is hereby granted, subject to the following six (6) provisos:

"PROVISOS:

(1)There shall be no expansion of the restaurant seating space into the driveway area. A minimum of four (4) on-site off-street parking spaces shall be provided for the restaurant. A waiver of this requirement by the Board of Zoning Adjustment is not recommended.

(2)The existing curb cut, if not utilized, shall be restored as per the standards of the Department of Public Works;

(3)The proposed brick paving and placement of benches within the public right-of-way shall be subject to approval by the Department of Public Works and Parks and Parkways. No restaurant seating shall be allowed within the public right-of-way.

(4)Final drawings indicating off-street parking spaces, servitude of access, if any, trash receptacle location, and all necessary site and floor plan measurements and indication by name of all spaces shall be submitted to the City Planning Commission staff for review and approval.

(5)The signage shall be limited to one attached sign, having a maximum area of 46 square feet and indicating the restaurant's name only.

(6)The hours of operation shall be limited to 6:00 A.M. to 12:00 A.M. weekdays, and 6:00 A.M. to 1:00 A.M. weekends."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL CALL ON THE ADOPTION THEREOF, AND

RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-809

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 64/97 - MOHAMMED ESMAIL** - Requesting a Map Change from an "RD-3 Two Family Residential District" to a "B-A Neighborhood Business District" to permit a barber shop in an existing structure for Square 723, Lot A2, in the Third Municipal District, bounded by N. Claiborne Avenue, Mazant, N. Derbigny and France Streets (Municipal Address **4103 N. Claiborne Avenue**), be, and the same is hereby upheld and the Map Change granted, with two (2) restrictions as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-810

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 67/97 - STAN T. RICE AND ANNE HOWARD O'BRIEN RICE** - Requesting a Conditional Use to permit a Museum (St. Elizabeth's Asylum) in an RM-2 Multiple Family Residential District, the entirety of Square 341, Lots 1 thru 18, in the Sixth Municipal District bounded by Napoleon Avenue, Prytania, Jena and Perrier Streets (Municipal Address **1314 Napoleon Avenue**), be, and the same is hereby upheld and the Conditional Use granted, with sixteen (16) provisos as stated in the City Planning Commission's report, with the addition of two (2) provisos, renumbering the remaining provisos, and amending provisos number 3 and 11A as follows:

"PROVISOS:

3.The developer shall provide some open, green space in the rear of the property between the structure's wings and adjacent to the patio area. This green space shall separate the parking patio area.

11A.The developer shall provide on-site parking for private vehicles. These spaces shall be clearly marked on the impermeable surface to the extent permitted by the aesthetics of the property, the configuration of the existing trees and parking area, and subject to approval by staff of the Historic Districts Landmark Commission. The open, green (permeable) area between the structure's wings shall separate the parking lot area from the patio.

12.Busses shall be allowed to idle for no more than ten minutes at a time in the designated parking zone for busses; busses shall be allowed to park without their engines running for no more than 15 minutes at a time in the area designated for bus parking. These two periods shall not be allowed to follow one right after the other; busses must move and repark if they need to idle and then park with their engines turned off.

18.The developer shall maintain the grounds and recently planted gardens on the Napoleon Avenue neutral ground in front of the petitioned property."

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-811

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO.72/97 - CITY COUNCIL MOTION NO. M-97-504** - Requesting for several Text Amendments as recommended in the Lower Garden District Strategic Renaissance Plan, be, and the same is hereby upheld and the Text Amendments granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendments.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-812

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 73/97 - CITY COUNCIL MOTION NO. M-97-503** - Requesting a Map Change as recommended in the Lower Garden District Strategic Renaissance Plan, be, and the same is hereby upheld and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-813

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 75/97 - COTTON MILL LIMITED PARTNERSHIP/RADIOFONE, INC.** - Requesting a Conditional Use to permit the construction of a structurally mounted cellular antenna installation on an existing water tower within the property commonly known as the Cotton Mill project in a CBD-8, Central Business District. The petition also requested a waiver of the 50 foot setback requirement for the entire Square 120, in the First Municipal District, bounded by Annunciation, John Churchill Chase, Constance and Poeyfarre Streets (Municipal Address **1050 Constance, 1049 Annunciation & 920 Poeyfarre Streets**), be, and the same is hereby upheld and the Conditional Use granted, with six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-814

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the request of **JAMES HUGER** for a waiver to the moratorium on the issuance of permits to expand an existing parking lot on property located at **1526 Louisiana Avenue**, be, and the same is hereby granted, subject to five (5) provisos as stated in the City Planning Commission's report.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: 0

ABSENT: Wilson - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-815

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Boathouse Number 109, located in the New Orleans Municipal Yacht Harbor, is presently leased by the City of New Orleans to Dieter M. Hugel wishes to transfer the leasehold interest in and to the aforementioned boathouse to:

Name: Samuel J. Montalbano

Residing at: - Street Name: 6930 South Choctaw Drive

City/State/Zip: Baton Rouge, LA 70806

WHEREAS, the appropriate forms have been executed and filed with the Yacht Harbor Manager and the Department of Property Management; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Municipal Yacht Harbor is authorized to initiate an agreement for leasehold interest in and to Boathouse Number 109 in the Municipal Yacht Harbor to Samuel J. Montalbano and the same is hereby approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. R-97-816

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF THE FOURTH QUARTER LOCATED AT 309 DECATUR STREET TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

*WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 47.00, Block Group 1** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and*

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

*WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and*

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.*

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

*BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 18th day of September, that the **The Fourth Quarter**; and their project **The Fourth Quarter** further identified by the State Board of Commerce and Industry as application # 970013 is endorsed to participate in the Louisiana Enterprise Zone Program.*

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

**Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.*

NO. R-97-817

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE CITY OF NEW ORLEANS' INTEREST IN PARTICIPATING IN THE LOUISIANA ENTERPRISE ZONE PROGRAM AND THE DESIGNATION OF SUCH ENTERPRISE ZONES IN THE CITY OF NEW ORLEANS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the 1981 Louisiana State Legislature, and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the distressed areas in the City of New Orleans, and

WHEREAS, the Louisiana Department of Economic Development has designated certain Census Tracts/Block Groups in the City of New Orleans as Enterprise Zones eligible based on demographic and economic factors, and

WHEREAS, the City of New Orleans requests that the following Census Tracts/Block Groups be designated as enterprise zones in lieu of the original census tracts/block groups

that qualified:

ORIGINAL ZONE:

Census Tract/Block Group

CT: 17.01 BG: 4

NEW ZONE:

Census Tract/Block Group

CT: 17.01 BG: 1

WHEREAS, the City of New Orleans states this change is in agreement with the Overall Economic Development Plan for the City of New Orleans and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements the City of New Orleans agrees:

1.If approached by an industry who would assume all costs involved, to apply with the U.S. Department of Commerce to have the enterprise zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zones.

3.To give priority to use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Department of Economic Development in certifying employers to eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND local sales taxes on the purchase of the material used in the construction of a building, of any addition or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on materials, construction and equipment purchased for the startup of this project and used by that business permanently on that site.

6. To cooperate with the Department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7. To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8. To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED by the Council of the City of New Orleans, in due, regular and legal session convened this 18th day of September that the City of New Orleans will participate in the Louisiana Enterprise Zone Program and requests designation by the Louisiana Department of Economic Development of the aforementioned Census Tracts/Block Groups as enterprise zones.

BE IT FURTHER RESOLVED by the Council of the City of New Orleans, that any business whose primary source of income is derived from gaming activities or where the principal activity taking place thereon is gaming activities, or from an economic interest in gaming operations or gaming activities, or any combination of the above shall be ineligible to receive an endorsement or contract for any tax exemption, credit, rebate or any other benefit provided by the designation of this new zone.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-818

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's reappointment of Lilia O. Valdez, nominee of the Nominating Committee as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas , Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-819

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **3701 Delgado Avenue** by Ronald and Frances Dew Pursell; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the

aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **3701 Delgado Avenue** owned by Ronald and Frances Dew Pursell; and further identified by the State Board of Commerce and Industry as application number RTA # 970176-16 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective September 18, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-820

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Article VII, Section 21 (H) of the State Constitution and Act 445 of 1983 provides for payment of ad valorem taxes on a certain basis for property owners performing certain improvements in Historic, Economic Development, and Downtown Development District; and

WHEREAS, in accordance with the procedures established by Resolution R-95-1269 the following described property has been submitted to the Mayor's Office of Economic Development for review, said property being described as municipal address **1050 Constance Street** by Cotton Mill Limited Partnership; and

WHEREAS, the Mayor's Office of Economic Development recommends approval with regard to participation in the aforementioned tax program; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council after consideration of the recommendation of the Mayor's Office of Economic Development, hereby approves participation of municipal address **1050 Constance Street** owned by Cotton Mill Limited Partnership; and further identified by the State Board of Commerce and Industry as application number RTA # 960097-15 in the Property Tax Abatement Program authorized by Act 445 of 1983 and Article VII Section 21 (H) of the Constitution, effective September 18, 1997; therefore

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That a copy of this resolution be forwarded to the State Board of Commerce and Industry.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-823

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Dollar Trucking** IN THE AMOUNT OF **\$1,900.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **8338-40 Green St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-444HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Dollar Trucking IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-826

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog Service** IN THE AMOUNT OF **\$2,840.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **703-05 Antonine St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-4216HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog Service IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-827

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog** IN THE AMOUNT OF **\$2,845.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **711-13 Antonine St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-4217HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-829

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog** IN THE AMOUNT OF **\$3,145.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3420-22 Broadway St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-3913HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-830

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog** IN THE AMOUNT OF **\$1,895.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2301 Conti St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-2744HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-832

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **EECO Enterprise, Inc.** IN THE AMOUNT OF **\$1,700.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2118 Felicity St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-1536HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

EECO Enterprise, Inc. IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-833

BY: COUNCILMEMBERS THOMAS (BY REQUEST) AND SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$1,770.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3407 First St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-2714HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-834

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Robert Hasting** IN THE AMOUNT OF **\$1,800.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **2708-10 S. Johnson St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2720HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Robert Hastings IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-835

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Robert Hastings** IN THE AMOUNT OF **\$2,800.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3127-29 Pine St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-3923HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Robert Hastings IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-836

BY: COUNCILMEMBER THOMAS (BY REQUEST)

SECONDED BY: COUNCILMEMBER SINGLETON

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$1,440.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3626-28 Second St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **96-2732HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-837

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Aguillard Construction** IN THE AMOUNT OF **\$2,220.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **3015-17 N. Rampart St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **95-2167HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Aguillard Construction IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS: Wilson - 1

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-838

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER GLAPION

BE IT MOVED BY THE COUNCIL THE CITY OF NEW ORLEANS THAT THE CITY PURSUANT TO 11,625 M.C.S., SECTION 102.4 OF THE STANDARD BUILDING CODE OF THE CITY OF NEW ORLEANS, DOES HEREBY ACCEPT THE LOWEST QUALIFIED BID OF **Fortmayer Bushog** IN THE AMOUNT OF **\$1,595.00** AUTHORIZES THE DEMOLITION OF PROPERTY LOCATED AT **4102-04 Dale St.** WHICH STRUCTURE WAS DECLARED A "PUBLIC NUISANCE" IN ACCORDANCE WITH CHAPTER 2-b OF THE CITY CODE CASE NO. **97-2655HN**

THE DIVISION OF HOUSING AND NEIGHBORHOOD DEVELOPMENT IN ACCORDANCE WITH LAW SOLICITED BIDS FROM THREE CERTIFIED DEMOLITION CONTRACTORS. IF FOR ANY REASON THE

LOWEST QUALIFIED BIDDER IS UNABLE TO PERFORM, THE NEXT LOWEST QUALIFIED BIDDER SHALL BE UTILIZED.

Fortmayer Bushog IS HEREBY AUTHORIZED TO PERFORM SAID DEMOLITION.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas - 6

NAYS:Wilson - 1

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-839

BY:COUNCILMEMBERS WILSON, SINGLETON, CARTER, GLAPION, HAZEUR-DISTANCE, TERRELL, AND THOMAS

WHEREAS, the Council was deeply saddened to learn of the recent death of Antonio Joseph Onyechere Emukah, son of Pamela Thomas and Anthony Emukah, Chief Planning Examiner in the City of New Orleans, Department of Safety & Permits; and

WHEREAS, Antonio attended Osborne and St. Francis of Assisi Elementary Schools and DeLaSalle High School where he played football, basketball, baseball and was a member of the track team; and

WHEREAS, his untimely death occurred while participating in football practice at DeLaSalle High School; and

WHEREAS, he will be sorely missed by his family, friends, school mates and members of this community and fondly remembered as possessing a positive sense of character and love and loyalty for his fellowman; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council extends sincere condolences to his mother, his father, other relatives and friends in New Orleans and Nigeria with our prayers that we are guided by Antonio Emukah's ever present spirit, his unselfish life and his triumphant eternity.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Singleton, Carter, Glapion, Hazeur-Distance, Terrell and Thomas - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-840

BY:COUNCILMEMBERS WILSON, TERRELL, THOMAS AND SINGLETON

WHEREAS, the Council has selected its auditors through a competitive selection process in accordance with Council Rule 45; and

WHEREAS, the Council Audit Committee has recommended that the audit contract for 1997 be amended to obtain a review of the City's management assertions and/or responses to the Single Audit report and associated management letter comments, and such additional procedures are estimated to cost between \$6000 and \$8000; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council President is authorized and requested to sign an amendment to the 1997 audit contract to increase the scope of work to permit review of the City's management assertions and/or responses to the 1996 Single Audit and management letter comments and to increase maximum compensation by \$8000.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Singleton, Carter, Glapion, Hazeur-Distance, Terrell and Thomas - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-841

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Robert O. Washington (vice Roderick K. West), nominee of the Nominating Committee as a member of the Human Relations Advisory Committee for a term which will expire June 30, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Singleton, Carter, Glapion, Hazeur-Distance, Terrell and Thomas - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-842

BY: COUNCILMEMBER HAZEUR-DISTANCE (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Joan G. Savoy (vice Kathleen Turner), nominee of the The Chamber/New Orleans & the River Region as a member of the Central Business District/Historic District Landmarks Commission for a term which will expire April 30, 2000, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Wilson, Singleton, Carter, Glapion, Hazeur-Distance, Terrell and Thomas - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-843

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF SACRED HEART APARTMENTS, L.P., LOCATED AT 3214, 3215, 3218 CANAL STREET, TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

*WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 63.00, Block Group 1** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and*

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

*WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and*

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4. To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5. To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.

6. To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7. To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8. To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 18th day of September, that the **Sacred Heart Apartments, L.P.**; and their project Malta Square further identified by the State Board of Commerce and Industry as application # 960020 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

**Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.*

NO. R-97-844

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF THE COMMODORE HOTEL, LLC LOCATED AT 500-04 ST. CHARLES AVENUE, TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

*WHEREAS, the Louisiana Department of Economic Development designated **Census Tract 58.00, Block Group 3** in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1792), and*

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

*WHEREAS, the **attached map** has been marked to show the location of the business being endorsed, and*

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1.If approached by an industry who would assume all cost involved, to apply with the United States Department of Commerce to have the Enterprise Zone area declared to be a free trade zone.

2.To devise and implement a program to improve police protection within the zone or zone(s).

3.To give priority to the use in the zone or zones of any UDAG or JTPA or CDBG funds received from the Federal Government.

4.To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.

5.To REFUND applicable local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.*

6.To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

7.To assist the Department in evaluating progress made in any enterprise zone within its jurisdiction. This would entail a comparative analysis of conditions in the zone prior to designation (number of workers employed there and businesses) and conditions some time after designation (six months or a year, etc.).

8.To keep the Department informed whenever changes occur within the zone, i.e., an establishment goes out of business, is destroyed by fire, flood, etc., new development takes place with the infrastructure (streets, etc.), changes in local development codes that may affect the zone.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 18th day of September, that the **The Commodore Hotel, LLC**; and their project **The Commodore Hotel** further identified by the State Board of Commerce and Industry as application # 960186 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared

severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION WAS ADOPTED.

**Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.*

NO. R-97-845

(AS AMENDED)

BY: COUNCILMEMBERS WILSON, THOMAS AND TERRELL

WHEREAS, the City's independent auditors have completed their Report on Compliance Based on the Audit of Financial Statements for 1996 and have presented the report to the Council Audit/Board of Review Committee; and

WHEREAS, the auditors have recommended that the Council seek an opinion from the Attorney General on whether the use of a three month lease to acquire three file servers may violate the state's bid law process; and

WHEREAS, the Council first obtained the opinion of the City Attorney, which states that the public bid law permits a "pure lease" of movable property to be entered into by a municipality without using the public bid process, and that the omission of the "lease abandonment" provision was an error; and

WHEREAS, the Council wishes to obtain the opinion of the Attorney General on whether a lease document with the attributes of the one cited by the auditors is in fact a "pure lease" within the meaning of the public bid law; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the Council requests the opinion of the Attorney General on whether the acquisition of three file servers using a three month lease which was paid in full prior to inception of the lease period and under which the lessor abandoned the equipment at the end of the lease term complies with the state Public Bid Law.

BE IT FURTHER RESOLVED that the Clerk of Council is requested to send a copy of this resolution to the Attorney General for his immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. M-97-846

CITY HALL: September 18, 1997

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That in accordance with Article 10, Section 10 of the Louisiana Constitution, the Council hereby approves the amendments to the classified pay plan relative to the establishment of the classification of Principal Architectural Historian as proposed in the attached* letter from the Civil Service Commission dated September 18, 1997.

BE IT FURTHER MOVED That the Clerk of Council shall forward a copy of this motion to the Executive Director of the Civil Service Commission and to the Chief Administrative Officer.

OCTOBER 1, 1997

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE MOTION WAS ADOPTED.

*Attachment may be seen in the Clerk of Council's Office, 1300 Perdido Street, Room 1E09, City Hall.

NO. M-97-847

BY: COUNCILMEMBERS CARTER, THOMAS AND WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, that in order to correct an inadvertent omission during the reorganization and reprinting of the Comprehensive Zoning Ordinance, the City Planning Commission is hereby authorized to hold a public hearing to consider text amendments to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 6, to re-establish a list of appropriate uses and a required floor area for the provision of such listed retail and service uses, which shall be required as part of new developments, and enlargements, alternations or changes of use, pertaining to properties abutting Canal Street.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-848

BY: COUNCILMEMBERS CARTER, THOMAS AND WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That in order to correct an inadvertent omission during the reorganization and reprinting of the Comprehensive Zoning Ordinance, the City Planning Commission is hereby authorized to hold a public hearing to consider a text amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, to amend Article 6, Section 6.9.5., to include the expansion of existing time shares and transient vacation rentals as conditional uses in the CBD-8 Central Business District.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. R-97-849

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, property currently located at 2620 Halsey Street in Algiers was moved from Jefferson Parish where the property had been condemned; and

WHEREAS, a permit was given by the Safety and Permits Department of New Orleans to relocate the building to Algiers; and

WHEREAS, Safety and Permits also issued permits without the plans being filed and approved; and

WHEREAS, the work on the building has not progressed in a timely manner and has caused grave concerns and complaints among residents and property owners in the area; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Department of Safety and Permits is requested to immediately revoke the building permit issued for property at 2620 Halsey Street and appear at the October 2, 1997 Council Meeting to discuss why the permit was issued and provide recommendations on how future occurrences can be prevented.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-850

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, it is the intent of the City Council to adopt Ordinance Calendar Numbers 21,646 and 21,647, at its October 2, 1997 Meeting, which waive certain fee requirements associated with the closure of streets, for matters officially sponsored by the Pleasant Valley Missionary Baptist Church Outdoor Community Outreach to occur on Saturday, September 27, 1997, at 3:00 p.m. to 7:00 p.m. on Laussat Street, bounded by Clouet Street and Feliciana Street, and the St. Leo the Great School Annual Fair on October 24, 25 and 26, 1997 for the closure of the 1500 Block of Abundance Street, bounded by Paris Avenue and St. Bernard Avenue.

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Bureau of Revenue, is hereby requested not to collect the fees associated with the closure of streets, in connection with the Pleasant Valley Missionary Baptist Church Community Outreach to occur on Saturday, September 27, 1997 and the St. Leo the Great School Annual Fair to be held on October 24, 25, and 26, 1997.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-851

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the decision of the City Planning

Commission in denying the request of **WILLIAM L. PRATT** for a moratorium waiver for property located at **3636 St. Charles Avenue**, for Superior Grill, be, and the same is hereby overruled and the request for a moratorium waiver is granted.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-852

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 69/97 - WEST JEFFERSON PROPERTIES, L.L.C.** - Requesting a Conditional Use to permit a mini-warehouse (self-storage) in a B-2 Neighborhood Business District and a UC Urban Corridor District. This petition will require a waiver of the maximum permitted square footage (925,000) and the maximum permitted building height (25 feet) for Square A-3, Lot A-3-1, in the Fifth Municipal District, bounded by General DeGaulle, Sandra, Cypress Drives, Vespasian Street and Westpark Court, be, and the same is hereby upheld and the Conditional Use granted, with three (3) waivers and six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-853

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of **MODIFIED APPROVAL** of the City Planning Commission on **PETITION NO. 76/97 - CITY COUNCIL MOTION NO. M-97-606** - Requesting to create an overlay district to further limit the development of traffic-generating uses, require approval of a re-development plan prior to any demolition and create design guidelines for new construction or re-development of an existing structure. The overlay district would be an extension of the one recommended for Lower St. Charles Avenue as part of the Lower Garden District Strategic Renaissance Plan for all of the lots zoned C-1A General Commercial generally bounded by St. Charles Avenue, Felicity and Camp Streets and the Pontchartrain Expressway, less and except those lots fronting on St. Charles Avenue, be, and the same is hereby upheld and the petition granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the zoning change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-854

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 78/97 - CITY COUNCIL MOTION NO. M-97-610** - Requesting a Text Amendment to the Comprehensive Zoning Ordinance No. 4264 M.C.S., as amended, "to: 1) amend Article 2 "Definitions" to provide a definition for "Live Adult Entertainment," 2) clarify where this type of use is

currently authorized, and 3) make a recommendation to the City Council as to whether this uses's existing classification in the various zoning districts is appropriate considering the use's potential impacts", be, and the same is hereby upheld and the Text Amendment granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Text Amendment.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-855

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and unfavorable recommendation of the City Planning Commission on **PETITION NO. 83/97 - CITY COUNCILMEMBER MOTION NO. M-97-700** - Requesting a Map Change from an "LI-Light Industrial District" to an "RD-3 Two Family Residential District" for Lots 3, J and K, Square 495, bounded by South Dupre, Erato, South White and Thalia Streets, be, and the same is hereby overruled and the Map Change granted.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-856

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 86/97 - JOSEPH G. MANUEL** - Requesting a Conditional Use to permit a two-family residential dwelling in an LI-Light Industrial District, for Square 1934, Lots 1 & 2, Third Municipal District, bounded by Florida and A. P. Tureaud Avenues, Havana and Abundance Streets (Municipal Address **1740 Florida Avenue**), be, and the same is hereby upheld and the Conditional Use granted, with three (3) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-857

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 87/97 - MR. & MRS. ANTHONY G. LAMA, SR.** - Requesting a Conditional Use to permit a Commercial Child Care Center in an LI-Light Industrial District, the petitioned property is located on Lot 1 on Square G.R.S. in the Third Municipal District, bounded by Viavant Lane, Old Gentilly Road, Wilson Avenue, and Chef Menteur Highway (Municipal Address **8010 Chef Menteur Highway**), be,

and the same is hereby upheld and the Conditional Use granted, with four (4) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE MOTION WAS ADOPTED.

NO. M-97-858

BY: COUNCILMEMBER CARTER (BY REQUEST)

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Mayor's appointment of Larry Bagneris, Jr., as a member of the Human Relations Advisory Committee for a term which will expire June 31, 1998, be, and the same is hereby ratified, confirmed and approved.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell - 1

AND THE MOTION WAS ADOPTED.

NO. R-97-859

(AS AMENDED)

BY: COUNCILMEMBER TERRELL (BY REQUEST)

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, The Legislature of Louisiana adopted Act 1132 during the 1997 Regular Session; and

WHEREAS, Act 1132 created the Lakeview Crime Prevention District in the City of New Orleans; and

WHEREAS, Act 1132 authorizes the New Orleans City Council to impose and collect a fee on each improved parcel of ground located within the district subject to the imposition of such fee being approved by a majority of the registered voters of the district voting at an election held for that purpose; and

WHEREAS, Act 1132 mandates that the election on the question of the imposition of the fee shall be held at the same time as the 1998 mayoral primary election; and

WHEREAS, Act 1132 authorizes the amount of the fee to be as requested by duly adopted resolution of the governing authority of the Lakeview Crime Prevention District; and

WHEREAS, the Board of Commissioners of the Lakeview Crime Prevention District adopted Resolution No. R-97-1 at a meeting of the board on September 18, 1997, which resolution requested the imposition of an annual fee of one hundred dollars (\$100.00) per improved parcel per year; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Act 1132 of the Regular Session of the Louisiana Legislature of 1997 (R.S 33:2740.35) and by Article VI of the Constitution of the State of Louisiana of 1974, the applicable provisions of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, an election is hereby called for Saturday, February 7, 1998 between the hours of six o'clock (6:00) a.m. and eight o'clock (8:00) p.m., and at said election the electorate of the Lakeview Crime Prevention District may approve or disapprove the levy of a special fee in the amount of one hundred dollars (\$100.00) on each improved parcel of real property situated within the boundaries of the Lakeview Crime Prevention District for the years 1999 through 2002 in accordance with Title 18 of the Louisiana Revised Statutes of 1950. Hereinafter, the Lakeview Crime Prevention District may be referred to as the "District." Such Lakeview Crime Prevention District fee shall be in addition to any ad valorem tax affecting real property or any charge (including but not limited to a sanitation charge), fee, license, permit or rate imposed or levied pursuant to the regulatory authority of the City of New Orleans in the operation of the city, its departments, agencies, and commissions (whether attached or unattached), including, but not limited to the Sewerage and Water Board. The proceeds of the fee shall be used solely and exclusively for the prevention of crime in the District and for the provision of additional security for the District. The affairs of the District shall be managed by the Board of Commissioners of the Lakeview Crime Prevention District, hereinafter referred to as the "Board". The Board shall adopt an annual budget in accordance with the Local Government Budget Act, R.S. 39:1301 et seq. The budget and all amendments shall be subject to the approval of the

New Orleans City Council. The members of the Board shall serve without compensation and shall not receive reimbursement for expenses.

The District is a political subdivision of the state as defined in the Constitution of Louisiana, and acting through its Board shall have the following powers and duties: to sue and be sued; to adopt, use and alter at will a corporate seal; to receive and expend funds pursuant to Act 1132 of the Regular Session of the Louisiana Legislature of 1997 (R.S. 33:2740.35); to enter into contracts with individuals or entities, private or public, for the provision of security patrols in the District; to purchase items and supplies which the Board deems instrumental to achieving the purpose of the District; and to perform or have performed any other function or activity necessary for the achievement of the purpose of the District.

The official ballot to be used for said election shall be printed and worded in the voting machines as follows:

PROPOSITION

SUMMARY: A FOUR YEAR SPECIAL ANNUAL FEE OF ONE HUNDRED DOLLARS (\$100.00) FOR THE PREVENTION OF CRIME AND TO INCREASE THE PRESENCE OF LAW ENFORCEMENT PERSONNEL IN THE LAKEVIEW CRIME PREVENTION DISTRICT.

YES Shall the city of New Orleans levy a special annual fee to be called the Lakeview Crime NO Prevention Fee on each parcel of improved real property situated within the boundaries of the Lakeview Crime Prevention District (which District is comprised of the area of the parish of Orleans lying within the following perimeter: commencing at the corner of City Park Avenue and Orleans Avenue and proceeding in a westerly direction along City Park Avenue and Orleans Avenue to the Pontchartrain Expressway, thence in a northerly direction to the intersection of Veterans Memorial Boulevard, thence in a westerly direction to the 17th Street Canal, thence in a northerly direction to Lake Pontchartrain, thence in an easterly direction to West End Boulevard, thence in a southerly direction to Robert E. Lee Boulevard, thence in a easterly direction to Orleans Avenue, and thence in a southerly direction to City Park Avenue and the point of beginning) as specified by Resolution R-97-859 of the City Council in the amount of one hundred dollars (\$100.00) annually for four (4) years beginning in 1999 and ending in 2002 to be used solely and exclusively for the prevention of crime and the provision of additional security by providing for an increase in the presence of law enforcement personnel in the Lakeview Crime Prevention District as determined and managed by the Board of Commissioners of the Lakeview Crime Prevention District, which additional security and law enforcement personnel provided for by the proceeds of this fee shall be supplemental to and not in lieu of personnel and services provided in the District by the New Orleans Police Department?

SECTION 2. District Boundaries. The District is comprised of the area of Orleans Parish lying within the following perimeter: commencing at the corner of City Park Avenue and Orleans Avenue and proceeding in a westerly direction along City Park Avenue to the Pontchartrain Expressway, thence in a northerly direction to the intersection of Veterans Memorial Boulevard, thence in a westerly direction to the 17th Street Canal, thence in a northerly direction to Lake Pontchartrain, thence in an easterly direction to West End Boulevard, thence in a southerly direction to Robert E. Lee Boulevard, thence in a easterly direction to Orleans Avenue, and thence in a southerly direction to City Park Avenue and the point of beginning.

SECTION 3. Publication of Notice of Election. Notice of said election shall be published in the Official Journal of the City of New Orleans once a week for four consecutive weeks, with the first publication being not less than forty-five

(45) days nor more than ninety (90) days prior to the date fixed for the election, which notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference as if the same were set forth herein in full.

SECTION 4. **Canvass.** The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, February 19, 1998, beginning at ten o'clock a.m. (10:00 a.m.) and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

SECTION 5. **Polling Places.** The polling places set forth in the aforesaid notice of special election are hereby designated as the polling places at which to hold the said election, and the commissioners-in-charge and commissioners will be the same persons as those designated in accordance with law.

SECTION 6. **Election Commissioners: Voting Machines.** The officers designated to serve as commissioners-in-charge and commissioners pursuant to Section 5 hereof, or such substitutes therefor, as may be selected and designated in accordance with La.R.S. 18:1287, shall hold the said election as herein provided, and shall make due returns of said election for the meeting of the City Council to be held on Thursday, February 19, 1998, as provided in Section 4 hereof. All registered voters in the District are entitled to vote at said election and voting machines shall be used thereat.

SECTION 7. **Authorization of Officers.** The Clerk of Council is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the President and/or Clerk of the City Council are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

SECTION 8. **Furnishing Election Call to Election Officials.** Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and Ex-Officio parish Custodian of Voting Machines in and for the Parish of Orleans, State of Louisiana, and the Registrar of Voters in and for said parish, as notification of the election herein called in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 9. **Application to State Bond Commission.** Application is made to the State Bond Commission for consent and authority to hold the aforesaid election as herein provided, and in the event said election results in approval of the proposition, for further consent and authority to levy and collect the special fee provided for therein, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City Council, together with a letter prepared by the Council President and submitted no later than October 21, 1997, requesting prompt consideration and approval of the application.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS: 0

ABSENT: 0

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-860

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF WEIGAND, ET AL, LOCATED AT 209 MAGAZINE STREET TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature; and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 58.00, Block Group 2 in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1791), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the attached Enterprise Zone map has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City of New Orleans agrees:

1. To participate in the enterprise zone program.
2. To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees and other verification that would have to be made at the local level.
3. To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.
4. To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 1st day of October, that Weigand, Et Al,; and their project Hotel (209 Magazine St.), further identified by the State Board of Commerce and Industry as application #960393 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVE that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not effect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION, WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-861

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

RESOLUTION STATING THE COUNCIL OF THE CITY OF NEW ORLEANS ENDORSEMENT OF WEIGAND, ET AL, LOCATED AT 510-12 GRAVIER STREET TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act of 1981, Act 901 was enacted by the Louisiana State Legislature; and Act 337 was enacted by the 1982 Legislature, Act 433 was enacted by the 1987 Legislature, and Act 581 was enacted by the 1995 Legislature, and

WHEREAS, the Louisiana Enterprise Zone program offers significant incentives for economic development to some of the most distressed areas of the City of New Orleans; and

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 58.00, Block Group 3 in the City of New Orleans as "Enterprise Zone or Economic Development Zone" eligible based on enabling legislation (R.S.51.21.1787-1791), and

WHEREAS, the City of New Orleans states this endorsement is in agreement with the Overall Economic Development Plan for the City of New Orleans, and

WHEREAS, the attached Enterprise Zone map has been marked to show the location of the business being endorsed, and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirement, the City of New Orleans agrees:

1. To participate in the enterprise zone program.
2. To provide assistance to the Louisiana Department of Economic Development in certifying employers to be eligible for the benefits of this program. This would include verification of the location of the business, number of employees

and other verification that would have to be made at the local level.

3. To REFUND applicable* local sales taxes on the purchases of material used in construction of a building, or any additional or improvement thereon, for housing any legitimate business enterprise, and machinery and equipment used in that enterprise. This tax refund would be on material, construction and equipment purchased for the startup of this project and used by that business permanently on that site only.

4. To cooperate with the department in reviewing certain local regulations which may serve to discourage economic development within the enterprise zone. A possible solution may be to establish a special "enterprise zone" district in local development codes.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS THAT in due, regular and legal session convened this 1st day of October, that Weigand, Et Al,; and their project Hotel (510-12 Gravier St.), further identified by the State Board of Commerce and Industry as application #960394 is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED That all resolutions or parts thereof in conflict herewith are hereby repealed.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION, WAS ADOPTED.

*Applicable sales taxes are defined as all local sales taxes EXCEPT those that are dedicated to the repayment of a Bond issue or dedicated to ANY SCHOOL.

NO. R-97-862

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the parking control officers employed by the Parking Division of the Department of Public Works are generally in the field enforcing the parking regulations; and

WHEREAS, quality of life issues such as abandoned vehicles, abandoned houses, trash and overgrown lots are enforced by various city departments, including the Department of Police, Health Department, Department of Safety and Permits, Department of Public Works, and the Department of Sanitation; and

WHEREAS, it is the sense of the City Council that the parking control officers could be provided with additional training to report quality of life issues to the proper enforcement agency; and

WHEREAS, all available City personnel should be utilized to report and enforce quality of life violations; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council requests a report in 30 days from the Chief Administrative Officer, the Director of the Department of Public Works and the Director of the Civil Service Commission on the feasibility of expanding the job duties of the parking control officers in order that they report quality of life issues to the proper enforcement agency.

BE IT FURTHER RESOLVED, That a copy of this resolution be provided to the Mayor, the Chief Administrative Officer, the Director of the Department of Public Works and the Director of the Civil Service Commission.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-863

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, All revenues received from fines and penalties collected from alcoholic beverage outlets that are found to be in violation of the laws of this City, no matter how small, should be used to augment the enforcement efforts underway to regulate ABOs; and

WHEREAS, A quarterly report detailing the amount of funds collected year-to-date from ABO fines and penalties, and the enforcement activities conducted, would be useful and beneficial in the ABO enforcement effort; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS That the Council intends that all fines and penalties collected from alcoholic beverage outlets found to be in violation of City laws and ordinances should be allocated to ABO enforcement efforts;

BE IT FURTHER RESOLVED, That a written quarterly report detailing all funds collected year-to-date relative to ABO enforcement efforts and all enforcement activities conducted year-to-date, be submitted to the Council and to the ABO Board.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-864

BY: COUNCILMEMBER WILSON

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

WHEREAS, the City Council of New Orleans desires, to increase the range of homeownership opportunities for citizens of New Orleans; and

WHEREAS, the City Council of New Orleans recognizes the need for neighborhood stabilization and community revitalization ; and

WHEREAS, the City Council of New Orleans created a public trust known as the New Orleans Home Mortgage Authority to extend the availability of housing finance opportunities for low and moderate income citizens citywide; and

WHEREAS, the New Orleans Home Mortgage Authority is authorized to issue single family mortgage bonds following approval of the New Orleans City Council and the Louisiana State Bond Commission; and

WHEREAS, issuance of single family mortgage bonds by the New Orleans Home Mortgage Authority has resulted in an increased number of first time homebuyers and heightened the availability of homeowner financing for low/moderate income families through reduced interest rates; and

WHEREAS, the City of New Orleans has committed its financial resources in support of the issuance of single family mortgage bonds series 1996; and

WHEREAS, the City Council of New Orleans authorized the Division of Housing and Neighborhood Development to allocate 1 million dollars of HOME funds and \$350,000 dollars of Neighborhood Housing Improvement Funding (NHIF) to assist in the cost of issuing single family mortgage bonds; and

WHEREAS, the Division of Housing and Neighborhood Development has not completed allocation of NHIF Funds to the New Orleans Home Mortgage Authority as originally authorized by the City Council of New Orleans; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That The Mayor's Executive Housing Assistant, the Executive Director and Board of Directors of the New Orleans Home Mortgage Authority are requested to appear before the City Council at its regular scheduled meeting of October 16, 1997 to explain reasons for delay in the allocation of NHIF Funds to the New Orleans Home Mortgage Authority.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-865

AS CORRECTED

BY: COUNCILMEMBER HAZEUR-DISTANCE

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Resolution R-96-253 which requested the Environmental Protection Agency, (EPA) to provide a fair, comprehensive and just solution, including relocation plans, was unanimously adopted by the City Council on April 18, 1996; and

WHEREAS, the Superfund site, located atop the old Agriculture Street landfill is approximately 95 acres, south of Higgins Boulevard near Press Street, and includes the Gordon Plaza Subdivision, Press Park Subdivision and community center and the former Moton Elementary School; and

WHEREAS, many homeowners and other affected residents in the area are requesting that the government buy out their property; and

WHEREAS, the Environmental Protection Agency (EPA) has rendered a final decision that will use \$20 million to scrape two feet of soil off each property and replace it with two feet of new soil atop a textile mat, with residents remaining in the area while the work is being performed; and

WHEREAS, many residents and the Council find that the EPA's plan is insufficient, especially in light of the various illnesses which the residents have experienced; and

WHEREAS, it is the sense of the Council that the Louisiana Congressional Delegation should direct that a more comprehensive plan, including relocation, be put forth to remediate the problem; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council continues to support the concerns of residents in the total Agriculture Street landfill area.

BE IT FURTHER RESOLVED, That the Council urges our Louisiana Congressional Delegation to immediately identify and appropriate the funds necessary to relocate the residents of the Agriculture Street landfill area that wish to do so.

BE IT FURTHER RESOLVED, That the Clerk of Council shall cause copies of this resolution to be forwarded to the Director of the Environmental Protection Agency, Ursula Lennox, EPA's Cleanup Director, and the members of the

Louisiana Congressional Delegation.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-866

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER GLAPION

WHEREAS, "A Salute to the Eighth District Police" is an annual event to benefit activities of the Eighth District Police, sponsored by French Quarter Festival, Incorporated; and

WHEREAS, Ordinance Number 21,660 waives all fees relative to events and activities officially sponsored by French Quarter Festival Inc. for the periods Saturday, October 4, 1997 and Sunday, October 5, 1997 from 11:00 a.m. to 6:00 p.m. in the 300 and 400 blocks of Royal Street; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council intends to adopt Ordinance Calendar Number 21,660 to waive permit requirements in conjunction with matters sponsored by French Quarter Festival, Inc. for "A Salute to the Eighth District Police" at the October 16, 1997 City Council meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. R-97-867

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Dr. Godfrey Binaisa a patriot of Uganda, was Uganda's Attorney General and then President; and

WHEREAS, Dr. Godfrey Binaisa has come to the United States to inaugurate the founding of the civil rights movements for all of Africa, which he believes is the "last mile which all of us have to travel if we are to reach the goal of total liberation of Africa"; and

WHEREAS, Dr. Binaisa continues his fight for the economic and industrial development of the many African nations, and admire the impetus of leaders like Martin Luther King, Jr., Robert Kennedy, Charles de Gaulle of France, and Franklin D. Roosevelt; and

WHEREAS, Dr. Binaisa's goal is the creation of a New World Economic Order by was of a Civil Rights Movement which will not discriminate because of color, religion, or tribe; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council encourages the intent of his efforts and extends a welcome to Dr. Godfrey Binaisa to the City of New Orleans.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-868

BY: COUNCILMEMBERS TERRELL AND WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the City Planning Commission is hereby authorized to hold a public hearing for the purpose of considering the following amendment to the test of the Comprehensive Zoning Ordinance: Delete Section 15.2.2.13 in its entirety and amend and re-enact to read as follows:

"13. Whenever a use that does not comply with the off-street parking requirements is changed to another use the amount of off-street parking shall be provided as required by Article 15. No credit shall be allowed for non-existent parking spaces or the deficiency between the actual number of spaces required by Article 15 for the previous use and the actual number provided."

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell - 1

AND THE MOTION WAS ADOPTED.

NO. M-97-869

(AS AMENDED)

BY: COUNCILMEMBER SINGLETON

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, the Chief Administrative Officer has advised the Council Budget Committee that a \$5.2 million shortfall is projected in the Police Department budget if spending continues at the current rate; and

WHEREAS, the transfer of such a large amount of money into the Police Budget would have a serious negative impact on other city responsibilities; and

WHEREAS, prior to recommending that the Council transfer more funds to Police, the Council Budget Committee needs assurance that all available funds are being fully used; that the overtime is being spent in effective crime fighting duties; and that there are no other available options which would have a minimal impact on public safety; and

WHEREAS, it is essential that a review of these matters be conducted immediately so that a timely decision may be made by the Council; now therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the Council authorizes the Budget Committee to conduct an informal, emergency competitive selection process, in accordance with Council Rule 45, to select from among the "Big Six" audit firms with offices located in the City of New Orleans a consulting firm to perform agreed upon procedures to provide information related to the following:

- 1) Have all overtime expenditures been appropriately charged to federal grants, general fund, and other sources, so that maximum advantage is being taken of the assistance provided and appropriate services are provided under each funding source;
- 2) For a sample of those commissioned personnel who have worked an average of 100 hours of overtime or more during each 28 day cycle, evaluate the assignments for which the time was used, to determine the direct effect upon the crime fighting capability of the department;
- 3) For a sample of all commissioned personnel, review assignments during 1997 to analyze the use of time for activities directly associated with crime fighting capability and whether any activities in which they may be engaged could be performed by civilian personnel;
- 4) Identify and analyze for the Administration and Council options for reduction in use of overtime and the effect each option would have on the department's crime fighting ability, including identification of those activities which could be eliminated with the least impact and any which could be performed by civilian personnel.

BE IT FURTHER MOVED, That the Request for Proposals include a requirement that the consultant team include a member or members with experience in Police operation.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS:0

ABSENT:Terrell - 1

AND THE MOTION, AS AMENDED, WAS ADOPTED.

NO. R-97-870

(AS AMENDED)

**BY: COUNCILMEMBERS THOMAS, CARTER, GLAPION, HAZEUR-DISTANCE,
SINGLETON, TERRELL AND WILSON**

WHEREAS, resolution R-96-315 dated May 2, 1997 which expressed condolences to the family of Donald Mintz and commended Mr. Mintz for the leadership role he had played in the City of New Orleans; and

WHEREAS, the Council requested an appropriate memorial to be designated in our city to commemorate the many contributions of Donald Mintz; and

WHEREAS, the Council urged the Mayor to create the Donald Mintz Memorial Committee, to appoint member consisting of representatives of the Administration, the City Council, members of the Mintz family and individuals who represent various economic/ethnic and religious groups in the community; and

WHEREAS, the Advisory Committee appointed, known as the "Donald Mintz Memorial Committee" was created by Executive Order MHM 96-018 on August 2, 1996, and re-appointed by Executive Order MHM 97-018 dated September 17, 1997; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council requests the CAO and/or the chairman of the advisory committee to appear at the October 16, 1997 Council meeting to provide the Council with a progress report on establishing an appropriate Mintz memorial.

BE IT FURTHER RESOLVED, That the Clerk of Council shall forward copies of this resolution to Mayor Marc Morial and Chief Administrative Officer Marlin Gusman for their immediate attention.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell - 1

AND THE RESOLUTION, AS AMENDED, WAS ADOPTED.

NO. R-97-871

BY: COUNCILMEMBER CARTER

SECONDED BY: COUNCILMEMBER WILSON

WHEREAS, Ordinance Number 21,669 waives all fees relative to events and activities officially sponsored by The Treme Economic Development Corporation on Friday, October 3, 1997, Saturday, October 4, 1997 and Sunday, October 5, 1997 from 9:00 a.m. to 7:00 p.m. on Treme Street, and St. Claude Street from Ursuline to Governor Nicholls, and North Villere from Governor Nicholls to St. Philip; now therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That this Council intends to adopt Ordinance Calendar Number 21,669 to waive permit requirements in conjunction with matters sponsored by The Treme Economic Development Corporation at the October 16, 1997 City Council meeting.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS: Carter, Glapion, Hazeur-Distance, Singleton, Thomas, Wilson - 6

NAYS: 0

ABSENT: Terrell - 1

AND THE RESOLUTION WAS ADOPTED.

NO. M-97-872

BY: COUNCILMEMBER THOMAS

SECONDED BY: COUNCILMEMBER HAZEUR-DISTANCE

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and favorable recommendation of the City Planning Commission on **PETITION NO. 70/97 - TRINITY CHURCH (TRINITY EPISCOPAL SCHOOL)** - Requesting a joint Map Change from "RM-2 Multiple Family Residential" to "RM-1 Multiple Family Residential District" and a Conditional Use to permit an expansion of an educational building (Coupland Hall) for Square 178, Lots 1-6, 23 and 24 and Square 171, Lots X-1, Y-1, A, B, and C, undesignated lot on Josephine Street side, Lot A on Camp Street side, and portion of the Chestnut Street right-of-way in the Fourth Municipal District, bounded by Jackson Avenue, Coliseum, Josephine and Camp Streets (Municipal Address **1315 Jackson Avenue**), be, and the same is hereby upheld and the Map Change and the Conditional Uses granted, subject to six (6) provisos as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That a copy of the report of the City Planning Commission and of this motion be forwarded to the City Attorney's Office for the preparation of an ordinance to effectuate the Map Change and the

Conditional Use.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

NO. M-97-873

BY: COUNCILMEMBER GLAPION

SECONDED BY: COUNCILMEMBER WILSON

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That the report and recommendation of Modified Approval of the City Planning Commission relative to **DESIGN REVIEW NO. 94/97 - SHELL OIL COMPANY** - Requesting to 1) Appeal to the I-10/510 Urban Corridor Regulation to permit a waiver of the sign regulations, and 2) Moratorium Appeal (District "D" - Ordinance No. 18,298 M.C.S.) to allow improvements to the existing property that involves work costing more than fifteen (15) thousand dollars for **6500 I-10 Service Road** (at the intersection of Morrison Road), Third Municipal District, be, and the same is hereby upheld and the requests are granted, subject to modified approval as stated in the City Planning Commission's report.

BE IT FURTHER MOVED, That the Clerk of Council shall forward copies of this motion directly to all affected departments.

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:Carter, Glapion, Hazeur-Distance, Singleton, Terrell, Thomas, Wilson - 7

NAYS:0

ABSENT:0

AND THE MOTION WAS ADOPTED.

