

**PARISH ORDINANCE NO. PO-017-2021**

**AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL DECLARING THE OAK SPRINGS FLOOD CONTROL PROJECT A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF SAID PROJECT, EITHER ON AN AMICABLE BASIS OR THROUGH THE USE OF THE EXPROPRIATION PROCESS, IF NECESSARY**

**BE IT ORDAINED** by the Lafayette Parish Council, that:

**WHEREAS**, the Lafayette Parish Council has declared the Oak Springs Flood Control Project (hereinafter referred to as “Project”) a public necessity; and

**WHEREAS**, the public purpose to be served by the construction of said Project is to provide for the improvement of drainage, as well as, protection and public safety from flooding; and

**WHEREAS**, the proposed Project limits are shown on the attached Exhibit “A” and will primarily entail, but may not be entirely limited to, the design and construction of a detention pond; and

**WHEREAS**, engineering work has progressed to a point wherein it is determined that certain tracts of land or portions thereof will be required for construction of the Project.

**NOW, THEREFORE, BE IT FURTHER ORDAINED** by the Lafayette Parish Council, that:

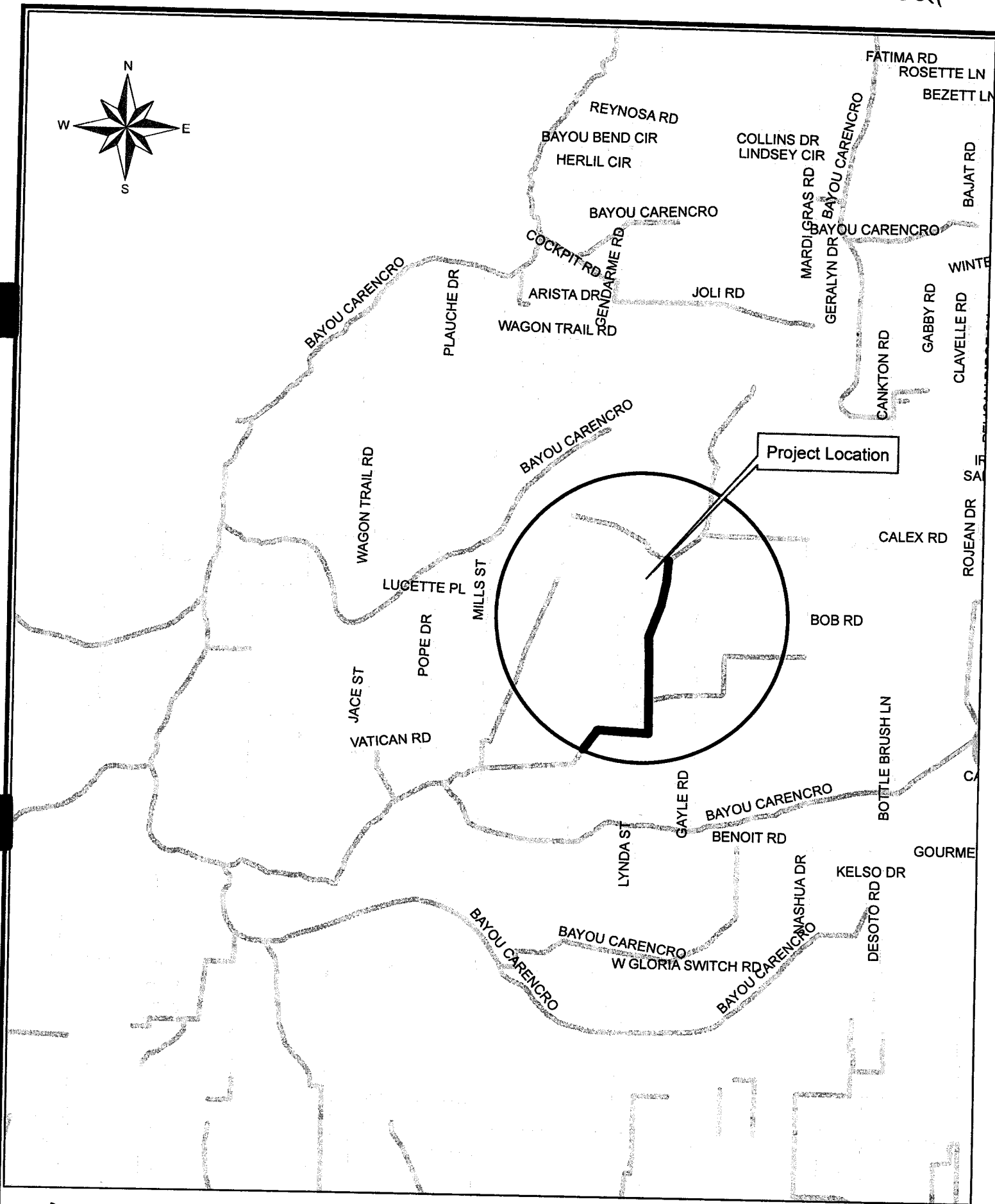
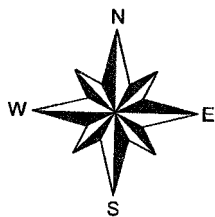
**SECTION 1:** All of the aforescribed “Whereas” clauses are adopted as part of this ordinance.

**SECTION 2:** The Lafayette Mayor-President is hereby authorized to acquire such land, immovable property, rights-of-way, servitudes, or other property rights as are determined to be necessary under good engineering standards to provide for the construction of said project; and he is authorized to do so on an amicable basis or by the proper use of the power of expropriation granted to municipalities under applicable State law. In pursuing said land, immovable property, right-of-way acquisitions, he is authorized to acquire said land, immovable property, right-of-way and to settle the matters thus presented, on such terms and conditions as he shall deem proper and in the best interest of the Lafayette City-Parish Consolidated Government.

**SECTION 3:** All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

**SECTION 4:** This ordinance shall become effective upon signature of the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon an override of a veto, whichever occurs first.

\* \* \* \* \*



MAR 30 2021

Lafayette Consolidated Government  
Chief Administrative Officer

## Internal Memorandum


Public Works Department  
Capital Improvement and Development (5131)

**TO:** Cydra Wingerter *OW 3/31/21***DATE:** March 25, 2021**THRU:** Chad Nepveux *OW***FROM:** Jessica Cornay**SUBJECT:** Oak Springs Flood Control Public Necessity  
*Agenda Item*

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Plans for the referenced project have reached a point where it is in order to have an ordinance declaring public necessity adopted to begin negotiations for acquisition of rights-of-way. The project will entail constructing a series of detention ponds in the area. The objective of the project would be to route a portion of the excess flows entering the coulee laterals and lower water surface elevations in the area.

Please place this item on the next appropriate Council agenda for introduction.

  
**Jessica S. Cornay**  
*Civil Engineering Supervisor*  
*Design & Development*

pah

attachment

**c:** Pam Hollier  
Scott Joubert  
Project File

LAFAYETTE PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette Parish Council  
declaring the Oak Springs Flood Control Project a public necessity and authorizing the  
acquisition of the necessary rights-of-way, immovable property and other property rights  
requisite to the construction of said project, either on an amicable basis or through the use of  
the expropriation process if necessary

2) ACTION REQUESTED: Adoption of Ordinance

3) COUNCIL DISTRICT(S) (if applicable): \_\_\_\_\_

If this involves a budget revision, please complete a budgetary revision form.

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: April 20, 2021

B) FINAL ADOPTION: May 04, 2021

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter (1 page)

B) Submittal Form (1 page)

C) Ordinance (1 page)

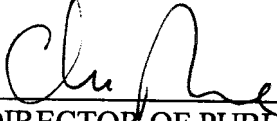
D) Vicinity Map (1 page)

6) FISCAL IMPACT:

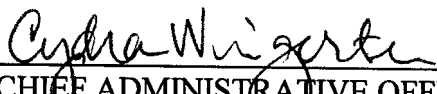
\_\_\_\_\_ Fiscal Impact (Explain)

X \_\_\_\_\_ No Fiscal Impact

RECOMMENDED BY:

  
DIRECTOR OF PUBLIC WORKS

APPROVED FOR AGENDA:


  
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. PO-017-2021

1. This ordinance was introduced: April 20, 2021  
YEAS: Tabor, Naquin, Carlson, Guilbeau, Rubin  
NAYS: None  
ABSENT: None  
ABSTAIN: None
- Final disposition by Council: May 4, 2021  
YEAS: Tabor, Carlson, Guilbeau, Rubin  
NAYS: None  
ABSENT: Naquin  
ABSTAIN: None
2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on April 23, 2021.
3. This ordinance was presented to the Mayor-President for approval on May 5, 2021, at 11:00 o'clock a.m.

ASST.   
CLERK OF THE COUNCIL

4. Disposition by Mayor-President:
- I hereby:
- A. Approve this ordinance, the 12 day of MAY, 2021, at 1:00 o'clock p.m.
- B. Veto this ordinance, the \_\_\_\_\_ day of \_\_\_\_\_, 2021, at \_\_\_\_\_ o'clock \_\_\_\_\_ m., veto message is attached.
- C. Line item veto certain items this \_\_\_\_\_ day of \_\_\_\_\_, 2021, at \_\_\_\_\_ o'clock \_\_\_\_\_ m., veto message is attached.

  
MAYOR-PRESIDENT

5. Returned to Council Office ~~with~~ without veto message on May 13, 2021, at 11:57 o'clock a.m.
6. Reconsideration by Council (if vetoed):
- On \_\_\_\_\_, 2021, the Council did/refused to adopt this ordinance after the Mayor-President's veto.
7. Returned to the Council Office without signature of Mayor-President (unsigned) on \_\_\_\_\_, 2021, at \_\_\_\_\_ o'clock \_\_\_\_\_ m.

*If not signed or vetoed by the Mayor-President, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.*

ASST.   
CLERK OF THE COUNCIL

8. Full publication of this ordinance was made in the Advertiser on May 7, 2021.