

**CITY ORDINANCE NO. CO-078-2021**

**AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL RECOGNIZING AND RATIFYING THE DECLARATION AND CERTIFICATION OF A PUBLIC EMERGENCY AS STATED IN EMERGENCY ORDINANCE NO. CO-077-2021, WITH REGARD TO THE NEED FOR DRAINAGE MEASURES CAUSED BY THE CONTINUING RAIN AND STORM EVENT AND RESULTING FLOODING IN THE CITY OF LAFAYETTE, TO EXECUTE ANY AND ALL CONTRACTS NECESSARY, INCIDENTAL, CONVENIENT, OR DESIRABLE TO ADDRESS THIS PUBLIC EMERGENCY, AND TO MAKE EMERGENCY APPROPRIATIONS FOR THIS PURPOSE BY AMENDING THE FY 20/21 OPERATING AND CAPITAL BUDGET OF THE LAFAYETTE CITY-PARISH CONSOLIDATED GOVERNMENT BY INCREASING THE USE OF CITY GENERAL FUND PRIOR YEAR FUND BALANCE BY \$15,754,000 AND INCREASING THE USE OF CITY SALES TAX CAPITAL IMPROVEMENT FUND PRIOR YEAR FUND BALANCE BY \$4,296.000 AND APPROPRIATING WITHIN THE PUBLIC WORKS DEPARTMENT FOR EMERGENCY DRAINAGE MEASURES**

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

**WHEREAS**, as a result of a continuing rain and storm event affecting the State of Louisiana and resultant flooding, the Governor of Louisiana declared a State of Emergency for the State of Louisiana on May 17, 2021; and

**WHEREAS**, the Lafayette Mayor-President of the Lafayette City-Parish Consolidated Government declared a State of Emergency for Lafayette Parish effective at 8:30 P.M. on May 17, 2021 as a result of a continuing rain and storm event causing extensive flooding; and

**WHEREAS**, emergency drainage measures are necessary throughout the City of Lafayette to address the public emergency created by this rain and storm event and flooding; and

**WHEREAS**, considering the foregoing, the Lafayette City Council finds that the situation involving the need for these emergency drainage measures constitutes a public emergency affecting life, health, property and/or the public safety of the citizens of the City of Lafayette.

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

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

**SECTION 2:** The declaration and certification of public emergency in Emergency Ordinance No. CO-077-2021 is hereby ratified and confirmed.

**SECTION 3:** The Lafayette City Council hereby certifies the existence of a public emergency affecting life, health, property, and/or public safety with regards to the need for immediate drainage measures caused by the rain and storm events and flooding described herein.

**SECTION 4:** In order to address the public emergency declared and certified hereinabove, the Lafayette City Council hereby authorizes the Lafayette City-Parish Consolidated Government and the Lafayette Mayor-President to enter into any and all contracts necessary,

incidental, convenient, or desirable to provide for the drainage measures described herein, including, to the maximum extent permitted by Louisiana law, contracts exempt from the Louisiana Public Bid Law pursuant to La. R.S. 38:2212(P).

**SECTION 5:** The FY 20/21 operating and capital budget of the Lafayette City-Parish Consolidated Government is hereby amended by increasing the use of the City General Fund prior year fund balance by \$15,754,000 and increasing the use of City Sales Tax Capital Improvement Fund prior year fund balance by \$4,296,000 and appropriating within the Public Works Department for emergency drainage measures.

**SECTION 6:** This adjustment shall be as reflected in any pertinent documents which are attached hereto and made a part hereof and filed in the Office of the Lafayette Clerk of the Council.

**SECTION 7:** All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

**SECTION 8:** 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.

\* \* \* \* \*

**Exhibit**  
**List of Projects**  
**May 20, 2021**

1. Spot Dredging Vermilion – \$5 million (401 – Capital Funds)
2. Drainage Maintenance Projects – \$3 million (101 – General Funds)
3. Additional Public Works Projects (401 – Capital Funds)
  - a. Walker Phase I – \$250K
  - b. Walker Phase III – \$ 1.6 million
  - c. Lake Farm Detention – \$3.85 million
  - d. ~~Musique Road Detention – \$200K~~ <sup>SS</sup> amended 05/20/2021
4. Drainage Equipment (401 – Capital Funds)
  - a. Flusher Trucks – \$900K
    - i. Need two trucks at \$450K
  - b. Gradall – \$450K
5. Localized Flood Mitigation – \$5 million (401 – Capital Funds)

LAFAYETTE CITY COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) **JUSTIFICATION FOR REQUEST:** An ordinance of the Lafayette City Council recognizing and ratifying the declaration and certification of a public emergency as stated in emergency ordinance no. CO-077-2021, with regard to the need for drainage measures caused by the continuing rain and storm event and resulting flooding in the City of Lafayette, to execute any and all contracts necessary, incidental, convenient, or desirable to address this public emergency appropriations for this purpose by amending the FY 20/21 Operating and Capital Budget of the Lafayette City-Parish Consolidated Government by increasing the use of City General Fund Prior Year Fund Balance by \$15,754,000 and increasing the use of City Sales Tax Capital Improvement Fund Prior Year Fund Balance by \$4,296,000 and appropriating within the Public Works Department for Emergency Drainage Measures

2) **ACTION REQUESTED:** Adoption for ordinance

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

4) **REQUESTED ACTION OF COUNCIL:**

A) **INTRODUCTION:** May 20, 2021

B) **FINAL ADOPTION:** June 15, 2021

5) **DOCUMENTATION INCLUDED WITH THIS REQUEST:**

A) Ordinance (1 page)

B) Submittal Item Justification Form (1 page)

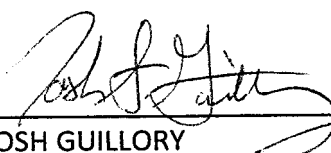
C) Budget Amendment (1 page)

6) **FISCAL IMPACT:**

**Fiscal Impact**  
Increase the use of the City General Fund Prior Year Fund Balance by \$15,754,000 and Increase the Use of City Sales Tax Capital Improvement Fund Prior Year Fund Balance by \$4,296,00

**No Fiscal Impact**

**RECOMMENDED BY:**

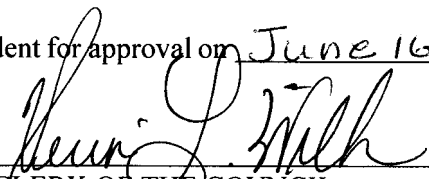
  
\_\_\_\_\_  
JOSH GUILLORY  
MAYOR-PRESIDENT

DISPOSITION OF ORDINANCE NO. CO-078-2021

1. This ordinance was introduced: June 1, 2021  
YEAS: Lewis, Naquin, Hebert, Cook, Lazard  
NAYS: None  
ABSENT: None  
ABSTAIN: None
- Final disposition by Council: June 15, 2021  
YEAS: Lewis, Naquin, Cook, Lazard  
NAYS: None  
ABSENT: Hebert  
ABSTAIN: None

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on June 4, 2021.

3. This ordinance was presented to the Mayor-President for approval on June 16, 2021, at 9:10 o'clock a.m.

  
CLERK OF THE COUNCIL

4. Disposition by Mayor-President:

I hereby:

- A. Approve this ordinance, the 21 day of JUNE, 2021, at 3:00 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 June 22, 2021, at 9:40 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.*

  
CLERK OF THE COUNCIL

8. Full publication of this ordinance was made in the Advertiser on June 18, 2021.