

PARISH ORDINANCE NO. PO-035-2021

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL DECLARING THE BAYOU VERMILION FLOOD CONTROL/COULEE ILE DES CANNES 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 Bayou Vermilion Flood Control/Coulee Ile des Cannes 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 improvement of public safety at this location; and

WHEREAS, the project limits are shown on the attached Exhibit “A” for the project and are generally expected to include, but may not be limited to, the construction of one (1) or more detention ponds and outfall structure(s) required for the optimum transfer of stormwater to and from the ponds. The project may include some drainage systems internal and external to the properties to also collect stormwaters prior to it reaching Coulee Ile des Cannes or its tributaries; 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:

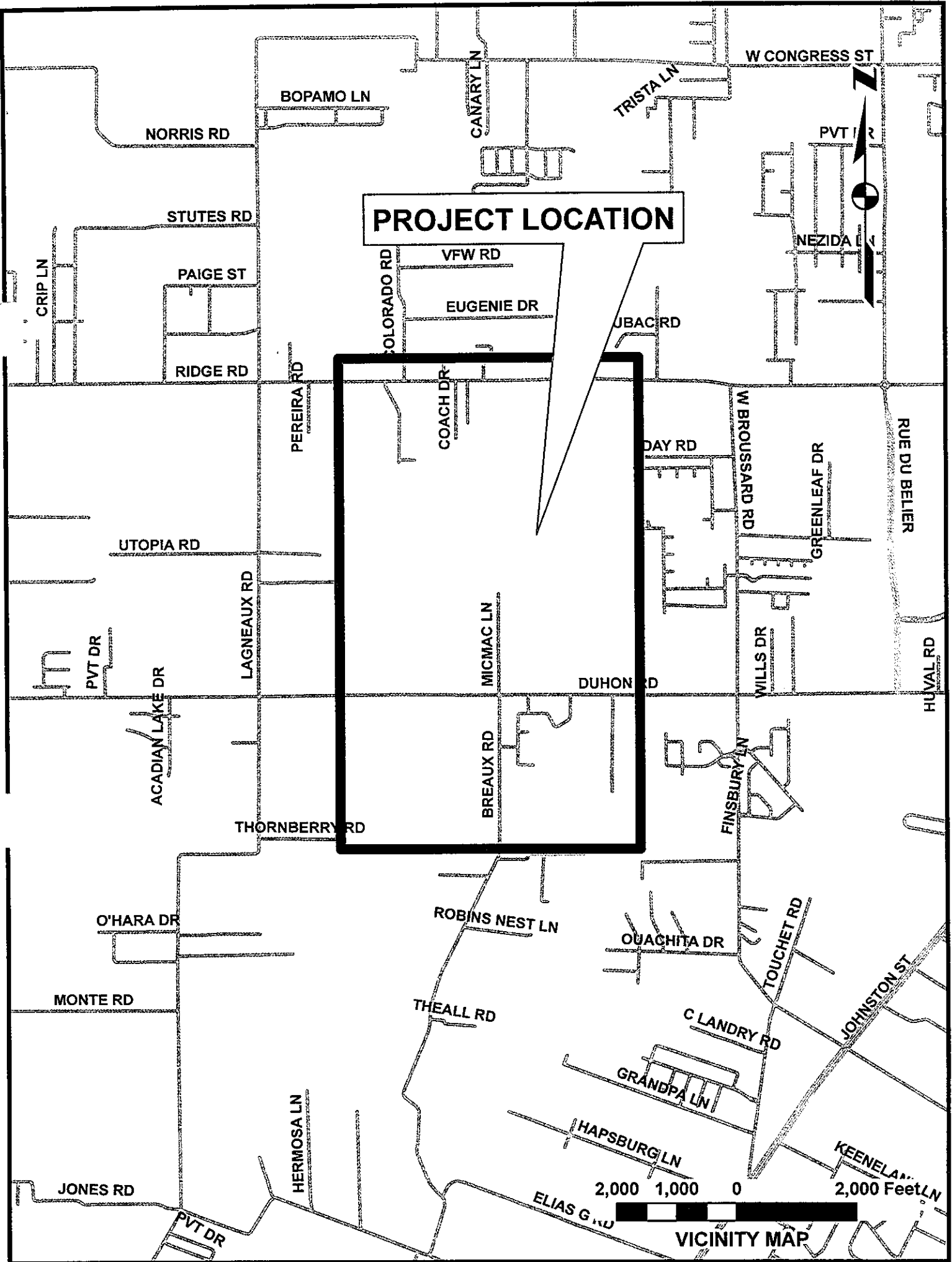
SECTION 1: All of the aforescribed “Whereas” clauses are adopted as part of this ordinance.

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.

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JUL 02 2021


Lafayette Consolidated Government
Chief Administrative Officer

Internal Memorandum

Public Works Department
Capital Improvements & Development (5134)

TO: Cydra Wingerter

DATE: July 1, 2021

THRU: Chad Nepveux 

FROM: Fred Trahan

SUBJECT: Bayou Vermilion Flood Control/Coulee Ile des Cannes-Public Necessity
Agenda Item

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 is expected to include, but may not be limited to, the construction of one or a series of detention ponds and outfall structure(s) required for the optimum transfer of stormwater to and from the ponds. The project may include some drainage systems internal and external to the properties to also collect stormwaters prior to it reaching Coulee Ile des Cannes or its tributaries.

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



Frederick J. Trahan
Civil Engineering Supervisor
Project Control

FJT/RSJ/ds

Attachment

cc: Pam Hollier
Scott Joubert
Project File #1799

LAFAYETTE PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette Parish Council declaring the Bayou Vermilion Flood Control/Coulee Ile des Cannes 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: July 20, 2021

B) FINAL ADOPTION: August 3, 2021

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter (1 page)

B) Submittal Form (1 page)

C) Ordinance (2 pages)

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-035-2021

1. This ordinance was introduced: July 20, 2021
YEAS: Tabor,
Carlson, Guilbeau, Rubin
NAYS: None
ABSENT: Naquin
ABSTAIN: None
- Final disposition by Council:
August 3, 2021
YEAS: Tabor, Naquin,
Carlson, Guilbeau
NAYS: None
ABSENT: Rubin
ABSTAIN: None
2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on July 23, 2021.
3. This ordinance was presented to the Mayor-President for approval on August 4, 2021, at 11:50 o'clock a.m.

ASST. CLERK OF THE COUNCIL

4. Disposition by Mayor-President:

I hereby:

- A. Approve this ordinance, the 6 day of August, 2021, at 11:45 o'clock a.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 August 6, 2021, at 3:30 o'clock p.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 August 6, 2021.

