

CITY ORDINANCE NO. CO-188-2023

AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL AMENDING THE FY 23/24 OPERATING AND CAPITAL BUDGET OF THE LAFAYETTE CITY-PARISH CONSOLIDATED GOVERNMENT BY DECREASING THE USE OF FUND BALANCE IN THE DOWNTOWN DRAINAGE PROJECT IN THE AMOUNT OF \$2,259,741, DECREASING THE USE OF FUND BALANCE IN THE SPOT DREDGING VERMILION PROJECT IN THE AMOUNT OF \$730,259, AND APPROPRIATING SAID FUNDS TO THE LAKE FARM ROAD DETENTION PROJECT, FOR ADDITIONAL FUNDS TO COMPLETE THE ACQUISITION, BY EXPROPRIATION, OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY, AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF THE LAKE FARM ROAD DETENTION PROJECT

BE IT ORDAINED by the Lafayette City Council, that:

WHEREAS, on March 9, 2021, the Lafayette City Council adopted City Ordinance No. CO-030-2021 declaring the Lake Farm Road Detention Project (“Project”) a public necessity and authorizing the Lafayette Mayor-President to acquire all 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; and

WHEREAS, as part of the Project, it became necessary to expropriate certain immovable property and rights related thereto and, in order to effectuate said expropriation, funds were deposited into the registry of the Court in accordance with applicable law; and

WHEREAS, additional funds are now needed to complete the expropriation of certain immovable property and rights related thereto, the same being necessary for the completion of the Project.

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 FY 23/24 operating budget of the Lafayette City-Parish Consolidated Government (“LCG”) is hereby amended to decrease the use of the fund balance in the Downtown Drainage Project in the amount of \$2,259,741, to decrease the use of fund balance in the Spot Dredging Vermilion Project in the amount of \$730,259, and to appropriate said funds to the Lake Farm Road Detention Project, for additional funds for purposes of completing the expropriation of certain immovable property and rights related thereto, the same being necessary for the completion of the Project.

SECTION 3: This amendment 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. The Chief Financial Officer of LCG is authorized to prepare any and all internal and/or

administrative budget revisions and do all other acts necessary to comply with the dictates of this ordinance.

SECTION 4: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: This ordinance shall become effective upon signature of the Lafayette Mayor-President or the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature, whichever occurs first.

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Internal Memorandum
Legal Department

TO: Veronica Arceneaux, Clerk of the Councils

CC: Cydra Wingerter, Chief Administrative Officer
Glenn Lazard, City Council Chairman, District 4
Pat Lewis, City Council, District 1
Andy Naquin, City Council, District 2
Liz W. Hebert, City Council, District 3
Nanette Cook, City Council, District 4

FROM: Michael D. Hebert, Assistant City-Parish Attorney

SUBJECT: **REQUEST FOR SPECIAL CITY COUNCIL MEETING**
City Council Agenda Item – City Ordinance
December 5, 2023 Special Meeting – Introduction
December 19, 2023 Regular Meeting – Final Adoption

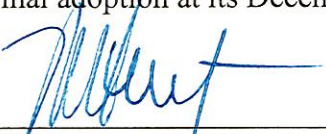
DATE: December 1, 2023

Vee,

On behalf of City-Parish Attorney Greg Logan and the Legal Department, I submit the following, to-wit:

AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL AMENDING THE FY 23/24 OPERATING AND CAPITAL BUDGET OF THE LAFAYETTE CITY-PARISH CONSOLIDATED GOVERNMENT BY DECREASING THE USE OF FUND BALANCE IN THE DOWNTOWN DRAINAGE PROJECT IN THE AMOUNT OF \$2,259,741.00, DECREASING THE USE OF FUND BALANCE IN THE SPOT DREDGING VERMILION PROJECT IN THE AMOUNT OF \$730,259.00, AND APPROPRIATING SAID FUNDS TO THE LAKE FARM ROAD DETENTION PROJECT, FOR ADDITIONAL FUNDS TO COMPLETE THE ACQUISITION, BY EXPROPRIATION, OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY, AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF THE LAKE FARM ROAD DETENTION PROJECT

I respectfully request that this City Ordinance be placed on a December 5, 2023 Special Meeting Agenda for consideration, for introduction by the Lafayette City Council with consideration for final adoption at its December 19, 2023 regular meeting.



Michael D. Hebert
Assistant City-Parish Attorney

LAFAYETTE CITY COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL AMENDING THE FY 23/24 OPERATING AND CAPITAL BUDGET OF THE LAFAYETTE CITY-PARISH CONSOLIDATED GOVERNMENT BY DECREASING THE USE OF FUND BALANCE IN THE DOWNTOWN DRAINAGE PROJECT IN THE AMOUNT OF \$2,259,741.00, DECREASING THE USE OF FUND BALANCE IN THE SPOT DREDGING VERMILION PROJECT IN THE AMOUNT OF \$730,259.00, AND APPROPRIATING SAID FUNDS TO THE LAKE FARM ROAD DETENTION PROJECT, FOR ADDITIONAL FUNDS TO COMPLETE THE ACQUISITION, BY EXPROPRIATION, OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY, AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF THE LAKE FARM ROAD DETENTION PROJECT

2) ACTION REQUESTED: Adoption of City Ordinance

3) COUNCIL DISTRICT(S) (if applicable): N/A

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: December 5, 2023 (Special Meeting)

B) FINAL ADOPTION: December 19, 2023

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover Memo (1 page)

B) City Ordinance (2 pages)

C) Agenda Item Submittal Form (1 page)

6) FISCAL IMPACT:

X Fiscal Impact :

Transfer of \$2,259,741.00 from Fund 650052151300601 to Fund 650052351300603

Transfer of \$730,259.00 from Fund 401212000725134 to Fund 401212019125134

No Fiscal Impact

SUBMITTED BY:



Michael D. Hebert
Assistant City-Parish Attorney

DISPOSITION OF ORDINANCE NO. CO-188-2023

- | | | |
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| 1. | This ordinance was introduced:
<u>December 5</u> , 2023
YEAS: Lewis, Naquin,
Lazard

NAYS: Hebert

ABSENT: None


ABSTAIN: Cook | Final disposition by Council:
<u>December 19</u> , 2023
YEAS: Lewis, Naquin,
Lazard

NAYS: Hebert

ABSENT: None

ABSTAIN: Cook |
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2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on December 8, 2023.

3. This ordinance was presented to the Mayor-President for approval on December 20, 2023, at 9:45 o'clock 2 .m.

CLERK OF THE COUNCIL

4. Disposition by Mayor-President:
I hereby:
A. Approve this ordinance, the 21st day of DECEMBER, 2023, at 1:10 o'clock P .m.
B. Veto this ordinance, the _____ day of _____, 2023, at _____ o'clock ____ .m., veto message is attached.
C. Line item veto certain items this _____ day of _____, 2023, at _____ o'clock ____ .m., veto message is attached.


MAYOR-PRESIDENT

5. Returned to Council Office with/without veto message on December 22, 2023, at 10:04 o'clock 9 .m.

6. Reconsideration by Council (if vetoed):
On _____, 2023, 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 _____, 2023, 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 December 22, 2023.

