

PARISH ORDINANCE NO. PO-040-2025

AN ORDINANCE OF THE LAFAYETTE PARISH COUNCIL AUTHORIZING THE LAFAYETTE MAYOR-PRESIDENT TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT AND LEASE AGREEMENT BY AND BETWEEN THE PARISH OF LAFAYETTE AND HOLY ROSARY LAND HOLDINGS, INC. FOR THE DEVELOPMENT OF THE NORTHEAST REGIONAL LIBRARY

BE IT ORDAINED by the Lafayette Parish Council, that:

WHEREAS, Holy Rosary Land Holdings, Inc. ("Holy Rosary") is owner of the hereinafter generally described (which legal description is subject to survey) property situated in the Parish of Lafayette, Louisiana (the "Property"), to-wit:

North by lands of the Holy Family Apartments (1512 Louisiana Avenue), East by other lands of the Sisters of the Holy Rosary Land Holdings, Inc., South by the rear of the existing shopping center at the corner of Louisiana Avenue and Carmel Drive, and West by Louisiana Avenue; and

WHEREAS, for the public health, safety and welfare of the Parish of Lafayette (sometimes simply the "Parish"), and the education and enlightenment of the citizens of the Parish of Lafayette, the Parish desires that the Property be programmed, planned, designed, constructed, developed, promoted, administered and maintained (the "Development") as a library to be known as the Northeast Regional Library for use by the public ("Library"), pursuant to a lease of the Property from Holy Rosary to the Parish for the Library; and

WHEREAS, although not yet reduced to a written agreement agreeable to both parties, preliminary discussions with representatives of the Holy Rosary contemplate and envision the grant of a lease to the Parish for a term of 99 years for a rental of one dollar per year, with other provisions including, by way of illustration only, a right of first refusal in favor of the Parish to purchase the land (in the event that the Holy Rosary ever elects to alienate the land) and further, the option to renew the lease for nine (9) additional 11 year terms, for a total additional term of 99 years, resulting (if all options are exercised) in a total lease term of 198 years; and

WHEREAS, La. R.S. 25:211 provides that the "governing authority of any parish . . . may of its own initiative create, establish, equip, maintain, operate and support a public library in such parish;" and

WHEREAS, the Parish has the ability to appropriate funds and provide resources to provide the Parish of Lafayette with the Development of a Library on the Property; and

WHEREAS, Article VII, Section 14(C) of the 1974 Constitution of the State of Louisiana states that, "[f]or a public purpose, the state and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private associations, corporation, or individual."

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 enter into a cooperative endeavor agreement and lease agreement with Holy Rosary for the Development of a Library on the Property, on such terms and conditions as the Lafayette Mayor-President deems appropriate and necessary. Notwithstanding the foregoing, however, any such cooperative endeavor agreement, lease agreement and other necessary agreements or documents shall be submitted to the Council for separate approval, which approval may be by resolution in accordance with Section 2-11(C) of the Lafayette City-Parish Consolidated Government Home Rule Charter.

SECTION 3: The Lafayette Mayor-President is hereby further authorized to execute any and all other documents and take any and all other necessary action that is necessary, convenient or desirable to accomplish the purpose specified in this ordinance.

SECTION 4: By Lafayette City-Parish Ordinance No. O-082-2019, the Lafayette City-Parish Consolidated Council amended the FY 18/19 capital budget by transferring \$8,000,000 from Library Fund Balance to the new Northeast Regional Library Construction Project and the remaining balance of the funding for the Northeast Regional Library Construction Project shall be funded in the FY 25/26 capital improvement budget of the Lafayette City-Parish Consolidated Government.

SECTION 5: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 6: 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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Memorandum

Legal Department
Patrick S. Ottinger, City-Parish Attorney

TO: Joseph Gordon-Wiltz, Clerk of the Council **DATE:** June 26, 2025
THRU: Rachel Godeaux, CAO
FROM: Patrick S. Ottinger, City-Parish Attorney
SUBJECT: **PARISH COUNCIL MEETING AGENDA – Introduction August 5, 2025; Final Adoption August 19, 2025 – An Ordinance of the Lafayette Parish Council Authorizing the Lafayette Mayor-President to Enter into a Cooperative Endeavor Agreement and Lease Agreement by and between the Parish of Lafayette and Holy Rosary Land Holdings, Inc. for the Development of the Northeast Regional Library**

Enclosed please find: (i) Agenda Item Submittal Form; and (ii) An Ordinance of the Lafayette Parish Council Authorizing the Lafayette Mayor-President to Enter into a Cooperative Endeavor Agreement and Lease Agreement by and between the Parish of Lafayette and Holy Rosary Land Holdings, Inc. for the Development of the Northeast Regional Library.

The ordinance authorizes the Lafayette Mayor-President to enter into a cooperative endeavor agreement and lease agreement with Holy Rosary Land Holdings, Inc. relative to the property described in the ordinance for the purpose of the development and construction of a library to be known as the Northeast Regional Library for use by the public.

Parish funds will be used to develop and construct of the Northeast Regional Library. Ordinance No. O-082-2019, the Lafayette City-Parish Consolidated Council amended the FY 18/19 capital budget by transferring \$8,000,000.00 from Library Fund Balance to the new Northeast Regional Library Construction Project and the remaining balance of the funding for the Northeast Regional Library Construction Project shall be funded in the FY 25/26 capital improvement budget of the Lafayette City-Parish Consolidated Government.

Kindly sign and present to the Council Office in order that it be put on the Parish Council agenda to be introduced at the Parish Council meeting on Tuesday, August 5, 2025, with final adoption on Tuesday, August 19, 2025.

A handwritten signature in blue ink, appearing to read "P. Ottinger", written over a horizontal line.

Patrick S. Ottinger
City-Parish Attorney

LAFAYETTE PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) **JUSTIFICATION FOR REQUEST:** An Ordinance of the Lafayette Parish Council Authorizing the Lafayette Mayor-President to Enter into a Cooperative Endeavor Agreement and Lease Agreement by and between the Parish of Lafayette and Holy Rosary Land Holdings, Inc. for the Development of the Northeast Regional Library

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

3) **COUNCIL DISTRICT(S) (CIP PROGRAM/PROJECTS ONLY):** N/A

4) **REQUESTED ACTION OF COUNCIL:**

A) INTRODUCTION: August 5, 2025

B) FINAL ADOPTION: August 19, 2025

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

A) Cover Memo (1 page)

B) Submittal Form (1 page)

C) Ordinance (2 pages)

6) **FISCAL IMPACT:**

Fiscal Impact (Explain)

No Fiscal Impact

RECOMMENDED BY:



PATRICK S. OTTINGER
CITY-PARISH ATTORNEY

APPROVED FOR AGENDA:



RACHEL GODEAUX
CHIEF ADMINISTRATIVE OFFICER