

MINUTES OF THE REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF THE CITY OF YOUNGSVILLE, LOUISIANA HELD ON WEDNESDAY, MAY 25, 2016 AT 12:00 NOON AT YOUNGSVILLE CITY HALL

PRESENT: Mayor Ken Ritter and Councilmembers: Jamison Abshire (Division A), Lauren Michel (Division B), Kenneth Stansbury (Division D), Dianne McClelland (Division E)

ABSENT: Matt Romero (Division C)

STAFF: Sally Angers (City Clerk), Simone Champagne (CAO), George Knox (City Attorney)

GUESTS: Dwayne Viator, Brenda Burley, Kevin Wade Trahan (Attorney)

Mayor Ritter called upon Dianne McClelland to lead the Invocation and Pledge of Allegiance.

ORDINANCES FOR FINAL ADOPTION

AGENDA ITEM 1. Ordinance No. 385-2016 - An ordinance of the City of Youngsville declaring the Super 1 Store Sewer and Water Project a public need and necessity and authorizing the acquisition of the necessary land, servitudes, easements, rights-of-way and other necessary property rights requisite to the construction of said project either on an amicable basis or through the use of the expropriation process, if necessary. A motion was offered by Ms. McClelland, seconded by Mr. Stansbury, to adopt Ordinance No. 385-2016 - An ordinance of the City of Youngsville declaring the Super 1 Store Sewer and Water Project a public need and necessity and authorizing the acquisition of the necessary land, servitudes, easements, rights-of-way and other necessary 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 the vote was as follows:

YEAS: Abshire, Michel, Stansbury, McClelland

NAYS: None

ABSENT: Romero

Motion was approved.

AGENDA ITEM 14. Ordinance No. 386-2016 - An ordinance of the City of Youngsville declaring the LCDBG Sewer System Improvements Project a public need and necessity and authorizing the acquisition of the necessary land, servitudes, easements, rights-of-way and other necessary property rights requisite to the construction of said project either on an amicable basis or through the use of the expropriation process, if necessary. A motion was offered by Ms. Michel seconded by Mr. Abshire, to adopt Ordinance No. 386-2016 - An ordinance of the City of Youngsville declaring the LCDBG Sewer System Improvements Project a public need and necessity and authorizing the acquisition of the necessary land, servitudes, easements, rights-of-way and other necessary 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 the vote was as follows:

YEAS: Abshire, Michel, Stansbury, McClelland

NAYS: None

ABSENT: Romero

Motion was approved.

AGENDA ITEM 15. Ordinance No. 387-2016 - An ordinance of the City of Youngsville declaring the Water & Sewer Extension Project for New School and Chemin Metairie Sewer Extension Project a public need and necessity and authorizing the acquisition of the necessary land, servitudes, easements, rights-of-way and other necessary property rights requisite to the construction of said project either on an amicable basis or through the use of the expropriation process, if necessary. A motion was offered by Ms. McClelland, seconded by Ms. Michel, to adopt Ordinance No. 387-2016 - An ordinance of the City of Youngsville declaring the Water & Sewer Extension Project for New School and Chemin Metairie Sewer Extension Project a public need and necessity and authorizing the acquisition of the necessary land,

servitudes, easements, rights-of-way and other necessary 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 the vote was as follows:

YEAS: Abshire, Michel, Stansbury, McClelland

NAYS: None

ABSENT: Romero

Motion was approved.

Prior to the vote on Ordinance No. 387-2016, Mayor Ritter stated that he has directed the engineers to realign the project into the existing right of way on Chemin Metairie Parkway so no additional easements will be needed. He said the sewer line will be a force main in lieu of a gravity line. He asked that the Council still adopt the ordinance for other easements that may be needed.

Mayor Ritter called upon Attorney Kevin Wade Trahan with Ottinger Hebert, LLC, who explained the process that needs to be followed when a public necessity is declared.

Mr. Trahan explained the procedure as follows:

- Ordinance adopted declaring the public need.
- Property is appraised at fair market value. City is bound by the appraisal.
- Make an offer to the land owner based on the appraisal.
- Land owner has 30 days in which to reply.
- If there is not reply from the landowner the City files suit, fix for trial after the lapse of 90 days.
- Deposit into the registry of the court the amount of the appraised value.
- If an Intergovernmental Agreement is entered into with another public entity, the City would have the ability to do a Quick Take which would allow the acquisition of the property rights and the project to begin much quicker. The funds would have to be deposited and the property owner still has the right to object to the valuation of the property.

ADJOURNMENT

There being no further business to come before the Council, a motion to adjourn was offered by Ms. McClelland, seconded by Ms. Michel, and unanimously adopted.

/s/ Ken Ritter
Ken Ritter, Mayor

/s/ Sally M. Angers
Sally M. Angers, City Clerk