

RESOLUTION NO. 2022-04

WHEREAS, The City of Youngsville City Council agrees to accept ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development (“DOTD” or “Department”), may own, with the exception of any and all mineral rights, in and to the following described property and agrees to accept all future rights, obligations and liabilities, including, but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a city street, subject to the conditions stated herein below:

The portion of state route LA 89 (known in part as Guillot Road, Avenue B, and First Street) from a point at the south driveway turnout of 505 Guillot Road located approximately 0.09 miles south of the center of the roundabout at Chemin Metairie Road proceeding north as Guillot Road to its junction with and continuation west as Avenue B to its intersection with and continuation north as First Street a total of approximately 1.12 miles to its junction with the local road known as Church Street.

Upon satisfaction of Condition III herein below, the local road known as East Milton Avenue from its intersection with state route LA 339 (known as Verot School Road) proceeding east approximately 1.49 miles to its intersection as a roundabout with the local road know as Bonin Road, then proceeding south approximately 0.48 miles as Bonin Road to its junction with the local road known as Iberia Street, and then proceeding east approximately 0.99 miles as Iberia Street to its intersection as a roundabout with state route LA 89-1 (known as Lafayette Street).

The City of Youngsville City Council agrees to accept ownership of whatever rights the Department may own in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Repairs will not be provided to the portion of state route LA 89 (known in part as Guillot Road, Avenue B, and First Street) to be transferred to the City of Youngsville in its current condition, but the DOTD estimated cost of \$560,000 to provide repairs is included in the road transfer credit specified in Condition II herein below.

CONDITION II: Provide a total of \$1,048,285 in road transfer credit, comprised primarily of federal funds, for the portion of the state route LA 89 (known in part as Guillot Road, Avenue B, and First Street) to be transferred to the City of Youngsville to be applied to the improvements in Conditions III and IV, representing \$560,000 in road transfer credit for the estimated repair cost of state route LA 89, plus \$488,285 in road transfer credit for the transfer of state route LA 89 to the City of Youngsville.

(a) The amount of Road Transfer credit to be provided under this condition is calculated pursuant to a present worth 40-year maintenance valuation whereby DOTD determines the cost of maintaining the road in the state highway system for 40 years from the present date plus the estimated cost of initial repairs.

CONDITION III: Apply the road transfer credit to state project H.015053: YOUNGSSVILLE CITY STREETS – ROAD TRANSFER not to exceed the road transfer

credit provided in Condition II herein above. The City shall be responsible for any and all utility relocations, and agrees to hold DOTD harmless for any and all costs which may arise as a result of any utility relocation or any determination not to relocate a utility installation. If the cost exceeds the road transfer credit provided in Condition II, the additional funding shall be the responsibility of the City of Youngsville.

CONDITION IV: DOTD will provide any remaining balance of road transfer credit provided in Condition II unused by the performance of Condition III herein above in the form of funds to the City of Youngsville. These funds may only be used for purposes authorized under Article VII, Section 27 of the Louisiana Constitution. At DOTD's sole discretion, DOTD may either 1) provide the funds to the City of Youngsville in one (1) payment; or 2) provide the funds in two (2) equal annual installments to be distributed to the City of Youngsville after issuance of the Letter of Final Acceptance of state project H.015053: YOUNGSMVILLE CITY STREETS – ROAD TRANSFER.

BE IT RESOLVED, That the City of Youngsville City Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the Department and the City of Youngsville City Council, provided the Department shall comply with the relevant condition(s) stated herein.

BE IT FURTHER RESOLVED, That the City of Youngsville City Council authorizes the presiding Mayor of the City of Youngsville to execute an Intergovernmental Cooperative Endeavor Agreement between the Department and the City of Youngsville City Council, and any amendments or necessary modifications thereto, memorializing the agreement between the parties relative to the above-stated property transfers.

BE IT FURTHER RESOLVED, That the City of Youngsville City Council authorizes the presiding Mayor of the City of Youngsville to execute any and all documents necessary to effect the transfer of the aforesaid described property at the proper time.

BE IT FURTHER RESOLVED, That the City of Youngsville City Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

This resolution having been submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

AND the resolution was declared adopted on this the 14<sup>th</sup> day of April, 2022.

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Ken Ritter, Mayor

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Nicole Guidry, City Clerk

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I hereby certify that the above and aforementioned resolution was adopted by the City of Youngsville City Council in regular session convened on April 14, 2022 at which a quorum was present, given under my signature and seal of office this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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Nicole Guidry, City Clerk