

ORDINANCE NO. O-106-2016

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL CONSOLIDATING PRECINCTS AS AUTHORIZED AND IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF THE LOUISIANA ELECTION CODE, LA. R.S. 18:532, *ET SEQ.*

BE IT ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: LEGISLATIVE INTENT. The Louisiana Election Code, La. R.S. 18:1, *et seq.*, and in particular, La. R.S. 18:532-537, provide that Parish governing authorities may change polling locations and the boundaries and designations of election precincts. In this instance, such changes are necessary due to the fact that Precinct 64 has less than 300 active registered voters; Precinct 64 cannot be merged with adjacent precincts and is hereby consolidated with Precinct 112 for Commissioners use only. These changes require no changes in election districts and have no fiscal impact on the Lafayette City-Parish Consolidated Government. It is in accordance with La. R.S. 18:532(B)(4) and for the above stated reason that this ordinance is enacted.

SECTION 2: CONSOLIDATION OF PRECINCTS. Due to the fact that Precinct 64 has less than 300 active registered voters, Precinct 64 cannot be merged with adjacent precincts and is hereby consolidated with Precinct 112 for Commissioners use only, as shown in the attached Exhibit "A," and in accordance with La. R.S. 18:532(B)(4).

SECTION 3: OTHER ACTION. Once this ordinance has been adopted, the Legal Department of the Lafayette City-Parish Consolidated Government will submit the ordinance to the Louisiana Secretary of State and the Lafayette Parish Registrar of Voters. Furthermore, the Legal Department of the Lafayette City-Parish Consolidated Government will submit a copy of the ordinance to the Information and Technology Department, GIS Division, with the request to have the department adjust all voting precinct maps to reflect the changes made by this ordinance.

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 All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: EFFECTIVE DATE. 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, upon an override of a veto, whichever occurs first.

* * * * *

SECRETARY OF STATE
STATE OF LOUISIANA

0-106-2 016



TOM SCHEDLER
SECRETARY OF STATE

P.O. Box 94125
BATON ROUGE, LA 70804-9125
225.922.2880
WWW.SOS.LA.GOV

April 12, 2016

Stephanie Hanks
Legal Assistant to Michael D. Hebert
Becker & Hebert
P.O. Box 3723
Lafayette, LA 70502

Dear Ms. Hanks:

I received your email and the survey form in regard to the precinct with less than 300 active registered voters. The precinct identified as having less than 300 active registered voters qualify for the following exemption. This precinct has met the criteria required by R.S. 18:532. No further action is required.

Precincts 064 & 112 – Consolidated

Regards,

A handwritten signature in cursive script that reads "Joanne C. Reed".

Joanne C. Reed
Director of Voter Registration

cc: Hon. Charlene Meaux-Menard, Registrar of Voters
Hon. Louis J. Perret, Clerk of Court
Dr. Bill Blair, Director of Demographic Services, Louisiana Legislature





PRECINCT SURVEY

Parish of LAFAYETTE

Ward/District/Precinct No. (W/D/P) 064

Please complete this form for each precinct in your parish with less than 300 active registered voters. Please return the completed form(s) to this office and keep a copy for your files.

Completed by: GAIL C. NAVARRE Title: CHIEF DEPUTY

Email address of person completing this form: lafayetterov@sos.la.gov

Telephone Number: (337) 291-7140 Date: 2-25-16

1) Is the entire geographical boundary of an incorporated municipality contained in this one precinct? NOTE: The municipality is comprised of only one precinct, no more.

Yes No (Name of Municipality): _____

If the answer is yes, it is not necessary for you to answer any further questions. The exemption under the provision of R.S. 18:532B(4)(a)(ii) applies. If the answer is no, please continue.

2) What is the greatest distance a voter would have to travel if the polling place for this precinct would be moved to an adjacent precinct? An adjacent precinct is a precinct that shares a boundary with the precinct shown above. Please specify if a public ferry must be crossed to get to the adjacent precinct.

Adjacent Precinct	Approximate Miles
<u>Hytz Carencro Middle School Cafeteria</u>	<u>2.5 miles</u>
<u>7 Carencro Heights Elem. School</u>	<u>2.9 miles</u>
<u>112 Carencro High School (064B)</u>	<u>0 miles</u>
<u>9 Live Oak Elem. School</u>	<u>2.7 miles</u>
_____	_____
_____	_____
_____	_____

In your opinion, do you consider this precinct to be in a geographically isolated and unincorporated area where a voter would have to travel by roadway more than ten miles (one way) or cross a public ferry to a polling place if the current polling place for this precinct was not the established?

Yes No

After reviewing the above information, determine if the precinct is already located in the same polling place as another precinct.

If you answered yes to the question on geographically isolated/unincorporated area and the precinct is **not** in the same polling location as another precinct, it is not necessary for you to

answer any further questions. The exemption under the provision of R. S. 18:532B(4)(a)(i) applies.

Ward/District/Precinct No. (W/D/P) 064 (continued)

If you answered yes to the question on geographically isolated/unincorporated area and the precinct is in the same polling location as another precinct, please continue so that it can be determined if the precinct can be merged or consolidated with the other precinct already located in the same polling place. When a precinct is merged with another precinct, two separate precinct boundary descriptions become one. There is one precinct designation, one printed precinct register and one set of commissioners used. When a precinct is consolidated with another precinct, separate precinct boundary descriptions are maintained. There are separate precinct designations, separate precinct registers printed and a reduced number of commissioners used.

Also, please continue if you answered no.

- 3) Are the voting districts in the precinct the same as the voting districts in an adjacent precinct? In order to determine if the voting districts are the same or different, insert the voting districts on chart below.

You may merge a precinct that has several districts for the same office with another precinct that only has one of the districts for the same office. For example, you may merge a precinct that has municipal districts A, B and C with another precinct that only has municipal district A. Also, you may merge a precinct that is inside/outside a municipality with a precinct that is either totally outside or totally inside.

However, you may not merge a precinct that is totally inside with a precinct that is totally outside a municipality nor may you merge a precinct that has municipal district A and B with another precinct that has municipal districts A and C.

The following abbreviations apply in determining same voting districts:

W/D/P=Ward/District/Precinct; Cong.=Congressional; Sen.=Senatorial; Rep.=Representative; PJ=Police Jury/Parish Council; SB=School Board; CD=Municipal City Districts; PSC=Public Service Commission; and BESE=State Board of Elementary and Secondary Education

	W/D/P No.	Cong.	Sen.	Rep.	PJ	SB	City CD	In/Out City	PSC	BESE
This W/D/P	064	3	24	44	2	2	UN CA, LF	YES	2	8
Adjacent W/D/P	4 ytz	3	24	39	2	2	UN CA	YES	2	7
Adjacent W/D/P	112	3	24	44	3	3	UN CA, LF	YES	2	8
Adjacent W/D/P	9	3	24	39	1	1	UN, CA SI, S2, LF	YES	2	7
Adjacent W/D/P										
Adjacent W/D/P										
Adjacent W/D/P										
Adjacent W/D/P										

Precinct Survey Form

Ward/District/Precinct No. (W/D/P) 064 (continued)

In your opinion, this precinct _____ can X cannot be merged with an adjacent precinct because of the voting districts.

If you feel this precinct can be merged, the adjacent precinct(s) it can be merged with is _____. The new W/D/P number if approved would be _____. **A merger of precincts requires the approval of the Secretary of State, the secretary of the Senate, and the clerk of the House prior to official adoption. You will need to make a separate request to the Senate and House for approval.**

4) If the precinct cannot be merged with any adjacent precinct, indicate what action you plan to take regarding the polling place of this precinct. If either a or b is indicated, the exemption under R.S. 18:532B(4)(a)(iii) applies.

a. The polling place for this precinct is already located in the same polling place as W/D/P 112 and will be consolidated. This consolidation of precincts will reduce the number of commissioners used.

b. The polling place for this precinct will be moved to the same polling place as W/D/P _____ and will be consolidated. This consolidation of precincts will reduce the number of commissioners used.

c. Moving the polling place of this precinct to an adjacent precinct would make the exemption under the provision of R.S. 18:532B(4)(a)(i) apply.

d. The polling place for this precinct is not located in the polling place of any other precinct. No action will be taken, and the governing authority will pay all election expenses for this precinct.

5) If this precinct does not meet any of the exemptions, explain any extraordinary circumstances that should be considered in granting an exemption under the authority vested in the secretary of state under the provision of R. S. 18:532(B)(4)(b)(ii).

IMPORTANT NOTE: The parish governing authority will be responsible for the election expenses incurred for any election in any precinct with fewer than 300 active registered voters which is not merged with another precinct or meets one of the exemptions allowed by law.



RECEIVED

MAY 25 2016

Lafayette Consolidated Government
Chief Administrative Officer

Internal Memorandum
Legal Department

TO: Lowell Duhon, Chief Administrative Officer DATE: May 25, 2016
 COPY: Paul Escott, City-Parish Attorney *JD 5/25/16*
 FROM: Michael D. Hebert, Assistant City-Parish Attorney
 SUBJECT: Ordinance for Consolidation of Polling Precincts 064 and 112

Lowell, I attach the following, and request placement of same on the agenda for June 7, 2016 Council meeting:

- (a) An Ordinance of the Lafayette City-Parish Council Consolidating Precincts 064 and 112;
- (b) Approval Letter from Secretary of State;
- (c) Agenda Item Submittal Form.

Should you have any questions, please contact our office.

Michael D. Hebert
Assistant City-Parish Attorney

MDH/smh
Enclosures

LAFAYETTE CITY-PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An Ordinance of the Lafayette City-Parish Council Consolidating Precincts as Authorized and in Accordance with the Applicable Provisions of the Louisiana Election Code, LA R.S. 18:532, et seq.

2) ACTION REQUESTED: Adoption of Ordinance

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

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: June 7, 2016

B) FINAL ADOPTION: June 21, 2016

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Ordinance

B) Approval from Secretary of State

C) Memorandum

D) Precinct Survey Form

6) FISCAL IMPACT:

_____ Fiscal Impact (Explain)

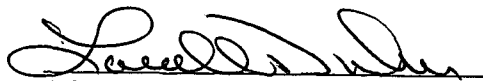
X No Fiscal Impact

RECOMMENDED BY:



MICHAEL D. HEBERT
ASSISTANT CITY-PARISH ATTORNEY

APPROVED BY:

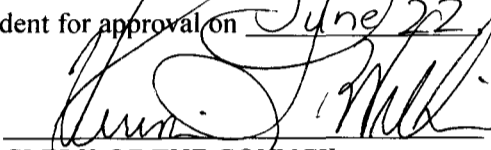


LOWELL DUHON
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. O-106-2016

1. This ordinance was introduced: June 7, 2016
YEAS: Castille, Lewis,
Boudreaux, Bellard,
Cook, Hebert, Theriot
NAYS: None
ABSENT: Naquin, Conque
ABSTAIN: None
- Final disposition by Council:
June 21, 2016
YEAS: Naquin, Castille, Lewis,
Boudreaux, Bellard, Conque,
Cook, Hebert, Theriot
NAYS: None
ABSENT: None
ABSTAIN: None

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on June 10, 2016.

3. This ordinance was presented to the Mayor-President for approval on June 22, 2016, at 9:30 o'clock 2 .m.

CLERK OF THE COUNCIL

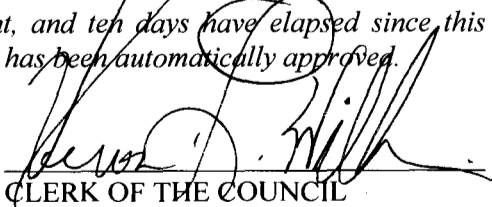
4. Disposition by Mayor-President:
I hereby:
A. Approve this ordinance, the 24 day of June, 2016, at 3:30 o'clock 2 .m.
B. Veto this ordinance, the _____ day of _____, 2016, at _____ o'clock _____ .m., veto message is attached.
C. Line item veto certain items this _____ day of _____, 2016, at _____ o'clock _____ .m., veto message is attached.


MAYOR-PRESIDENT

5. Returned to Council Office ~~with~~ without veto message on June 24, 2016, at 4:40 o'clock P.m.

6. Reconsideration by Council (if vetoed):
On _____, 2016, 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 _____, 2016, 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 June 24, 2016.