

ORDINANCE

CITY OF NEW ORLEANS

CITY HALL: August 9, 2007

CALENDAR NO. 26,620

NO. _____ MAYOR COUNCIL SERIES

BY: COUNCILMEMBERS MIDURA, HEAD AND CARTER

AN ORDINANCE to establish the Lafitte Greenway Steering Advisory Committee and its function and place in the process of planning and implementation of the Lafitte Greenway; and to otherwise provide with respect thereto.

WHEREAS, the creation of a linear public open space amenity in the Lafitte Corridor has been endorsed by the City of New Orleans in the elements of its New Century New Orleans Master Plan, including the Land Use Plan (1999), Parks, Recreation and Open Space Plan (2002), New Orleans Metropolitan Bicycle and Pedestrian Plan (2005), and Transportation Plan (2004); and

WHEREAS, this goal has also been embraced in all of the post-Katrina recovery plans that have been developed for the area, including the Mid-City Recovery Plan, the New Orleans Neighborhood Rebuilding Plan and, the Citywide Strategic Recovery Plan; and

WHEREAS, from the resulting recovery planning documents, the residents of the Treme, Tulane-Gravier, Lafitte, Mid City, Lakeview, and Faubourg St. John neighborhoods consistently expressed a vision for the recovery of this city that would embody the following principles: 1) respect the historic fabric of the City's built environment; 2) where necessary, repair and rebuild to preserve and enhance the unique character of the City's neighborhoods, blocks, and districts; 3) rebuild the City's infrastructure to promote sustainable, livable

communities and neighborhoods; 4) and rebuild the city's economy to create new opportunities for local entrepreneurship and support local businesses; and

WHEREAS, the Council has documented its intent to promote and foster implementation of the Lafitte Greenway through passage of a resolution; and

WHEREAS, the people of the City of New Orleans and the Parish of Orleans, in their adoption of the Home Rule Charter for the City of New Orleans, intended to possess and exercise the broadest rights, powers, privileges, and authority of self-government permitted under the Constitution and laws of the State of Louisiana; and

WHEREAS, the Charter requires that all rights, powers, privileges, and authority of the City of New Orleans be construed liberally in order to establish the broadest measure of local self-government; and

WHEREAS, the Charter defines the governing authority of the City of New Orleans as the Mayor-Council form of government and vests in the Council all legislative powers of the City; and

WHEREAS, it belongs to the Council, as legislative branch of the government, to exert the police powers of the City and to determine, primarily, what measures are appropriate or needful for the protection, promotion, and development of the public health, safety, morals, welfare, comfort, interest, prosperity, tranquility, and convenience of its citizens; and

WHEREAS, Section 3-127 of the Charter provides, "The Council may appoint advisory committees which shall exist for not more than one year from the date of appointment, but which may be reappointed from year to year." The function of advisory committees appointed pursuant to Section 3-127 is to provide counsel and advice; and

WHEREAS, the Council wishes to appoint an advisory committee pursuant to Section 3-127 of the Charter to provide advice and counsel with respect to the planning and implementation of The Lafitte Greenway; now therefore

1 **SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY**
2 **ORDAINS**, that an advisory committee shall be established to advise the Council concerning the
3 development of the Lafitte Greenway as follows:

1 **SECTION 2.** The **Lafitte Greenway Steering Advisory Committee** is charged with
2 making recommendations to the Council by vote after receiving a recommendation from the
3 **Planning Advisory Committee**. The **Lafitte Greenway Steering Advisory Committee** shall
4 not cast any vote or make any decision without consideration of a recommendation from the
5 **Planning Advisory Committee**. The **Steering Advisory Committee** shall be composed of the
6 following members, with each member representing one vote: appointees by City
7 Councilmembers from Districts A, B, and C and both At-Large districts, an appointee from the
8 Office of the Mayor, and three appointees from Friends of the Lafitte Corridor, for not more than
9 one year from the date of appointment. Regarding the Council District appointees, every effort
10 will be made to represent the neighborhoods immediately surrounding the Lafitte Greenway.
11 Vacancies occurring for reasons other than expiration of terms shall be filled as they occur for
12 the period of the unexpired term by the Council of the City of New Orleans. The **Steering**
13 **Advisory Committee** shall elect a chair from among its members. The committee chair shall
14 hold meetings regularly, but no less frequently than once quarterly, and at hours as may be fixed
15 by the committee. All such meetings shall be subject to the provisions of the Louisiana Open
16 Meeting Laws. Special meetings may be held on call of the chair upon 48 hours' notice to the
17 members of the committee. A copy of the minutes of all meetings shall be sent to the Council of

18 the City of New Orleans. The **Steering Advisory Committee** shall have no legislative powers of
19 its own but shall be an advisory body to the Council of the City of New Orleans concerning the
20 matters with which it is charged, and the Council of The City of New Orleans will receive and
21 consider the committee's recommendations in the planning and implementation of the Lafitte
22 Greenway.

1 **SECTION 3.** Both of the aforementioned committees are subject to the Open Meeting
2 Laws and Public Records Laws as stated in LA R.S. 42:1, *et seq.* and 44:1 *et seq.*

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS _____

PRESIDENT OF COUNCIL

DELIVERED TO THE MAYOR ON _____

APPROVED:
DISAPPROVED: _____

MAYOR

RETURNED BY THE MAYOR ON _____ **AT** _____

CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS:

NAYS:

ABSENT: