

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5448

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. THOMPSON

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. THOMPSON

SECONDED BY: MR. FALCONER

ON THE 6 DAY OF AUGUST , 2015

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH CLECO POWER, LLC FOR ELECTRIC SERVICE TO THE PARISH’S COMMUNICATION TOWER (WARD 3, DISTRICT 3)

WHEREAS, it is the desire of St. Tammany Parish Government to grant a servitude to Cleco Power, LLC over, under and upon immovable property owned by the Parish for the purpose of providing above and below ground electrical services to the Parish’s communication tower to be constructed on the Parish’s property located at 1188 Champagne Street, Covington; and

WHEREAS, St. Tammany Parish Government has determined that it is in the public interest to enter into a servitude agreement for the purpose of providing electricity to the the communication tower; and

WHEREAS, a map defining the property on which the servitude is to be granted is attached hereto as Exhibit "A".

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: that it authorizes the Office of the Parish President to enter into a servitude agreement with Cleco Power, LLC for that certain property described on the attached map for the purposes of providing above and below ground electrical services to the Parish’s communication tower being constructed at 1188 Champagne Street, Covington.

BE IT FURTHER ORDAINED, that the Office of the Parish President is authorized to exercise its discretion in granting a servitude on this property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED, that all actions previously taken by the Office of the parish President to grant a servitude on the property are ratified and accepted accordingly.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 3 DAY OF SEPTEMBER , 2015 ; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

RICHARD E. TANNER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: _____, 2015

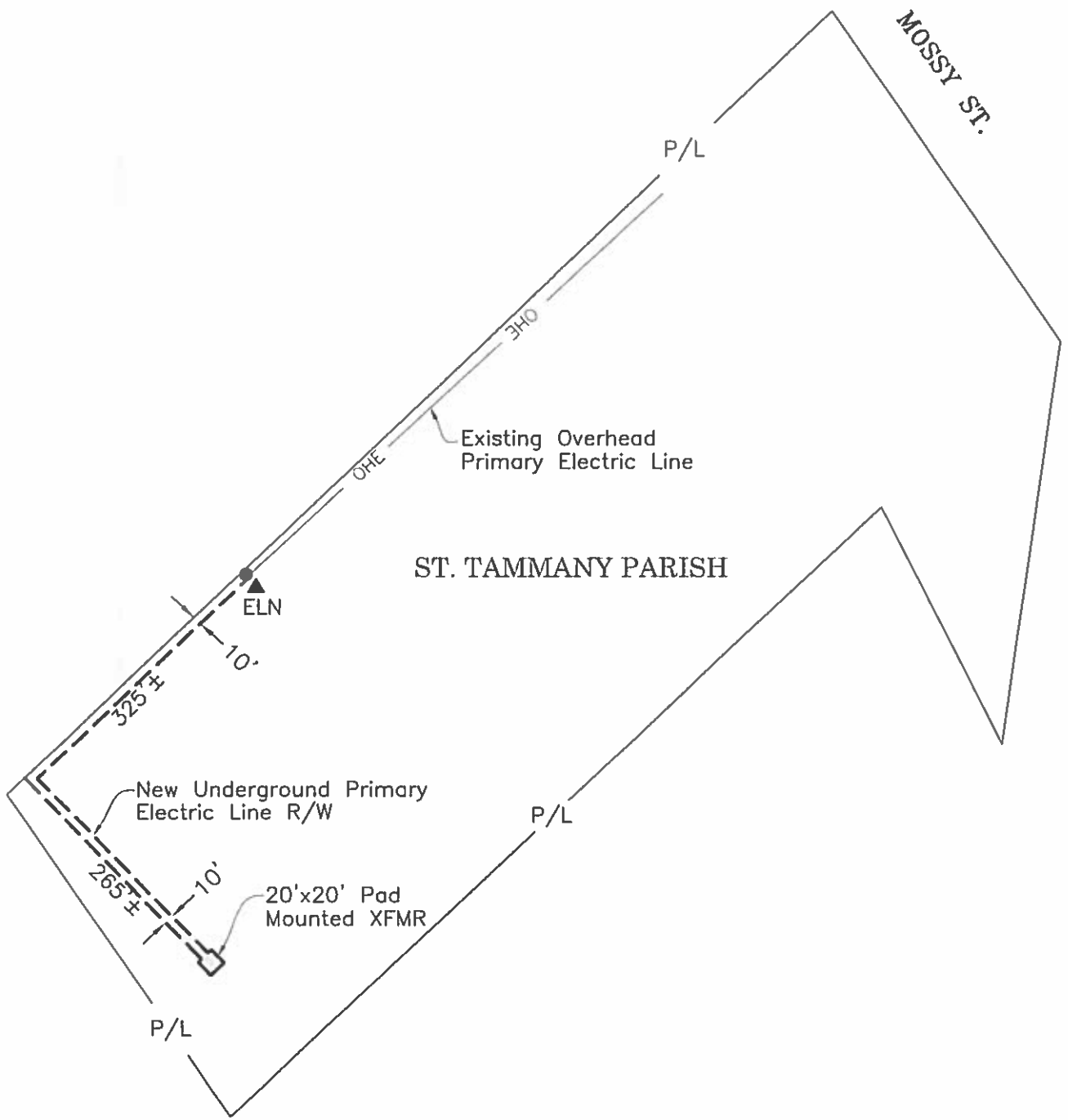
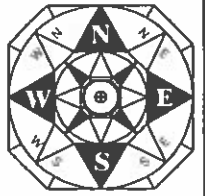
Published Adoption: _____, 2015


Delivered to Parish President: _____, 2015 at _____

Returned to Council Clerk: _____, 2015 at _____

Exhibit "A"

SKETCH (Not to Scale)



NEW ELECTRIC LINE RIGHT OF WAY ACROSS THE PROPERTY OF ST. TAMMANY PARISH		 Cleco Power LLC PINEVILLE, LOUISIANA	
SECTION(S): 38		TOWNSHIP: 6S	RANGE: 11E
WARD:		ST. TAMMANY PARISH, LOUISIANA	
R/W WIDTH	R/W LENGTH		
20'x20'	PAD MOUNTED XFMR	ELN: 38610-66597 DWN. BY: G.L.B. DATE: 6/25/15	
10'	590± UNDERGROUND		
GUYING AS NEEDED			

Ordinance Administrative Comment

ORDINANCE AUTHORIZING THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A SERVITUDE AGREEMENT WITH CLECO POWER, LLC FOR ELECTRIC SERVICE TO PARISH'S COMMUNICATIONS TOWER (WARD 3, DISTRICT 3).

The Parish seeks to enter into a servitude agreement with Cleco Power, LLC for the provision of electrical service to the Parish's communications tower to be constructed on Parish's property near the Parish jail. No compensation is being exchanged in conjunction with this servitude, as the servitude is needed to provide electricity to the communications tower.

The St. Tammany Parish Sheriff's Office is requesting an emergency approval of electrical service to a communications tower being constructed on the grounds of the St. Tammany Parish Jail. This tower is one of eight being constructed and/or being put into service as part of the new parish-wide P-25 public service communications system. The construction of this tower is at a standstill, pending electrical service availability to the contractors. Electrical service delays would cause construction delay of this site well beyond its projected completion date and the activation of the system as a whole would likely be pushed well into next year, causing significant cost overruns to public service agencies in the parish.