

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3290 ORDINANCE COUNCIL SERIES NO.

COUNCIL SPONSOR MR. IMPASTATO PROVIDED BY: EXECUTIVE COUNSEL

INTRODUCED BY: MR. IMPASTATO SECONDED BY: MR. BURKHALTER

ON THE 4th DAY OF MAY, 2006

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY TO ENTER INTO A PURCHASE AGREEMENT AND SUBSEQUENTLY PURCHASE ALL THAT CERTAIN PARCEL OF LAND, DESCRIBED AS LOT "395" OF SECTION 46, TOWNSHIP 8 SOUTH, RANGE 12 EAST, PARISH OF ST. TAMMANY, LOUISIANA"

WHEREAS, the Parish of St. Tammany wishes to purchase Lot "395" of Section 46 T8S, R12E, Mandeville (hereinafter referred to as "Property"); and

WHEREAS, torrential rains and inadequate flood protection in the area have caused tremendous drainage issues; and

WHEREAS, damage from said drainage issues has become a threat to the life and safety of area residents; and

WHEREAS, there is a need and purpose to purchase the Property in order to improve drainage, and to enhance flood protection in the general area; and

WHEREAS, the Parish of St. Tammany hereby desires to purchase the Property and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and purchase said property.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Parish of St. Tammany to enter into a purchase agreement with the owners of Lot 395 and thereafter purchase all that certain parcel of ground, described as Lot 395 of Section 46 T8S, R12E, Mandeville, Parish of St. Tammany, Louisiana.

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to negotiate a far & reasonable price for such property and thereafter purchase the Property; and

That the Office of the Parish President is authorized and instructed to proceed with the purchase of the Property in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in purchasing this property, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, the purchase price shall be no more than \$172,200.00 or the negotiated price or the appraised value, whichever is less.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 immediately upon adoption or as per law, which ever is earlier.

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 _____ DAY OF _____ 2006; AND BECOMES ORDINANCE COUNCIL SERIES NO. 06-.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: _____, 2006
Published adoption on: _____, 2006

Delivered to Parish President: _____, 2006 @ _____
Returned to Council Clerk: _____, 2006 @ _____