

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3681

ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: MR. GOULD

PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: MR. GOULD

SECONDED BY: MR. STEFANCIK

ON THE 4TH DAY OF OCTOBER 2007

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO NEGOTIATE THE PURCHASE OF ALL THOSE CERTAIN PARCELS OF LAND OWNED BY SALVATORE MODICA, JR., SITUATED AT THE CORNERS OF FALCONER DRIVE AND EMERALD FOREST DRIVE, FORMING THE PROPOSED EXTENSION OF FALCONER DRIVE, AND TO RATIFY ALL ACTIONS OF THE OFFICE OF THE PARISH PRESIDENT RELATED THERETO.

WHEREAS, the Parish of St. Tammany desires to negotiate the purchase of two parcels of land from Salvatore Modica, Jr. that form the proposed extension of Falconer Drive and Emerald Forest Drive (hereinafter jointly referred to as "Property"), and

WHEREAS, there is a need and purpose to purchase the Property in order to allow for further enhancement and future expansion of the Parish roadways and especially Falconer Drive area; and

WHEREAS, the Parish of St. Tammany desires to purchase the Property and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations to purchase said Property, as per law, in the best interests of the Parish.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Office of the Parish President to negotiate the purchase of property owned by Salvatore Modica, Jr. that forms the proposed extension of the Falconer Drive and Emerald Forest Drive area (referred to jointly hereinabove as "Property"), all as set out in Exhibit "A".

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to purchase said Property in a timely and orderly matter.

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.

That the prior actions of the Office of Parish President are herewith specifically ratified and authorized as per law.

That the purchase price for both parcels shall not exceed SIX HUNDRED THOUSAND DOLLARS AND 00/CENTS (\$600,000.00).

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.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

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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 ADOPTED AT A REGULAR MEETING OF THE
PARISH COUNCIL ON THE ____ DAY OF _____ 2007; AND BECOMES ORDINANCE
COUNCIL SERIES NO. 07-

BARRY BAGERT, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: OCTOBER 18, 2007

Published adoption on: _____, 2007

Delivered to Parish President: _____, 2007 @ _____

Returned to Council Clerk: _____, 2007 @ _____

