

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 4189 ORDINANCE COUNCIL SERIES NO. _____

COUNCIL SPONSOR: BINDER/DAVIS PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: _____ SECONDED BY: _____

ON THE _____ DAY OF _____, 2009

ORDINANCE TO ACCEPT THE HIGHEST BID AND AUTHORIZE SALE OF SURPLUS PROPERTY TO THOMAS LAIZER, III FOR LOT 51, SQUARE 233-A, SECTION 13, TOWNSHIP 7 SOUTH, RANGE 11 EAST, MANDEVILLE, LOUISIANA

WHEREAS, the Parish of St. Tammany owns property described as Lot 51, Square 233-A, Section 13, Township 7 South, Range 11 East, Mandeville said property having been adjudicated to the Parish for unpaid property taxes; and

WHEREAS, the Parish Council, through Ordinance Calendar No. 2513, adopted on April 5, 2007, has recommended that the property be declared surplus and no longer needed for public purposes; and

WHEREAS, a request has been received by the Executive Counsel to the Parish President from the below mentioned third parties to purchase said property for the consideration of a sum in excess of the appraised value plus any and all associated costs, cash, at the time of sale; and

WHEREAS, the Parish Council declared that all bidding is closed and final; and

WHEREAS, this Parish is of the opinion that this property is surplus and no longer needed for public purposes and that it would be in the public interest to convey said property for the offered consideration; and

WHEREAS, Thomas Laizer, III was the highest, responsive and final bidder on such property in the amount of Five Thousand and 00/100 \$5,000.00, plus all applicable taxes, fees, interest and costs, as per low and Ordinances related hereto.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that the Parish Council declares:

Section 1: That the lot described as Lot 51, Square 233-A, Section 13, Township 7 South, Range 11 East, Mandeville, Louisiana, be sold as surplus property and herewith authorizes the sale of said lot/parcel as follows: Five Thousand 00/100 \$5,000 to Thomas Laizer, III, plus all outstanding taxes, interest, statutory penalties, and all related Parish fees and costs, all subject to a credit of \$750.00.

Section 2: That fifteen days after the final adoption of this Ordinance, if no restraining order has been obtained, the Parish President is authorized to execute an act of cash sale in which the Parish of St. Tammany conveys said property to the highest bidder, in consideration of a sum in excess of the Council approved acceptance plus any and all associated costs. However, the Parish President shall not execute the act of cash sale until certification that:

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.

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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 _____ 2009; AND BECOMES ORDINANCE COUNCIL SERIES NO. 09-.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA FORD, COUNCIL CLERK

KEVIN DAVIS, PARISH PRESIDENT

Published introduction: October 29, 2009

Published adoption on: _____, 2009

Delivered to Parish President: _____, 2009 @ _____

Returned to Council Clerk: _____, 2009 @ _____