

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 4777

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: GOULD/BRISTER

PROVIDED BY: PRESIDENT/LEGAL

INTRODUCED BY: MR. THOMPSON

SECONDED BY: MR. GROBY

ON THE 3 DAY OF MAY , 2012

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY, AND/OR SERVITUDES FOR BAYOU CASTINE AND BAYOU CANE DRAINAGE MANAGEMENT AREA PROJECT.

WHEREAS, the St. Tammany Parish Government desires to acquire certain immovable property (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property for drainage improvements; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property, rights of way and/or servitudes and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property, servitudes and/or rights of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by purchase, donation, or servitude, all that certain parcel of ground described in Exhibit "A" attached hereto; and

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property, servitudes and/or rights of way; and

That the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property, servitudes and/or rights of way in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, servitudes and /or rights of way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs; and

That, any and all actions previously taken by the Office of the Parish President in furtherance of the actions contemplated herein 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REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.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 7 DAY OF JUNE, 2012; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: April 26, 2012

Published Adoption: _____, 2012

Delivered to Parish President: _____, 2012 at _____

Returned to Council Clerk: _____, 2012 at _____

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE OR OTHERWISE ACQUIRE CERTAIN PARCELS, RIGHTS OF WAY, AND/OR SERVITUDES FOR BAYOU CASTINE AND BAYOU CANE DRAINAGE MANAGEMENT AREA PROJECT.

St. Tammany Parish will acquire 1,445 acres more or less of property, servitudes, and/or rights of way from the State of Louisiana for drainage improvements. The Parish intends to pay no more than appraised value or less, plus costs and fees.

Kelly M. Rabalais

From: Kelly M. Rabalais
Sent: Monday, April 16, 2012 4:53 PM
To: Jacob B. Groby
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler
Subject: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project
Attachments: Ordinance with Exhibit.pdf

Dear Mr. Groby:

The following is notice of an item which will be placed on the May 2012 Agenda regarding a project located in your district.

Please find attached an Ordinance for the May 2012 Agenda in regards to purchase of (±)1,445 acres from the State of Louisiana for property, servitudes, and/or rights of way for the Bayou Castine and Bayou Cane Drainage Management Area Project. This property will purchased for drainage improvements. The Parish intends to pay no more than appraised value or less, plus closing costs and fees.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Kelly

Kelly M. Rabalais, Esq.
Executive Counsel

St. Tammany Parish Government · Legal Department
kmrabalais@stpgov.org
Office 985.898.3427
Fax 985.867.5124

CONFIDENTIALITY NOTICE – This transmission originates from the St. Tammany Parish Government Legal Department. If there are any problems regarding reception of this transmission or any attachments indicated above, please call the signatory listed above. This message is intended only for the use of the individual or entity to which it is addressed. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and delete this transmission with any attachments and destroy all copies in any form. Thank you.

Kelly M. Rabalais

From: System Administrator
To: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler; Jacob B. Groby
Sent: Monday, April 16, 2012 4:53 PM
Subject: Delivered: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project

Your message

To: Jacob B. Groby
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler
Subject: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project
Sent: 4/16/2012 4:53 PM

was delivered to the following recipient(s):

Kelly M. Rabalais on 4/16/2012 4:53 PM
Dayna Williams on 4/16/2012 4:53 PM
Ashley McMenamin on 4/16/2012 4:53 PM
Mike Sevante on 4/16/2012 4:53 PM
Bill Oiler on 4/16/2012 4:53 PM
Jacob B. Groby on 4/16/2012 4:53 PM

Kelly M. Rabalais

From: Kelly M. Rabalais
To: Kelly M. Rabalais
Sent: Monday, April 16, 2012 4:54 PM
Subject: Read: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project

Your message

To: Jacob B. Groby
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Mike Sevante; Bill Oiler
Subject: May 2012 Agenda Item re Purchase of Property for Bayou Castine and Bayou Cane Drainage Management Area Project
Sent: 4/16/2012 4:53 PM

was read on 4/16/2012 4:54 PM.

Kelly M. Rabalais

From: Kelly M. Rabalais
Sent: Monday, April 16, 2012 4:53 PM
To: Maureen O'Brien
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante
Attachments: Ordinance with Exhibit.pdf

Dear Ms. O'Brien:

The following is notice of an item which will be placed on the May 2012 Agenda regarding a project located in your district.

Please find attached an Ordinance for the May 2012 Agenda in regards to purchase of (±)1,445 acres from the State of Louisiana for property, servitudes, and/or rights of way for the Bayou Castine and Bayou Cane Drainage Management Area Project. This property will purchased for drainage improvements. The Parish intends to pay no more than appraised value or less, plus closing costs and fees.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Kelly

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Kelly M. Rabalais

From: System Administrator
To: Maureen O'Brien; Kelly M. Rabalais; Bill Oiler; Dayna Williams; Ashley McMenamin; Mike Sevante
Sent: Monday, April 16, 2012 4:53 PM
Subject: Delivered: Delivery Status Notification (Success)

Your message

To: Maureen O'Brien
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante
Subject:
Sent: 4/16/2012 4:53 PM

was delivered to the following recipient(s):

Maureen O'Brien on 4/16/2012 4:53 PM
Kelly M. Rabalais on 4/16/2012 4:53 PM
Bill Oiler on 4/16/2012 4:53 PM
Dayna Williams on 4/16/2012 4:53 PM
Ashley McMenamin on 4/16/2012 4:53 PM
Mike Sevante on 4/16/2012 4:53 PM

Kelly M. Rabalais

From: Kelly M. Rabalais
To: Kelly M. Rabalais
Sent: Monday, April 16, 2012 4:53 PM
Subject: Read:

Your message

To: Maureen O'Brien
Cc: Kelly M. Rabalais; Dayna Williams; Ashley McMenamin; Bill Oiler; Mike Sevante
Subject:
Sent: 4/16/2012 4:53 PM

was read on 4/16/2012 4:53 PM.

EXHIBIT "A"

(±) 1,445 Acres

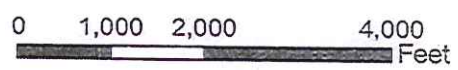
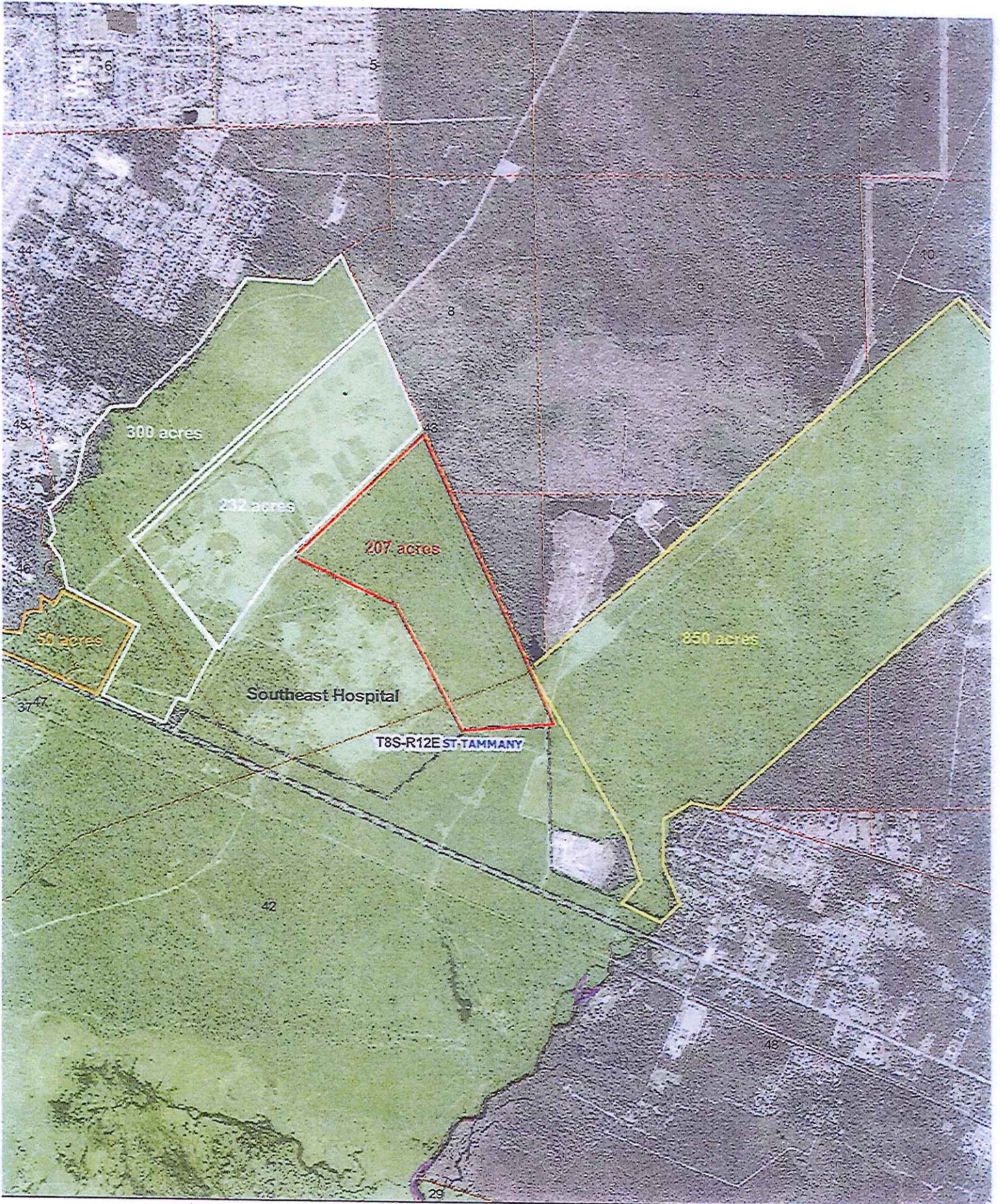


EXHIBIT "A" Continued

SOUTHEAST LOUISIANA HOSPITAL
 1725.0 ACRES
 SECTIONS 42, 43, 47, T8S-R12E
 ST. TAMMANY PARISH
 LOUISIANA

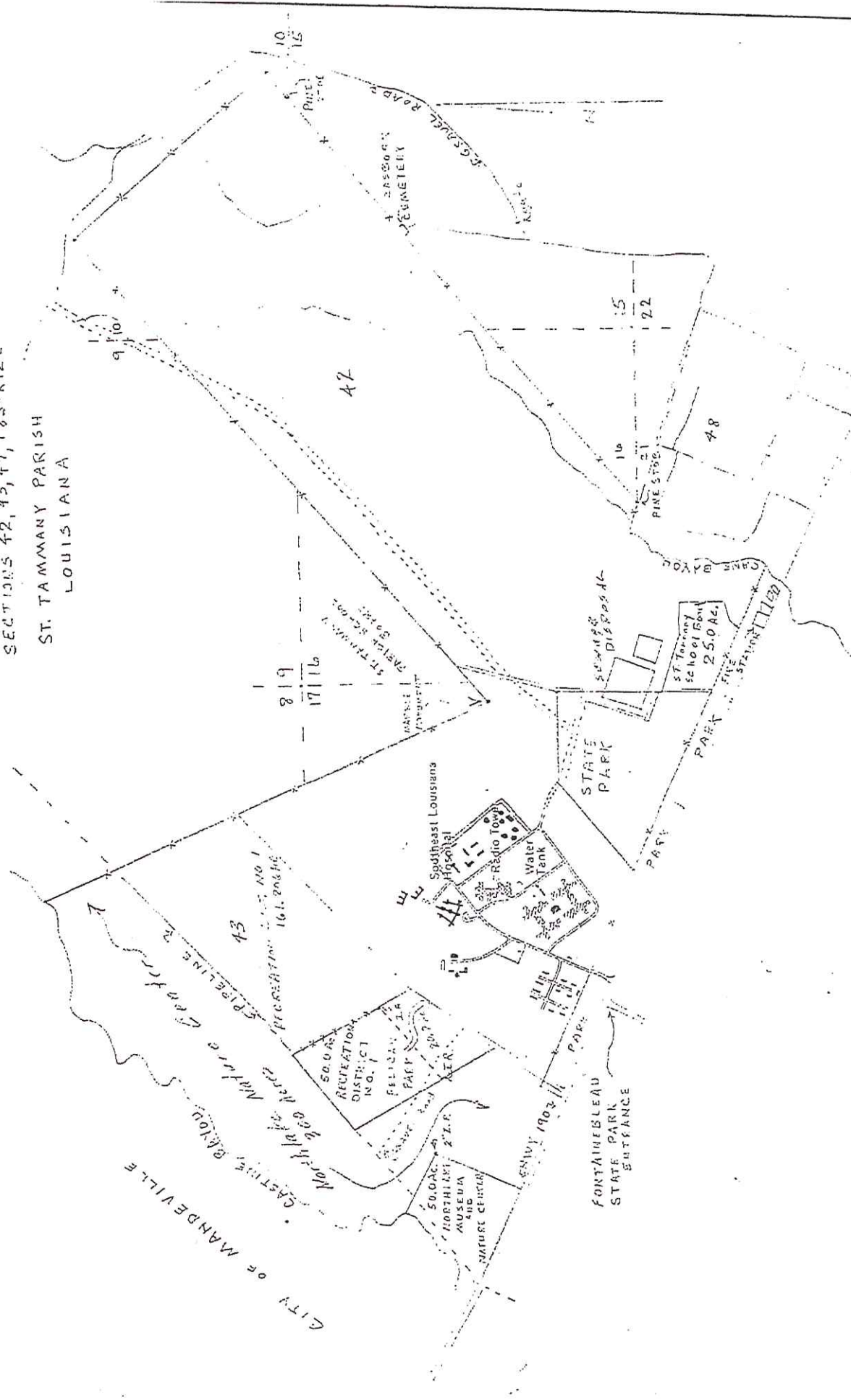
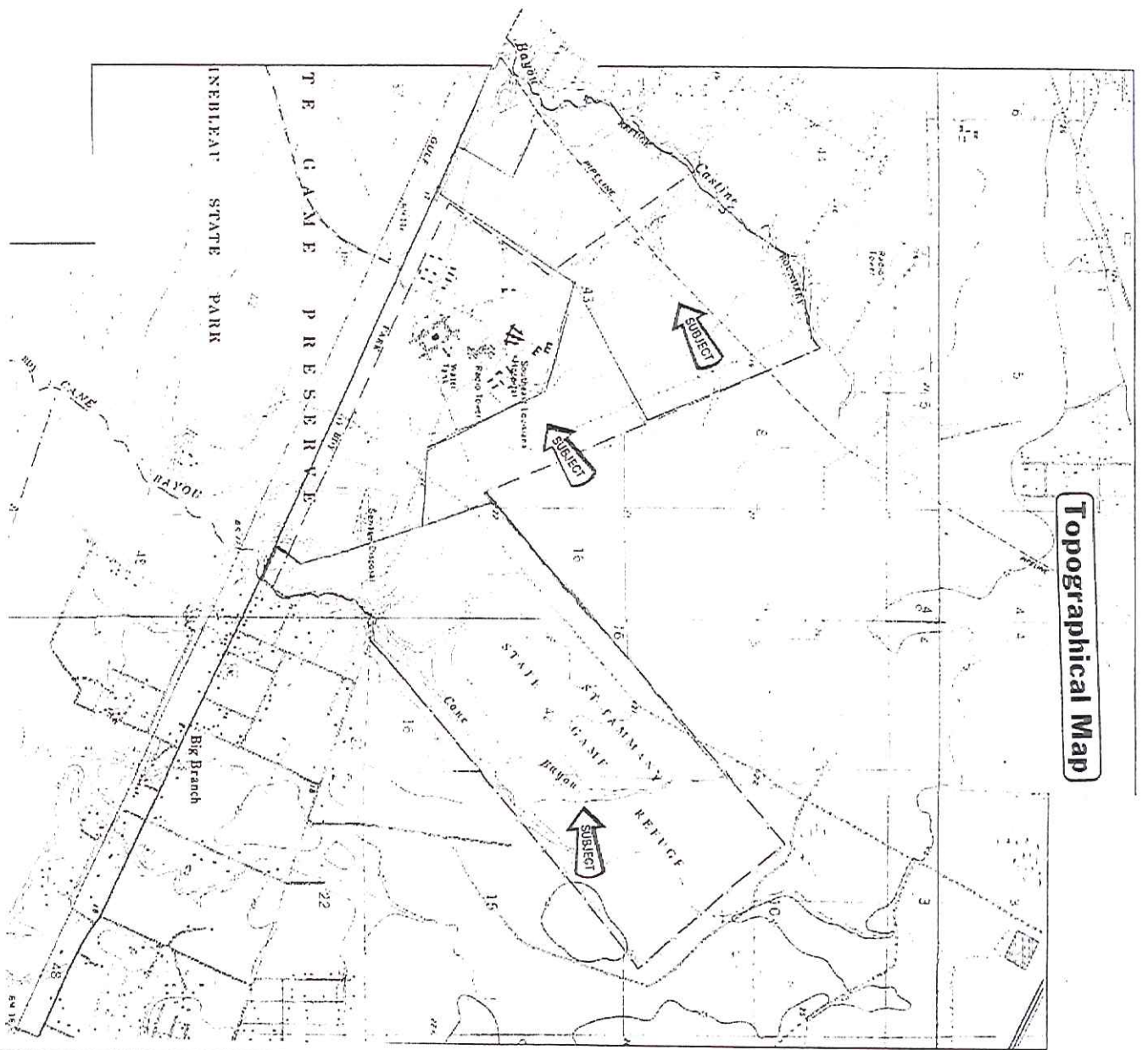


EXHIBIT "A" Continued



Topographical Map