

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5863

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: STEFANCIK/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: MR. TANNER

SECONDED BY: MS. BLANCHARD

ON THE 3 DAY OF AUGUST , 2017

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT AND RESTATEMENT OF LEASE WITH THE ROMAN CATHOLIC CHURCH OF THE ARCHDIOCESE OF NEW ORLEANS AND/OR OTHER NECESSARY PARTIES FOR A PORTION OF THE SAFE HAVEN CAMPUS COMPRISING ST. DYMPHNA CATHOLIC CHAPEL (WARD 4, DISTRICT 7).

WHEREAS, effective as of September 1, 1970, the State of Louisiana, acting through the State Department of Hospitals ("State") and the Roman Catholic Church of the Archdiocese of New Orleans ("ANO") entered into that certain Lease (the "Original Lease"), wherein ANO agreed to occupy and use a certain vacant parcel of immovable property located on the former Southeastern Louisiana Hospital site, and specifically located at the intersection of the West side of Pelican Drive with the South side of Raven Road on the Safe Haven St. Tammany campus; and

WHEREAS, during the term of the Original Lease, State and/or ANO has constructed certain improvements on the subject premises, which improvements currently comprise the St. Dymphna Catholic Chapel; and

WHEREAS, through subsequent transaction(s), Parish acquired ownership of the subject premises and has assumed State's interest in the Original Lease; and

WHEREAS, Parish and ANO have a mutual interest in and recognize the importance of ANO's continued use of the subject premises, and immovable property thereon, for the provision of necessary spiritual and religious services on the former Southeastern Louisiana Hospital site for patients at Northlake Behavioral Health System, Safe Haven St. Tammany and/or for the benefit of other Parish citizens.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS that St. Tammany Parish Government, through the Office of the Parish President, is authorized to enter into a Cooperative Endeavor Agreement and Restatement of Lease, which meets or exceeds all requirements of Louisiana law and jurisprudence, with the Roman Catholic Church of the Archdiocese of New Orleans and/or other necessary parties for that portion of land on the Safe Haven Campus comprising the St. Dymphna Catholic Chapel, and to take any and all actions necessary in support of the same.

BE IT FURTHER ORDAINED 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 SEPTEMBER, 2017; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: JULY 26, 2017

Published Adoption: _____, 2017

Delivered to Parish President: _____, 2017 at _____

Returned to Council Clerk: _____, 2017 at _____

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ENTER INTO A COOPERATIVE ENDEAVOR AGREEMENT AND RESTATEMENT OF LEASE WITH THE ROMAN CATHOLIC CHURCH OF THE ARCHDIOCESE OF NEW ORLEANS AND/OR OTHER NECESSARY PARTIES FOR A PORTION OF THE SAFE HAVEN CAMPUS COMPRISING ST. DYMPHNA CATHOLIC CHAPEL (WARD 4, DISTRICT 7).

Parish seeks to enter into a Cooperative Endeavor Agreement and Restatement of Lease with the Roman Catholic Church of the Archdiocese of New Orleans and/or any other necessary party, for the use of the land comprising the St. Dymphna Catholic Chapel. All responsibilities for costs of maintenance, operation, utilities and renovations as relating to the subject premises, including all land and immovable property thereon, shall be the responsibility of the Roman Catholic Church of the Archdiocese of New Orleans during the term of said Agreement.