



# *St. Bernard Parish Council*

8201 West Judge Perez Drive    Chalmette, Louisiana, 70043  
(504) 278-4228    Fax (504) 278-4209  
[www.sbpq.net](http://www.sbpq.net)

**#15**

**Kerri Callais**  
*Councilmember  
at Large*

**Richard "Richie" Lewis**  
*Councilmember  
at Large*

**Gillis McCloskey**  
*Councilmember  
District A*

**Nathan Gorbaty**  
*Councilmember  
District B*

**Howard Luna**  
*Councilmember  
District C*

**Wanda Alcon**  
*Councilmember  
District D*

**Manuel "Monty"  
Montelongo III**  
*Councilmember  
District E*

**Roxanne Adams**  
*Clerk of Council*

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, OCTOBER 16, 2018 AT THREE O'CLOCK P.M.

On motion of Mr. Montelongo, seconded by Mr. Gorbaty, it was moved to **adopt** the following ordinance:

## **ORDINANCE SBPC #2108-10-18**

### **Summary No. 3644**

Introduced by: Administration on 10/2/18  
Public Hearing held on 10/16/18

AN ORDINANCE TO AUTHORIZE THE EXECUTION AND RECORDATION OF AN ACT OF CORRECTION AND DEPOSIT TO ATTACH AND RECORD THE MISSING EXHIBITS "D" AND "E" TO ORDINANCE SBPC# 354-11-97, WHICH WAS PASSED ON NOVEMBER 4, 1997.

**WHEREAS**, on November 4, 1997, Ordinance SBPC #354-11-97 ("the Ordinance"), was passed. The Ordinance was recorded on December 10, 1997 into the public records of St. Bernard Parish, Louisiana, at COB 637, Page 28, File No. 341644, with various Exhibits attached and made a part thereof.

**WHEREAS**, there was an omission and error in the recordation of the Ordinance in that the two plats referred to in the Ordinance as Exhibit "D" and "E" were inadvertently not attached and were not recorded into the public record;

**WHEREAS**, an Act of Correction and Deposit with the proper Exhibits "D" and "E" must be recorded to clear the record and the titles of the effected property.

### **ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:**

**SECTION 1.** The Parish Council hereby authorizes the execution and recordation of an Act of Correction and Deposit, attached hereto as Exhibit 1, and expressly authorizes the Council Clerk to sign the Act of Correction and Deposit and have it recorded into the public records of St. Bernard Parish.

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.



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at Large

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Extract #15 continued  
October 16, 2018

**Richard "Richie" Lewis**  
Councilmember  
at Large

**Gillis McCloskey**  
Councilmember  
District A

**Nathan Gorbaty**  
Councilmember  
District B

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Councilmember  
District C

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District D

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Councilmember  
District E

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Clerk of Council

**SECTION 3. Severability.** If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

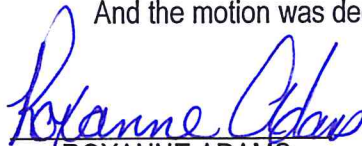
**YEAS:** Gorbaty, Luna, Alcon, Montelongo

**NAYS:** None

**ABSENT:** McCloskey, Lewis

The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 16<sup>th</sup> day of October, 2018.

  
ROXANNE ADAMS  
CLERK OF COUNCIL

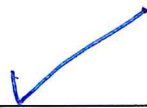
  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President 10/19/18 9:05am  
Date and Time

Received by

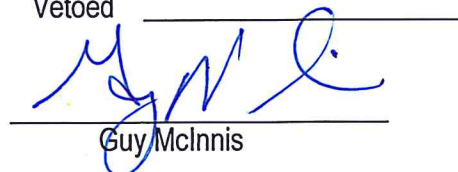
Margen Campu

Approved



Vetoed

Parish President

  
Guy McInnis

Returned to Clerk of the Council

10/22/18 8:40am  
Date and Time

Received by

Eulphie Melo



STATE OF LOUISIANA

PARISH OF ORLEANS

ACT OF CORRECTION AND DEPOSIT

BEFORE the undersigned notaries public, did come and appear, DOROTHY LOUISE O'TOOLE BENGÉ, a person of majority age, on behalf of herself Individually, and as Independent Executor for the Succession of James Peter Quatroy, and ROXANNE ADAMS in her capacity as the duly authorized Clerk of Council for St. Bernard Parish, and who did declare:

That on Tuesday, November 4, 1997, Ordinance SBPC #354-11-97 ("Ordinance"), was passed which was recorded on December 10, 1997 into the public records of St. Bernard Parish, Louisiana, at COB 637, Page 28, File No. 341644, with various Exhibits attached and made a part thereof.

That the Ordinance accepted two separate donations of property from Mrs. Bengé and members of her family, the first by Marie Louise Molero O'Toole, Mrs. Bengé's mother, and Mabel Isabel Molero Quatroy, Mrs. Bengé's aunt, dated May 30, 1980, and the second donation by Dorothy Louise O'Toole Bengé and Mabel Isabel Molero Quatroy, dated October 21, 1997.

That there was an omission and error in that the two plats referred to in the Ordinance as Exhibit "D" and "E" were not attached and were not recorded into the public record; and, the two Exhibits were not correctly identified.

That there has been some confusion in the public record as to what part of the entire parcel was donated and what part of the entire parcel was retained by Dorothy Louise O'Toole Bengé and Mabel Isabel Molero Quatroy.

That Mabel Isabel Molero Quatroy has subsequently died, and her son, James Peter Quatroy, as her sole heir, has also died. And, that she is the Independent Executor for the Succession of James Peter Quatroy.

And, that the correct Exhibits should be as follows:

That certain revised survey by Stephen Estopinal, PLS, dated December 27, 1983 and revised February 10, 1984, as Exhibit "D", showing the initial donation and subdivision and retained acreage;

And, that certain revised survey by Stephen Estopinal, PLS, dated October 11, 1994 and revised October 14, 1994, as Exhibit "E", showing the second re-subdivision and donation of Lots D-1 and E-1 which she and her aunt donated to the Parish.

Exhibit 1

And, that the revised surveys attached to this ACT OF CORRECTION AND DEPOSIT are the correct surveys and Exhibits to the Ordinance.

ACCORDINGLY, Dorothy Louise O'Toole Benge, on behalf of herself Individually, and as Independent Executor for the Succession of James Peter Quatroy, and Roxanne Adams, in her capacity as the duly authorized Clerk of Council for St. Bernard Parish do hereby request that the Clerk of Court adequately note this Act of Correction and Deposit in the margin of his records under File No. 341644, COB 637, Page 28 of the Conveyance Records of St. Bernard Parish all to serve as occasion may require.

WITNESSES:

\_\_\_\_\_  
Phyllis Talluto

\_\_\_\_\_  
**DOROTHY LOUISE O'TOOLE BENGE,**  
**Individually and as Independent Executor**  
**For the Succession of James Peter Quatroy**

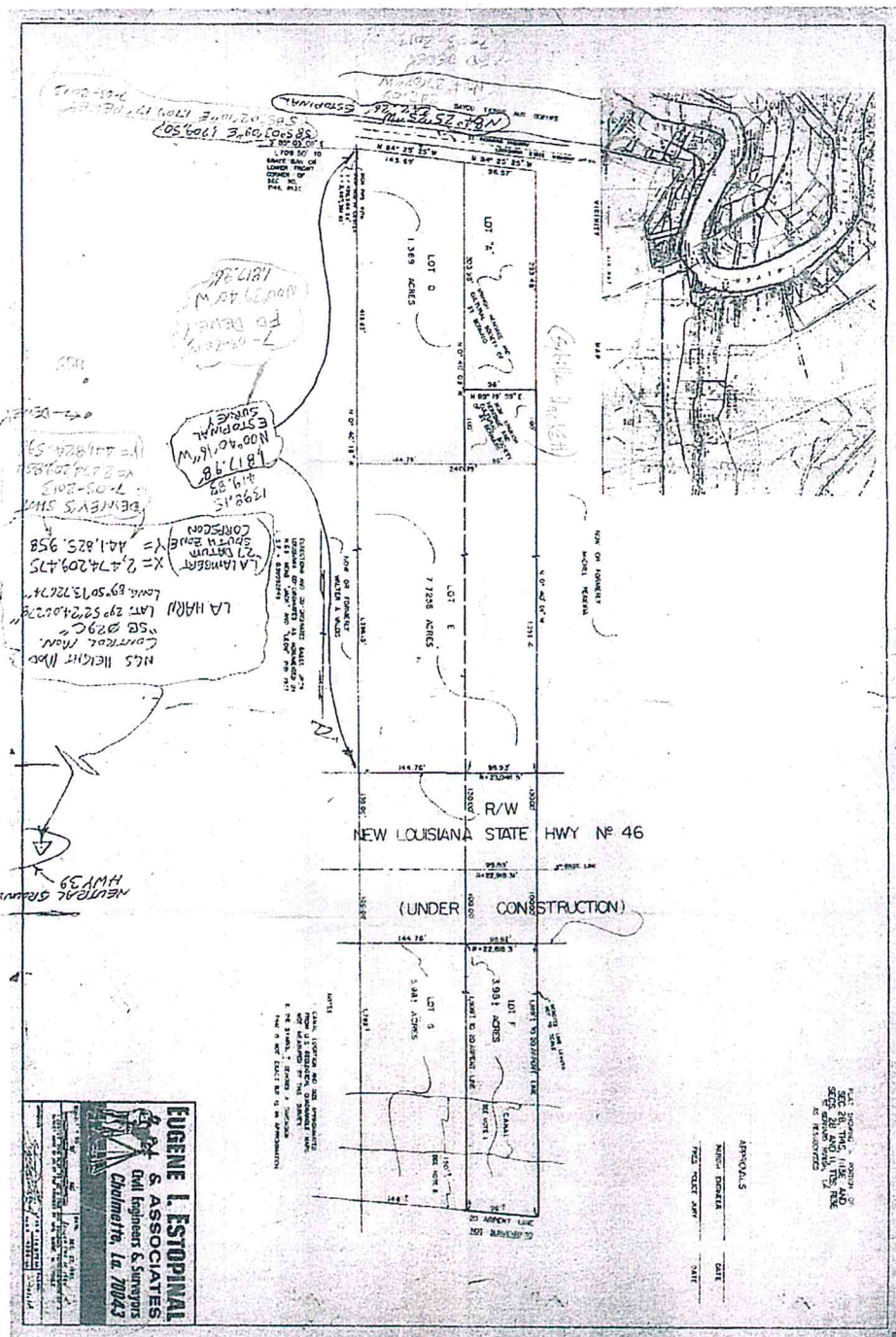
\_\_\_\_\_  
Joyce Riedl

\_\_\_\_\_  
MELINDA BENGE BROWN, Notary Public  
Notary I.D. #86033, LA Bar #26220  
Parish of Jefferson, State of Louisiana  
My commission is for life.

WITNESSES:

\_\_\_\_\_  
**ROXANNE ADAMS,**  
**Clerk of Council, St. Bernard Parish**

\_\_\_\_\_  
WILLIAM MARTIN MCGOEY, Notary Public  
Notary I.D. #12496 , LA Bar #14205  
Parish of St. Bernard, State of Louisiana  
My commission is for life.



Dec 27,  
1985  
(Revised  
Feb. 10,  
1986)

BAYOU TERRE AUX BOEUF  
 BAYOU ROAD

FIRE STATION

SPANISH HERITAGE AND  
 CILINRIAL SOCIETY OF  
 ST. BERNARD PARISH, LA.  
 LOT D-1

LOT E-1

MICHEL PEREIRA

WALTER A. VALDES

PLAT SHOWING  
 A RESUBDIVISION OF  
 SECTION 28, T13 & 14S, R1E  
 ST. HELENA MERIDIAN  
 ST. BERNARD PARISH, LA.

ESTOPINAL  
 WAREHOUSING AND ENGINEERING, INC.  
 10000 W. 100th St., Suite 100  
 Overland Park, KS 66211

NEW LA. STATE HIGHWAY #44