



St. Bernard Parish Council

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

#20

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, NOVEMBER 5, 2019 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2213-11-19

Summary No. 3769

Introduced by: Administration on 10/15/19
Public Hearing held on 11/5/19

AN ORDINANCE TO DECLARE THE LOT BEARING MUNICIPAL ADDRESS 3213 MUMPHREY AS SURPLUS, TO DONATE THE PROPERTY TO ST. BERNARD PARISH SCHOOL BOARD, AND TO AUTHORIZE THE PARISH PRESIDENT TO EXECUTE ALL NECESSARY DOCUMENTS.

WHEREAS, St. Bernard Parish Government ("SBPG") considers this property surplus and it is not needed for a public purpose of the Parish; and,

WHEREAS, the St. Bernard Parish School Board educates citizens and benefits members of all income levels in the surrounding community; and,

WHEREAS, 3213 Mumphrey Road shall not be used for parking.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The Property is fully described in Exhibit "A", the Act of Donation, attached hereto. This property will be referred to hereinafter in this ordinance as "THE PROPERTY".

SECTION 2. The St. Bernard Parish Council hereby authorizes the Parish President to donate THE PROPERTY to St. Bernard Parish School Board and to execute any necessary documents for the donation. THE PROPERTY shall not be used for parking.

SECTION 3. 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.

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



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Extract #20 continued
November 5, 2019

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

SECTION 4. 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 of this Ordinance with the invalid portions omitted.

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

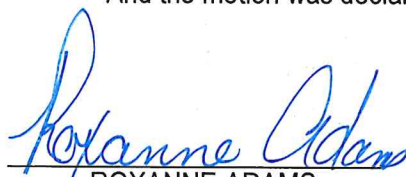
YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo, Callais

NAYS: None

ABSENT: None

The Council Chair, Mr. Lewis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 5th day of November, 2019.



ROXANNE ADAMS
CLERK OF COUNCIL



RICHARD "RICHIE" LEWIS
COUNCIL CHAIR

Delivered to the Parish President

11/8/19 10:55am
Date and Time

Received by

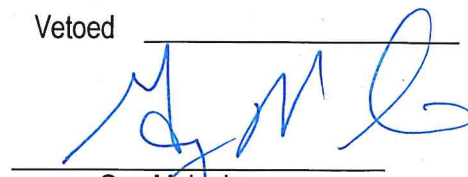
Margen C. Kelley

Approved



Vetoed

Parish President



Guy McInnis



St. Bernard Parish Council

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Extract #20 continued
November 5, 2019

Kerri Callais
*Councilmember
at Large*

Richard "Richie" Lewis
*Councilmember
at Large*

Returned to Clerk of the Council

11/13/19 8:45am
Date and Time

Gillis McCloskey
*Councilmember
District A*

Received by

Elyse Miller

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

STATE OF LOUISIANA

PARISH OF ST. BERNARD

ACT OF DONATION

BE IT KNOWN, that on this _____ day of _____ 2019, before me,

_____, a Notary Public, duly commissioned

and qualified in and for the hereinafter Parish and State, personally came and appeared:

ST. BERNARD PARISH GOVERNMENT, 8201 W. Judge Perez Dr., Chalmette, LA

70043, through Guy McInnis, Parish President

who declared that they do make a manual gift and donation to:

ST. BERNARD PARISH SCHOOL BOARD, 200 East St. Bernard Hwy, Chalmette,

LA 70043, through Clifford Englande, President of the School Board,

hereby appearing for the purpose of accepting the same, of the following described property, to-wit:

Being Lots 61 and 63 of Mumphrey Subdivision Extension No. 1 and being more particularly described as follows: Commence at the intersection of the southerly right-of-way of Missouri Street with the westerly right-of-way of Mumphrey Road; thence along the westerly right-of-way of Mumphrey Road southerly 567.07 feet to a found ½ inch iron rod at the POINT OF BEGINNING of herein described tract; thence continue along the westerly right-of-way of Mumphrey Road southerly 141.02 feet to a found 1/2/ iron rod; thence along the southerly boundary of original Lot 63 westerly 70.91 feet to a ½ inch Subdivision Extension No. 1 northerly 141.02 feet to a found ½ inch iron rod; thence along the northerly boundary of original Lot 61 easterly 70.91 feet to the POINT OF BEGINNING. And containing 0.230 acres, more or less.

The physical address of Lot 61-A is 3213 Mumphrey Road, Chalmette, LA 70043.

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Donors declare that it is their intention to make a donation inter vivos to Donee, St. Bernard Parish School Board. Donee herein accepts this donation in accordance with the terms hereof and acknowledges gratitude therefor.

The parties hereto agree to dispense with the production of the Certificate of privileges or mortgages and exonerate the undersigned Notaries Public from all liabilities in the premises and

further take full cognizance of the fact that they neither requested nor received from the undersigned Notaries Public opinions with respect to the title to the property hereby donated and finally take full cognizance of the fact that they have supplied the undersigned Notaries Public with the description of all properties herein donated and are satisfied with said description.

The parties agree that 3213 Mumphrey Road, Chalmette, LA 70043 shall not be used for parking. This donation is conditioned on the property not being used for parking.

SIGNATURES ON FOLLOWING PAGE

THUS, DONE AND PASSED by Parish President Guy McInnis, in the presence of the undersigned competent witnesses and me, Notary Public, in the Parish of St. Bernard, Louisiana, all of whom sign on this _____ day of _____ 2019, after due reading of the whole.

WITNESSES:

DONOR:

Printed Name

GUY MCINNIS, PARISH PRESIDENT

Signature

Printed Name

Signature

NOTARY PUBLIC SIGNATURE

PRINTED NAME

BAR ROLL NO./NOTARY NO.

THUS, DONE AND PASSED by Clifford Englande, President of the St. Bernard Parish School Board, in the presence of the undersigned competent witnesses and me, Notary Public, in the Parish of St. Bernard, Louisiana, all of whom sign on this _____ day of _____ 2019, after due reading of the whole.

WITNESSES:

DONOR:

Printed Name

**CLIFFORD ENGLANDE, PRESIDENT
OF THE ST. BERNARD PARISH
SCHOOL BOARD**

Signature

Printed Name

Signature

NOTARY PUBLIC SIGNATURE

PRINTED NAME

BAR ROLL NO./NOTARY NO.