



St. Bernard Parish Council

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

#19

Kerri Callais
*Councilmember
at Large*

Richard "Richie" Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Howard Luna
*Councilmember
District C*

Wanda Alcon
*Councilmember
District D*

Fred Everhardt, Jr.
*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 WEDNESDAY, NOVEMBER 4, 2020 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2277-11-20

Summary No. 3849

Introduced by: Administration on 10/20/20
Public Hearing held on 11/4/20

AN ORDINANCE AUTHORIZING THE PARISH PRESIDENT TO ACCEPT THE DONATION OF 1613 HEIGHTS DRIVE, ST. BERNARD, LOUISIANA 70085 AND TO EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

WHEREAS, the St. Bernard Project, Inc. wishes to donate 1613 Heights Drive, St. Bernard, LA 70085.

WHEREAS, it is in the best interest of St. Bernard Parish to accept this donation and return the properties to commerce.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The property bearing municipal address 1613 Heights Drive, St. Bernard, LA 70085 is fully described in the Act of Donation, which is attached hereto as Exhibit A.

SECTION 2. The St. Bernard Parish council hereby authorizes the Parish President to accept the donation of 1613 Heights Drive, St. Bernard, LA 70085 from The St. Bernard Project and to execute the Act of Donation (Exhibit A) and any necessary documents necessary to effectuate the donation.

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.



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Extract #19 continued
November 4, 2020

Richard "Richie" Lewis
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Howard Luna
*Councilmember
District C*

Wanda Alcon
*Councilmember
District D*

Fred Everhardt, Jr.
*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 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, Moran, Luna, Alcon, Everhardt, Lewis

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 4th day of November, 2020.



ROXANNE ADAMS
CLERK OF COUNCIL



KERRI CALLAIS
COUNCIL CHAIR

Delivered to the Parish President

11/6/2020 9:45 a.m.

Date and Time

Received by

Maegen Kelley

Approved



Vetoed





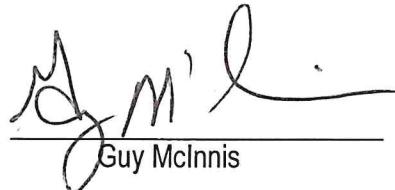
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Extract #19 continued
November 4, 2020

Richard "Richie" Lewis
*Councilmember
at Large*

Parish President



Guy McInnis

11/12/2020 9:15am
Date and Time

Joshua "Josh" Moran
*Councilmember
District B*

Returned to Clerk of the Council

Howard Luna
*Councilmember
District C*

Received by



Tonya Salouy

Wanda Alcon
*Councilmember
District D*

Fred Everhardt, Jr.
*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 _____, 2020, before me,
_____, Notary Public, duly commissioned and qualified in and
for the hereinafter Parish and State, personally came and appeared:

ST. BERNARD PROJECT, INC. ("DONOR")

whose address is 2645 Toulouse Street, New Orleans, Louisiana 70119, who declares that it is
making a donation inter vivos unto:

ST. BERNARD PARISH GOVERNMENT ("DONEE")

whose address is 8201 West Judge Perez Drive, Chalmette, Louisiana 70043, hereby appearing
for the purpose of accepting the same, of the following described properties, to-wit:

1613 HEIGHTS

That certain piece or portion of ground, together with all the buildings and
improvements thereof, and all the rights, ways, privileges, servitudes,
appurtenances, and advantages thereunto belonging or in anywise appertaining,
situated in the State of Louisiana, Parish of St. Bernard, in Section 15, Township
14 South, Range 13 East, Southeastern District of Louisiana, East of the
Mississippi River. In that part thereof known as St. Bernard Heights Addition,
according to a plan of subdivision prepared by J.L. Fontcuberta, Surveyor, dated
February 21, 1963, annexed to a resolution of the Police Jury of the parish of St.
Bernard, registered in COB 85, folio 70, and according to which, said lot is
designated, located and measures as follows:

Lot No. 20, Square A-2, which square is bounded by Heights Drive, Southern
Road, the Easterly boundary line of said subdivision, and Jennie Drive. Lot No.
20 commences at a distance of 186.88 feet from the corner of Heights Drive and
Southern Road and measures thence 55 feet front on Heights Drive, a similar
width in the rear, by a depth of 92.14 feet between equal and parallel lines. All as
more fully shown on survey of Eugene L. Estopinal, C.E., dated January 10, 1972.

Said property bears the municipal address of 1613 Heights Drive, Saint Bernard,
LA 70085.

Tax ID No. 61380A200020

Said DONOR declares that it has given, donated and delivered and does by this formal Act of Donation irrevocably gives and donates pursuant to the provisions of La. R.S. 12:1301 *et seq.* and delivers unto said DONEE.

DONOR, St. Bernard Project, Inc., as represented by Keith McCulloch, CFO, declares that it is its intention to make a donation *inter vivos* to DONEE, St. Bernard Parish Government. DONEE herein accepts this donation in accordance with the terms hereof and acknowledges gratitude therefore.

These properties are transferred and accepted subject to any and all easements and servitudes of public record.

DONEE declares that they accept the said Donation and acknowledges due delivery and possession of the properties so donated to them.

The parties hereto acknowledge that no survey has been performed on the above described properties, at their request, and that the parties agree to relieve, release, and hold harmless and indemnify the undersigned Notary Public from any and all liability and responsibility in connection therewith.

THUS DONE AND PASSED by St. Bernard Project, Inc., as represented by Chief McCulloch, CFO, in the presence of the undersigned competent witnesses and me, Notary Public, in accordance with the local laws and regulations, validate all of whom sign on this _____ day of _____, 2020, after due reading of the whole.

WITNESSES:

PRINT NAME:

PRINT NAME

DONOR:

ST. BERNARD PROJECT, INC.
BY: Keith McCulloch, CFO

NOTARY PUBLIC
BAR ROLL NO./NOTARY NO._____

THUS DONE AND PASSED by the President of St. Bernard Parish Government, in the presence of the undersigned competent witnesses and me, Notary Public, in and for the Parish of St. Bernard, Louisiana, all of whom sign on this _____ day of _____, 2020, after due reading of the whole.

WITNESSES:

PRINT NAME:

PRINT NAME

DONOR:

ST. BERNARD PARISH GOVERNMENT
BY: Guy McInnis, President

NOTARY PUBLIC
BAR ROLL NO./NOTARY NO._____