



St. Bernard Parish Council

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

#19

Fred Everhardt, Jr.
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
at Large*

Patrice Cusimano
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Cindi Meyer
*Councilmember
District C*

Ryan Randall
*Councilmember
District D*

Amanda Mones
*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, MAY 21, 2025 AT THREE O'CLOCK P.M.

On motion of Mrs. Cusimano, seconded by Ms. Meyer, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #2655-05-25

Summary No. 4265

Introduced by: Administration on 5/5/25
Public Hearing held on 5/21/25

AN ORDINANCE TO AUTHORIZE THE GRANT OF A FRANCHISE, RIGHT AND PRIVILEGE TO ENTERGY LOUISIANA, LLC FOR THE SUPPLY OF ELECTRIC POWER AND ENERGY THROUGHOUT THE PARISH OF ST. BERNARD, LOUISIANA.

WHEREAS, the St. Bernard Parish Council, governing authority for the parish of St. Bernard, does hereby find that the grant of a franchise to Entergy Louisiana, LLC for the provision and supply of electric power and energy throughout the parish of St. Bernard, Louisiana best serves the public health and safety of this parish's residents;

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council, governing authority for the parish of St. Bernard (the "Parish"), does hereby grant to Entergy Louisiana, LLC, its successors and assigns (the "Company"), in addition to the rights and privileges presently in effect and enjoyed by the Company, a franchise, right, and privilege, from date of adoption hereof, to supply electric power and energy through the Parish, and to the inhabitants thereof, or to any person, firm, or corporation, in such manner and from such sources as said Company deems best, and the right to acquire, construct, operate, and maintain such plants, structures, transmission lines, distribution systems, and equipment as may be useful or necessary for the generation, production, transportation, distribution, and/or sale of electric power and energy throughout the Parish, and the right to erect, operate, and maintain poles, masts, supports, wires, cables, transmission lines, conduits, conductors, substations, distribution systems, and any and all other appliances useful or necessary for the transportation and/or distribution and/or sale of electric power and energy on, over, under, along, upon, and across all of the present and/or future streets, roads, highways, alleys, and public places of the Parish, not within the limits of any incorporated city, town or village, and the right to repair, replace, or remove same, or



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any portion thereof, and the right to connect any such transmission line or distribution system to any other transmission line or distribution system for the purpose of transporting electric power and energy into, through, or beyond the boundaries of the Parish.

SECTION 2. This Franchise is granted upon and subject to the following provisions:

1. This Franchise, so far as it applies to the use of any state highway for the purposes herein specified, shall be without effect without the written consent and approval of the Louisiana State Highway Engineer, and no work shall be undertaken by the Company on any state highway without the written consent of the State Highway Engineer in accordance with the provisions of La. R.S. 33:4362.
2. In maintaining its property(ies) the Company shall not unnecessarily or unreasonably impair or obstruct the streets, roads, highways, alleys, sidewalks, and public grounds, and the Company shall, at its own expense, without unreasonable delay, make all necessary repairs to remedy any damage or remove any obstruction caused by its operations hereunder.
3. The Company shall use reasonable precautions to avoid damage or injury to persons or property, and shall hold and save harmless St. Bernard Parish Government from all damages, losses, or expense cause by the negligence of the Company, its agents or employees, while exercising any of the rights herein granted.

SECTION 3. St. Bernard Parish Government shall make, adopt, and enforce all ordinances necessary to protect the property and property rights of the Company owned and operated under the Franchise, and St. Bernard Parish Government will not in any way interfere with the full legal use by the Company of the property which it now maintains or may hereafter maintain in the Parish.

SECTION 4. This Franchise shall be for a period of thirty (30) years from the date hereof, and upon exercise by the Company of any of the privileges granted by this Franchise, it shall be irrevocable.

SECTION 5. Nothing in the grant of this Franchise shall be construed as superseding, repealing, canceling, modifying, or in any way affecting any of the rights



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enjoyed by Entergy Louisiana, LLC under that certain franchise granted by the St. Bernard Parish Police Jury on the 5th day of March, 1926, and said franchise is hereby recognized as continuing in full force and effect in accordance with its terms.

SECTION 6. Entergy Louisiana, LLC shall file with the Parish of St. Bernard its written acceptance of the Franchise granted in this ordinance not later than three (3) months from the date of its passage.

SECTION 7. Effective Date. This Ordinance shall become effective immediately upon the 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.

SECTION 8. 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 expressing and declaring that it would have adopted the remaining portion(s) of this Ordinance with the invalid portion(s) omitted.

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

YEAS: Cusimano, Moran, Meyer, Everhardt

NAYS: None

ABSENT: Mones

DID NOT VOTE: Randall

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

And the motion was declared **adopted** on the 21st day of May, 2025.

Jennifer L. Imbraguglio
JENNIFER L. IMBRAGUGLIO
DEPUTY CLERK OF COUNCIL

Gillis McCloskey
GILLIS MCCLOSKEY
COUNCIL CHAIR



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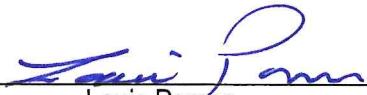
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Delivered to the Parish President 5/23/25 9:15 am
Date and Time

Received by Maegen Kelley

Approved ✓ Vetoed _____

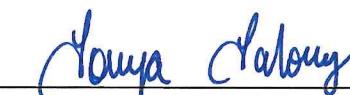
Parish President


Louis Pomes

Returned to Clerk of the Council

5/27/25 9:45 am
Date and Time

Received by


Amanda Chalouy