



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpj.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, NOVEMBER 7, 2017 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #2015-11-17

Summary No. 3541

Introduced by: Administration on 10/17/17

Public hearing held on 11/7/17

AN ORDINANCE TO DECLARE THE LOT BEARING MUNICIPAL ADDRESSES 404 E. D'AMOUR, CHALMETTE, LA 70043 AS SURPLUS; TO AUTHORIZE THE SALE OF THE PROPERTY AND TO AUTHORIZE THE PARISH PRESIDENT TO EXECUTE THE SALE, AND ALL NECESSARY DOCUMENTS TO EFFECTUATE THE SALE.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, 404 E. D'AMOUR, CHALMETTE, LA 70043 is owned by St. Bernard Parish Government,

WHEREAS, 404 E. D'AMOUR, CHALMETTE, LA 70043 is surplus and it is not needed for a public purpose of the Parish,

SECTION 1. THE PROPERTY is hereby ordered to be sold under the following conditions:

- 1) The Property shall be sold for Fair Market Value based on an appraisal.
- 2) The adjoining property owners that share a side lot line, shall have right of first refusal. Parish government shall send a certified letter, using the mailing address on record at the Assessor' Office, to the adjoining property owners that share a side lot line.
- 3) Property owners that share a side lot line shall take precedent over property owners that share a rear lot line. If two or more property owners that share a side lot line want to purchase the Property, then the Property shall be split.



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- 4) If an adjoining property owner does not agree to purchase the Property, the Property shall be auctioned starting at the appraised value.
- 5) If the Property is unsold at auction, the property shall be sold, for appraised value, to the first applicant that signs a purchase agreement.

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.

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, Alcon, Montelongo, Callais

NAYS: None

ABSENT: McCloskey, Luna

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

And the motion was declared **adopted** on the 7th day of November, 2017.



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District A*


ROXANNE ADAMS
CLERK OF COUNCIL


RICHARD LEWIS
COUNCIL CHAIR

Nathan Gorbaty
*Councilmember
District B*

Delivered to the Parish President 11/13/2017 10:00am
Date and Time

Howard Luna
*Councilmember
District C*

Received by Margen Campo

Wanda Alcon
*Councilmember
District D*

Approved  Vetoed _____

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

Parish President


Guy McInnis

Roxanne Adams
Clerk of Council

Returned to Clerk of the Council

11/15/2017 12:56pm
Date and Time

Received by

Jennifer Lemoine