



St. Bernard Parish Council

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

#29

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, JUNE 6, 2017 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 #1884-06-17

Summary No. 3491

Introduced by: Administration on 5/16/17

Public hearing held on 6/6/16

AN ORDINANCE TO AUTHORIZE THE PARISH PRESIDENT TO ACCEPT THE DONATION OF 409 SERPAS DRIVE, ARABI, LA, 600 PERRIN DRIVE, ARABI, LA AND 2245 BAYOU ROAD, ST. BERNARD, LA FROM ST. BERNARD PROJECT, INC. AND EXECUTE ANY NECESSARY DOCUMENTS FOR THE DONATION.

WHEREAS, St. Bernard Project, Inc. wishes to donate 409 Serpas Drive, Arabi, LA, 600 Perrin Drive, Arabi, LA and 2245 Bayou Road, St. Bernard, LA to St. Bernard Parish Government,

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 properties bearing municipal addresses 409 Serpas Drive, Arabi, LA, 600 Perrin Drive, Arabi, LA and 2245 Bayou Road, St. Bernard, LA are fully described in the Act of Donation, which is attached hereto as Exhibit A. These properties will be referred to hereinafter in this ordinance as "THE PROPERTIES".

SECTION 2. The St. Bernard Parish council hereby authorizes the parish president to accept the donation of THE PROPERTIES, from Lauren Franatovich 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 #29 continued
June 6, 2017

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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:

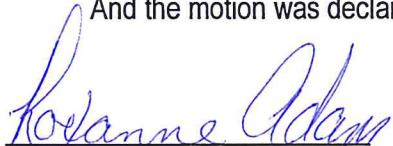
YEAS: McCloskey, Gorbaty, Luna, Alcon, Montelongo, Callais

NAYS: None

ABSENT: None

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

And the motion was declared **adopted** on the 6th day of June, 2017.



ROXANNE ADAMS
CLERK OF COUNCIL



RICHARD LEWIS
COUNCIL CHAIR

Delivered to the Parish President

6/9/17 9:44am
Date and Time

Approved ✓

Vetoed _____

Parish President

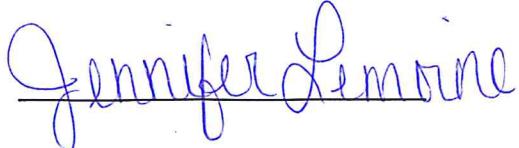


Guy McInnis

Returned to Clerk of the Council

6/9/2017 10:00AM
Date and Time

Received by



Jennifer Lemire

STATE OF LOUISIANA

PARISH OF ST. BERNARD

ACT OF DONATION

BE IT KNOWN, that on this _____ day of May, 2017, 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:

409 SERPAS

THAT PORTION OF GROUND, together with all of the rights, ways, privileges,
servitudes, appurtenances and advantages thereunto belonging or in anywise
appertaining, situated in the Parish of St. Bernard, State of Louisiana, in that part
thereof, known as Carolyn Park Subdivision, being a subdivision of part of the New
Orleans Terminal Company property, comprising portions of the original George
A. Villere, Pierre Senac, Henry A. Dupont, et als, Jena Sarragnac and Jean Fabares,
Mrs. Leonide May Cenas, Pierre Platt and widow F. Gueringer tracts, in Square 8
thereof, bounded by Rowley Boulevard, Serpas Drive, Norton Avenue and Doerr
Drive, which said lots is designated as Lot No. 186 on a plan of subdivision by F.C.
Gandolfo, Jr., Surveyor, dated April 20, 1953, revised April 21, 1953, annexed to
act of deposit before Oliver S. Livaudais, N.P., dated May 11, 1953 and registered
in C.O.B. 57, folio 122 and according to said survey said lot measures as follows:

Lot No. 186 measures 60 feet front on Serpas Drive, the same width in the rear, by
a depth of 120 feet between equal and parallel lines, Lot No. 186 commences at a
distance of 505 feet from the corner of Serpas Drive and Rowley Boulevard; all as
more fully shown on plat of survey by Adloe Orr, Jr. & Associates, dated June 24,
1955,;

Said property having a municipal address of 409 Serpas Drive, Arabi, LA 70032.

2245 BAYOU ROAD

A CERTAIN LOT OR PORTION OF GROUND, together with all of the rights, ways, privileges, servitudes, advantages and appurtenances thereunto belonging, or in anywise appertaining, situated in the Parish of St. Bernard, State of Louisiana, that part thereof known as the Town of Whitehall, which is situated on both sides of the Bayou Terre aux Boeufs, at about four miles from the Mississippi River, as delineated and set forth on a sketch or plan made by A.G. Mundinger, Civil Engineer, dated February, 1912; a copy of which plan is deposited in the office of the Clerk of Court of St. Bernard Parish. The lot or portion of ground herein conveyed is designated by the NUMBER FIFTY (50) on said sketch and is situated in that part of the said Town of Whitehall which is comprised within the Shell Road or Pfister Boulevard, which runs along the banks of Bayou Terre aux Beoufs, and North Road, Blythe Avenue and Canal Street. According to the above mentioned sketch or plan, the said lot or portion of ground begins at a distance of one hundred seventy-eight and three tenths feet, on a broken line from the intersection of the Shell Road or Pfister Boulevard, and North Road, and measures from thence, towards Canal Street, along the said Shell Road or Pfister Boulevard, on which it fronts forty (40) feet, by a depth between equal and parallel lines of one hundred and fifty (150) feet and has width in the rear of forty (40) feet;

Said property having a municipal address of 2245 Bayou Road, St. Bernard, LA 70085.

600 PERRIN

A CERTAIN PIECE OR PORTION OF GROUND, together with all of the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, situated in Arabi, Parish of St. Bernard, State of Louisiana, in that part thereof known as CAROLYN PARK SUBDIVISION, and in accordance with survey made by F.C. Gandolfo, Jr., surveyor, dated April 20, 1953, a white print copy of which is attached to act before Harold R. Ainsworth, Notary Public, dated May 12, 1953, said lot is situated in SQUARE 1, thereof and which square is bounded by Perrin Drive, the North boundary of CAROLYN PARK SUBDIVISION, which is adjacent to a 50 foot right of way for the United Gas Pipe Line, Rowley Blvd., and bounded on the West by the Western boundary line of CAROLYN PARK SUBDIVISION, and on the Southwest by an unmarked undesigned portion extending between St. Bernard Highway (LA State No. 1) and the said CAROLYN PARK SUBDIVISION, lying between Rowley Blvd. and the Western boundary line of CAROLYN PARK SUBDIVISION. Lot is designated by the NO. 2 Lot 2 measures 60 feet front on Perrin Drive, the same width in the rear, by a depth between equal and parallel lines of 110 feet.

All as more fully shown on survey of Henry T. Richardson, C.E., dated December 14, 1955. Said Lot 2 commences 1,831.40 feet from the corner of Perrin Drive and Rowley Blvd.

Said property having a municipal address of 600 Perrin Drive, Arabi, Louisiana 70032.

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 the above-described properties..

DONOR, St. Bernard Project, Inc., as represented by Elizabeth F. McCartney, 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 Elizabeth F. McCartney, 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 May, 2017, after due reading of the whole.

WITNESSES:

PRINT NAME:

PRINT NAME**DONOR:**

ST. BERNARD PROJECT, INC.
BY: Elizabeth F. McCartney
Executive Director

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 May, 2017, 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._____