

The following ordinance was introduced by Mr. Lindel Toups in regular session convened on February 25, 2014.

PROPOSED ORDINANCE

The following ordinance, having been previously introduced and published, was offered for final adoption by Mr. Lindel Toups, seconded by Mr. Phillip Gouaux.

ORDINANCE NO. 5437

AN ORDINANCE APPROVING INDIVIDUAL SERVITUDE AGREEMENTS BETWEEN LAFOURCHE PARISH GOVERNMENT AND PROPERTY OWNERS AS FURTHER IDENTIFIED HEREIN FOR THE ACQUISITION OF SERVITUDES, FOR A WATER DISTRIBUTION LINE AND FIRE HYDRANTS ON BROCATO STREET AND ON OTHER PROPERTIES IN RACELAND; AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE AND ADMINISTER SAID AGREEMENTS AND ANY AND ALL RELEVANT DOCUMENTS.

WHEREAS, the Lafourche Parish Government received a Fiscal Year 2011 Louisiana Community Development Block Grant (LCDBG) to construct new water lines in the Community of Alidore in order to provide increased water distribution capacity; and

WHEREAS, the Parish has entered into an Intergovernmental Cooperative Agreement with the Lafourche Parish Water District No. 1 for the perpetual maintenance of said water line improvements upon completion; and

WHEREAS, the requirements of the LCDBG grant regarding Acquisition of Servitudes involve compliance with the procedures of the Uniform Relocation and Real Property Acquisition Act; and

WHEREAS, certain property owners identified herein have agreed to sell a 5 foot servitude to the Parish for said water lines; and

WHEREAS, the agreements for Acquisition of Servitudes shall be with the following property owners: HollyBreeze Prop, LLC (Anne W. Parker and Lamar W. Waguespack, Jr.); Olga R. Jackson; Dwight and Opehlia Blackledge; Phelton Gray; Oscar Gray; Marvin Randall; Alfred and Zelina Y. Folse; Freddie Farlow, Jr. and Betty J. Farlow; Michael and Bessie Mae Price; Denise Mott; and Martina G. Davis; and

WHEREAS, Lafourche Parish Government shall acquire said Servitudes for the amount at which each is valued as identified in the Individual Servitude Agreements in accordance with the procedures described in the LCDBG grant for a total of \$2,011.80; and

WHEREAS, this ordinance was sponsored for Administration by Mr. Lindel Toups, Councilman, District 6; and

WHEREAS, it is recommended by the Administration of the Lafourche Parish Government that the Council approve this Ordinance approving the Individual Servitude Agreements between Lafourche Parish Government and the property owners further described herein for the Acquisition of Servitudes for a water distribution line and fire hydrants on Brocato Street and on other properties in Raceland; and authorize the Parish President to sign, execute and administer said agreements and any and all relevant documents.

THEREFORE, BE IT ORDAINED, that the Lafourche Parish Council convened in Regular Session on March 11, 2014, and hereby approves an ordinance approving the Individual Servitude Agreements between Lafourche Parish Government and the property owners as further described herein for the Acquisition of Servitudes for a water distribution line and fire hydrants on Brocato Street and other properties in Raceland; and authorizes the Parish President to sign, execute and administer said agreements and any and all relevant documents.

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to South Central Planning & Development Commission, Attn: Ms. Martha Cazaubon, P.O. Box 1870, Gray, Louisiana 70359; Duplantis Design Group, PC, Attn: Mr. Kainen Leblanc; and Lafourche Parish Government: Department of Public Works, Department of Finance, and the Office of the Parish Administrator; and

BE IT FURTHER ORDAINED, that;

SECTION 1. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not effect other provisions, items or application of this ordinance which can be given affect without the invalid provisions, items or application, and to this end the provisions of this ordinance are declared severable.

SECTION 2. All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

SECTION 3. This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

SECTION 4. This Ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of said Council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS:	Mr. Jerry Jones	Mr. Joseph "Joe" Fertitta	Mr. Phillip Gouaux
	Mr. Michael Delatte	Mr. John Arnold	Mr. Jerry LaFont
	Mr. Aaron Caillouet	Mr. Lindel Toups	Mr. Daniel Lorraine
NAYS:	None		
ABSENT:	None		

SECTION 5. This Ordinance shall become effective on the tenth day after final publication.

/s/ Daniel Lorraine
DANIEL LORRAINE, CHAIRMAN
LAFOURCHE PARISH COUNCIL

/s/ Carleen B. Babin
CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

Delivered to the Parish President on

March 13, 2014, at 8:15 a.m.

APPROVED: X

UNAPPROVED:

VETOED:

/s/ Charlotte A. Randolph
Lafourche Parish President

Returned to the Council Clerk on

March 13, 2014, at 10:15 a.m.

I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5437, enacted by the Assembled Council in Regular Session on March 11, 2014, at which meeting a quorum was present, and was finally adopted on March 13, 2014.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE ON THIS 26TH DAY OF MARCH, 2014.

/s/ Carleen B. Babin
CARLEEN B. BABIN, COUNCIL CLERK
LAFOURCHE PARISH COUNCIL

DATE PUBLISHED: April 1, 2014

DATE EFFECTIVE: April 11, 2014