

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. Jerry LaFont.

ORDINANCE NO. 5451

ORDINANCE APPROVING THE ATTACHED SERVITUDE AGREEMENT BETWEEN LA COTE L.L.C., REPRESENTED BY JOHN (TREY) BRADY, III AND BONNIE BRADY BABIN, AND THE LAFOURCHE PARISH COUNCIL; AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE, AND ADMINISTER SAID AGREEMENT.

BE IT ORDAINED, by the Lafourche Parish Council, which convened in Regular Session on April 22, 2014, that:

SECTION 1.

WHEREAS, access to private properties is necessary for the construction, widening and maintenance of the Gheens Short Cut Road and its appurtenances; and

WHEREAS, the Department of Public Works is requesting Right of way Agreement over and across the described property on the Servitude Agreement attached; and

WHEREAS, the Administration requests authority to sign these agreements in support of daily operations with private landowners; and

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

THEREFORE, BE IT ORDAINED, that the Lafourche Parish Council convened in Regular Session on April 22, 2014, and does hereby approve the attached Servitude Agreement with La Cote L.L.C., represented by John (Trey) Brady, III and Bonnie Brady Babin; and authorizes the Parish President to sign, execute, and administer any and all documents; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to John (Trey) Brady, III and Bonnie Brady Babin (363 Industrial Park Road, Larose, Louisiana 70373); and Lafourche Parish Government: Department of Public Works, and the Office of the Parish Administrator; and

SECTION 2. 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 3. All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

SECTION 4. This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

SECTION 5. 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. Lindel Toups
Mr. Michael Delatte Mr. Phillip Gouaux
Mr. Joseph "Joe" Fertitta Mr. Jerry LaFont
Mr. John Arnold Mr. Daniel Lorraine

NAYS: None

ABSENT: Mr. Aaron Caillouet

SECTION 6. This Ordinance shall become effective *immediately*.

/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

April 24, 2014, at 8:00 a.m.

APPROVED: X

UNAPPROVED:

VETOED:

/s/ Charlotte A. Randolph
Lafourche Parish President

Returned to the Council Clerk on

April 28, 2014, at 3:00 p.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. 5451, enacted by the Assembled Council in Regular Session on April 22, 2014, at which meeting a quorum was present, and was finally adopted on April 28, 2014.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE ON THIS 7TH DAY OF MAY, 2014.

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

DATE PUBLISHED: May 13, 2014

DATE EFFECTIVE: Immediately