

The following ordinance was submitted for introduced by Mr. Phillip Gouaux in regular session convened on September 9, 2014.

PROPOSED ORDINANCE

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

ORDINANCE NO. 5532

AN ORDINANCE TO AUTHORIZE A PROPERTY LEASE AGREEMENT BETWEEN LAFOURCHE PARISH GOVERNMENT AND MARK G. THERIOT AND LINDA THERIOT FOR PROPERTY ACQUIRED THROUGH THE HAZARD MITIGATION GRANT PROGRAM AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE, AND ADMINISTER SAID AGREEMENT AND ANY AND ALL RELEVANT DOCUMENTS.

WHEREAS, this ordinance was sponsored for Administration by Mr. Phillip Gouaux, Councilman, District 7; and

WHEREAS, it is recommended by the Administration of the Lafourche Parish Government that the Council approves a Lease Agreement between Lafourche Parish Government and Mark G. Theriot and Linda Theriot for property acquired through the Hazard Mitigation Grant Program and authorizes the Parish President to sign, execute, and administer said lease agreement and any and all relevant documents.

THEREFORE BE IT ORDAINED, that the Lafourche Parish Council convened in Regular Session on September 23, 2014, and hereby approves a Lease Agreement between Lafourche Parish Government and Mark G. Theriot and Linda Theriot for property acquired through the Hazard Mitigation Grant Program and authorizes the Parish President to sign, execute, and administer said lease agreement and any and all relevant documents.

SECTION 1. The Lafourche Parish Council does hereby authorize the Parish President to sign on behalf of Lafourche Parish Government, a property lease agreement for property acquired through the Hazard Mitigation Grant Program with Mark G. Theriot and Linda Theriot described as follows:

1A. A certain lot or parcel of ground situated in the Parish of Lafourche, State of Louisiana, in Section 36, T17S, R18E, at about 12 miles from the City of Houma, and designated as LOT THREE (3) of BLOCK THREE (3) ON THE MAP SHOWING F.J. MATHERNE SUBDIVISION, located in Section 36, T17S, R18E, Lafourche Parish, Louisiana, made by T. Baker Smith & Son, Inc., Houma, Louisiana, and approved by R.C. Reed., C.E., on May 16, 1966, which map or plat is made a part hereof by reference. Said Lot Three (3) of Block Three (3) measures 100 feet front on Francis Street by a depth between parallel lines of 125.6 feet and is bounded in front or easterly by said Francis Street of said Subdivision, southerly by Lot 1 of Block 3 of said subdivision, westerly by Lot 4 of Block 3 of said subdivision, and northerly by other lands of Farmand J.Matherne.

1B. A certain lot or parcel of ground, situated in the Parish of Lafourche, State of Louisiana, in Section 36, T17S, R18E, at about twelve (12) miles from the City of Houma, and BEING NORTH OF LOT THREE (3) OF BLOCK THREE (3) SHOWN ON THE MAP OF F.J. MATHERNE SUBDIVISION, located in Section 36, T17S, R18E, Lafourche Parish, Louisiana, made by T. Baker Smith & Son, Inc., Houma, Louisiana, and approved by R.C.Reed, C.E., on May 16, 1966, which map or plat is made part hereof by reference. The lot of ground herein mortgaged measures 125.5 feet on its southern side contiguous to Lot Three (3) of Block Three (3) of said subdivision, 150 feet along the prolongation of Francis Street, its western side, as well as 150 feet on its eastern side and 125.5 feet on its Northern side. Together with all the buildings and improvements thereon and all the rights, ways, privileges and servitudes thereunto belonging or in anywise appertaining. Being the same property acquired by Richard Phippen, Robert Phippen and Erica Phippen Billiot from the Judgment of Possession in Succession of Betty Ann Phippen, Suit No. 17070, recorded on February 9, 2001 under Entry No. 887657; by Richard Phippen and Erica Phippen Billiot from Robert Phippen in an Act of Cash Sale recorded on March 5, 2001 under Entry No. 888694 and from Erica Phippen Billiot in an Act of Donation Inter Vivo recorded on March 15, 2004 under Entry No. 955625, all records of Lafourche Parish, Louisiana.

Being the same property acquired by Lafourche Parish Government from Richard Phippen and Jennifer Martinez Phippen recorded 06/03/08 deed number 1050147 book 742 page 237 in Lafourche Parish Clerk of Court.

The municipal address of the property being 205 Francis Lane, Houma, LA 70364.

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to; Lafourche Parish Government Department of Grants and Economic Development, Department of Finance, Office of Risk Management, and the Office of the Parish Administrator; and

SECTION 2. The lease of property shall be for 5 years. The consideration for this lease, which is accepted by Lessors as full and adequate consideration for all rights herein granted, hereinabove provided is the Lessee agrees to pay the sum of one dollar (\$1.00) per year for 5 years payable in advance to Lessors.

SECTION 3. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect 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 4. All Ordinances s by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

SECTION 5. This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

SECTION 6. 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. Aaron Caillouet	Mr. Jerry LaFont
	Mr. Joseph "Joe" Fertitta	Mr. Daniel Lorraine

NAYS: None

ABSENT: Mr. John Arnold

SECTION 7. 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

September 29, 2014, at 4:21 p.m.

APPROVED: X

UNAPPROVED:

VETOED:

/s/ Charlotte A. Randolph
Lafourche Parish President

Returned to the Council Clerk on

September 30, 2014, at 12:45 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. 5532, enacted by the Assembled Council in Regular Session on September 23, 2014, at which meeting a quorum was present, and was finally adopted on September 30, 2014.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE ON THIS 8TH DAY OF OCTOBER, 2014.

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

DATE PUBLISHED: OCTOBER 10, 2014

DATE EFFECTIVE: OCTOBER 20, 2014