



# St. Bernard Parish Council

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

**#35**

**Guy McInnis**  
Councilman  
at Large

**George Cavignac**  
Councilman  
at Large

**Ray Lauga, Jr.**  
Councilman  
District A

**Nathan Gorbaty**  
Councilman  
District B

**Richard "Richie" Lewis**  
Councilman  
District C

**Casey W. Hunnicutt**  
Councilman  
District D

**Manuel "Monty"  
Montelongo III**  
Councilman  
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, DECEMBER 16, 2014 AT THREE O'CLOCK P.M.

On motion of Mr. Montelongo, seconded by Mr. Lewis, it was moved to **adopt** the following ordinance:

## ORDINANCE SBPC #1593-12-14

### Summary No. 3177

Introduced by: Administration on 12/2/14

Executive/Finance Committee made no recommendation on 12/11/14

Public hearing held on 12/16/14

AN ORDINANCE TO DECLARE AS SURPLUS 2401 TRIO, WHICH HAS BEEN ADJUDICATED TO THE PARISH, AND TO AUTHORIZE THE SALE OF SAID PROPERTY TO BYRON M. SHOEMAKER.

ST. BERNARD PARISH COUNCIL, THE GOVERNING AUTHORITY, DOES HEREBY FIND IT NECESSARY AND IN THE PUBLIC INTEREST TO ORDAIN:

**WHEREAS**, the property located at 2401 Trio was adjudicated to the Parish on June 23, 2010; and,

**WHEREAS**, the Parish considers this property surplus and it is not needed for a public purpose; and,

**WHEREAS**, Byron M. Shoemaker has submitted an offer to purchase the property at a price set by the Parish Council and the Parish Council has determined they are the adjoining property owners that has maintained the property for more than one year.

**SECTION 1.** The following adjudicated property is surplus and is not needed for any public purpose:

LOT 1-A SQ. 6 TRIO SUB 68X86=5848

This property will be referred to hereinafter in this ordinance as "2401 Trio"

**SECTION 2.** It is determined that Byron M. Shoemaker is the adjoining owner that has maintained the property for more than one year.



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**SECTION 3.** The President of St. Bernard Parish Government is hereby authorized to sell 2401 Trio to Byron M. Shoemaker for the purchase price of **\$1,000.00**, with Byron M. Shoemaker to pay any closing costs. The President is further authorized to execute all documents necessary to effectuate the sale in compliance with La.R.S. 47:2201 et seq., specifically, La.R.S. 47:2202B & La.R.S. 47:2206, as well as the St. Bernard Parish Adjudicated Surplus Properties Program (Ordinance SBPC# 1378-03-13) provided that Byron M. Shoemaker continues to maintain the property up until the date of the sale.

**SECTION 4. 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 5. 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 there upon resulted as follows:

**YEAS:** Lauga, Lewis, Hunnicutt, Montelongo, Cavignac

**NAYS:** None

**ABSENT:** Gorbaty

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

And the motion was declared **adopted** on the 16<sup>th</sup> day of December, 2014.



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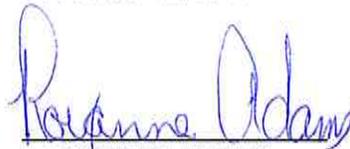
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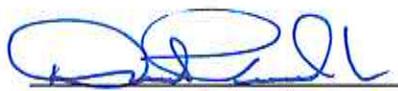
**Roxanne Adams**  
Clerk of Council

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
GUY MCINNIS  
COUNCIL CHAIR

Delivered to the Parish President 12/19/14 1:15pm  
Date and Time

Approved  Vetoed

Parish President   
David E. Peralta

Returned to Clerk of the Council 12/22/2014 10:45AM  
Date and Time

Received by 