

1 Introduced May 25, 2010, by Councilman Hicks,
2 seconded by Councilman Cusimano, (by
3 request of Administration)

4 **Item No. 10-05-2861**

5 **EMERGENCY ORDINANCE NO. 3573**

6 An ordinance authorizing the Mayor, or his designee, to acquire the
7 necessary property for the construction of the Southwest Frontage Road in connection with
8 the Summit Fremaux Development.
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10 WHEREAS, on April 22, 2010, the City of Slidell learned of the possibility of
11 Federal Stimulus funds being available through St. Tammany Parish which could be used
12 for the acquisition of the necessary parcels of land (hereinafter referred to as "Property")
13 and the construction of the Southwest Frontage Road in connection with the Summit
14 Fremaux Development; and
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16 WHEREAS, the City was given a deadline of May 19, 2010, within which all
17 requirements of the Louisiana Department of Transportation and Development as well as
18 those of the Federal Highway Agency; and
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20 WHEREAS, the said deadline has been extended to May 28, 2010; and
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22 WHEREAS, should the deadline pass without all requirements having been
23 met, the likelihood of the removal of the Stimulus funds for the purpose of the Southwest
24 Frontage Road is great; and
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26 WHEREAS, the Slidell City Council considers the great likelihood of losing the
27 Stimulus funds to be a public emergency affecting property under the provisions of Home
28 Rule Charter Section 2-13; and
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1 **EMERGENCY ORDINANCE NO. 3573**
2 **ITEM NO. 10-05-2861**
3 **PAGE 2**

4 WHEREAS, the Slidell City Council desires to authorize the Mayor to
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6 purchase, expropriate or otherwise acquire the necessary Property for the construction of
7
8 the Southwest Frontage Road.

9 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that the
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11 Mayor, or his designee, is hereby authorized to do whatever is necessary to acquire the
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13 Property described in Exhibit A attached hereto.

14 BE IT FURTHER ORDAINED that, if purchased, the price shall not exceed
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16 the fair market value of the Property as evidenced by an appraisal or appraisals obtained
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18 by or supplied to the City plus fees and costs.

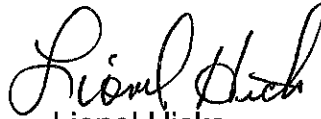
19 BE IT FURTHER ORDAINED that all actions previously taken by the Mayor or
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21 his designee in furtherance of the actions authorized herein are hereby ratified and
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23 accepted accordingly.

24 BE IT FURTHER ORDAINED that if any provision of this Ordinance shall be
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26 held to be invalid, such invalidity shall not affect any other provision which can be given
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28 effect without the invalid provision and to this end the provisions of this Ordinance are
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30 hereby declared to be severable.

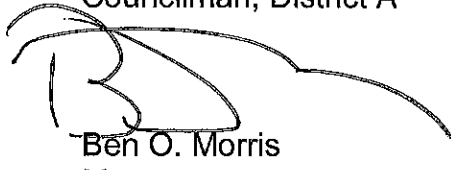
31 BE IT FINALLY ORDAINED that this Ordinance shall be effective upon
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33 adoption.
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1 **EMERGENCY ORDINANCE NO. 3573**
2 **ITEM NO. 10-05-2861**
3 **PAGE 3**

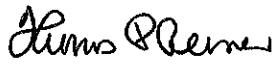
4 **ADOPTED** this 25th day of May, 2010.

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7 Lionel Hicks
8 President of the Council
9 Councilman, District A

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12 Ben O. Morris
13 Mayor

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16 Thomas P. Reeves
17 Council Administrator

DELIVERED	3:15 p.m.
5/26/10	to the Mayor
RECEIVED	10:00 a.m.
5/28/10	from the Mayor

ATTACHMENT FR-1

PARCEL DESCRIPTION OF A 1.718 ACRE TRACT OUT OF TRACT 1A OF A PLAT SHOWING RESUBDIVISION OF TRACTS 1, 2, AND 5 ALONG THE WEST LINE OF THE EXISTING RIGHT-OF-WAY OF INTERSTATE HIGHWAY 10 IN THE CITY OF SLIDELL ST. TAMMANY PARISH, LOUISIANA

A CERTAIN TRACT OR PARCEL OF LAND CONTAINING 1.718 ACRES LOCATED IN SECTION 14, TOWNSHIP 9 SOUTH, RANGE 14 EAST, GREENSBURG LAND DISTRICT, SAINT TAMMANY PARISH, LOUISIANA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at the set northwest corner of a 4.1 (more or less) acre protrusion in the west right-of-way line of Interstate Highway 10, between U.S. Highway 190 Business (Cutoff Road or commonly referred to as Fremaux Road) and Louisiana State Highway 433 (Old Spanish Trail), said protrusion being the site of an Abandoned Weigh Station south of U.S. Highway 190 Business; said corner also being along the eastern line of Tract 1A of a Plat Showing Resubdivision of Tracts 1, 2, and 5 into Tracts 1A, 1B, 2A, 2BG, 2C, 2D, and Tract 5 by Acadia Land Surveying, L.L.C., dated 04/01/08, and filed under Map File Number 4652 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; and said point bearing North $03^{\circ}18'49''$ West, a distance of 0.25 feet from a found LDH Monument, as shown on a Map Showing Subdivision of 398.250 Acre Tract by Evans-Graves Engineers, Inc., dated 12/19/07, and filed under Map File Number 4599 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; thence proceed along said west right-of-way line of Interstate Highway 10, South $17^{\circ}10'07''$ West, a distance of 400.00 feet to a point; thence South $13^{\circ}15'56''$ East, a distance of 325.73 feet to THE POINT OF BEGINNING;

Thence, continuing along said west right-of-way line, proceed South $13^{\circ}15'56''$ East, a distance of 138.19 feet to a point and corner;

Thence proceed South $17^{\circ}10'07''$ West, a distance of 1008.64 feet to a point and corner in said west right-of-way line, being the southeast corner of said Tract 1A;

Thence, departing said west right-of-way line, proceed along the south line of Tract 1A North $73^{\circ}56'09''$ West, a distance of 70.01 feet to a point and corner;

Thence, departing said south line of said Tract 1A, proceed North 17°10'07" East, a distance of 1129.14 feet to THE POINT OF BEGINNING.

ATTACHMENT FR-2

PARCEL DESCRIPTION OF A 0.641 ACRE TRACT OUT OF TRACT 1A OF A PLAT SHOWING RESUBDIVISION OF TRACTS 1, 2, AND 5 ALONG THE WEST LINE OF THE EXISTING RIGHT-OF-WAY OF INTERSTATE HIGHWAY 10 IN THE CITY OF SLIDELL ST. TAMMANY PARISH, LOUISIANA

A CERTAIN TRACT OR PARCEL OF LAND CONTAINING 0.641 ACRES LOCATED IN SECTION 14, TOWNSHIP 9 SOUTH, RANGE 14 EAST, GREENSBURG LAND DISTRICT, SAINT TAMMANY PARISH, LOUISIANA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at the set northwest corner of a 4.1 (more or less) acre protrusion in the west right-of-way line of Interstate Highway 10, between U.S. Highway 190 Business (Cutoff Road or commonly referred to as Fremaux Road) and Louisiana State Highway 433 (Old Spanish Trail), said protrusion being the site of an Abandoned Weigh Station south of U.S. Highway 190 Business; said corner also being along the eastern line of Tract 1A of a Plat Showing Resubdivision of Tracts 1, 2, and 5 into Tracts 1A, 1B, 2A, 2BG, 2C, 2D, and Tract 5 by Acadia Land Surveying, L.L.C., dated 04/01/08, and filed under Map File Number 4652 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; and said point bearing North 03°18'49" West, a distance of 0.25 feet from a found LDH Monument, as shown on a Map Showing Subdivision of 398.250 Acre Tract by Evans-Graves Engineers, Inc., dated 12/19/07, and filed under Map File Number 4599 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; thence proceed along said west right-of-way line of Interstate Highway 10, North 40°18'15" East, a distance of 130.44 feet to THE POINT OF BEGINNING;

Thence, departing said west right-of-way line, proceed North 00°38'36" East, a distance of 441.79 feet to a point and corner in said west right-of-way line;

Thence proceed along said west right-of-way line South 73°10'08" East, a distance of 12.50 feet to a point and corner;

Thence, proceed North 84°21'35" East, a distance of 58.35 feet to a point and corner;

Thence, departing said west right-of-way line, proceed South 00°38'36" West, a distance

of 360.25 feet to a point and corner in said west right-of-way line;

Thence proceed along said west right-of-way line South $40^{\circ}18'15''$ West, a distance of 109.68 feet to THE POINT OF BEGINNING.

ATTACHMENT FR-3

PARCEL DESCRIPTION OF A 4.458 ACRE TRACT OUT OF TRACT 4 OF THE SUBDIVISION OF A 398.250 ACRE TRACT ALONG THE WEST LINE OF THE EXISTING RIGHT-OF-WAY OF INTERSTATE HIGHWAY 10 IN THE CITY OF SLIDELL ST. TAMMANY PARISH, LOUISIANA

A CERTAIN TRACT OR PARCEL OF LAND CONTAINING 4.458 ACRES LOCATED IN SECTION 14, TOWNSHIP 9 SOUTH, RANGE 14 EAST, GREENSBURG LAND DISTRICT, SAINT TAMMANY PARISH, LOUISIANA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at the set northwest corner of a 4.1 (more or less) acre protrusion in the west right-of-way line of Interstate Highway 10, between U.S. Highway 190 Business (Cutoff Road or commonly referred to as Fremaux Road) and Louisiana State Highway 433 (Old Spanish Trail), said protrusion being the site of an Abandoned Weigh Station south of U.S. Highway 190 Business; said corner also being along the eastern line of Tract 1A of a Plat Showing Resubdivision of Tracts 1, 2, and 5 into Tracts 1A, 1B, 2A, 2BG, 2C, 2D, and Tract 5 by Acadia Land Surveying, L.L.C., dated 04/01/08, and filed under Map File Number 4652 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; and said point bearing North 03°18'49" West, a distance of 0.25 feet from a found LDH Monument, as shown on a Map Showing Subdivision of 398.250 Acre Tract by Evans-Graves Engineers, Inc., dated 12/19/07, and filed under Map File Number 4599 in the Office of the Clerk of Court for St. Tammany Parish, Louisiana; thence proceed along said west right-of-way line of Interstate Highway 10, South 17°10'07" West, a distance of 400.00 feet to a point; thence South 13°15'56" East, a distance of 463.92 feet to a point and corner; thence proceed South 17°10'07" West, a distance of 1008.64 feet to a point and corner in said west right-of-way line, being the southeast corner of said Tract 1A and being THE POINT OF BEGINNING;

Thence proceed South 17°10'07" West, a distance of 2810.27 feet to a point and corner in said west right-of-way line, also being the southeast corner of Tract 4 out of said Evans-Graves survey;

Thence, departing said west right-of-way line, proceed along the south side of said Tract 4, South $89^{\circ}16'17''$ West, a distance of 62.69 feet to a point and corner;

Thence proceed North $17^{\circ}09'38''$ East, along a western line of said Tract 4, a distance of 315.24 feet to a point and corner;

Thence proceed South $89^{\circ}16'17''$ West, along a southern line of said Tract 4, a distance of 10.82 feet to a point and corner;

Thence, departing said line of Tract 4, proceed North $17^{\circ}10'07''$ East, a distance of 2516.27 feet to a point and corner in south line of said Tract 1A;

Thence, along said south line of said Tract 1A, proceed North $73^{\circ}56'09''$ East, a distance of 70.01 feet to THE POINT OF BEGINNING.

Wanda Beelman

From: Tim Mathison
Sent: Tuesday, May 18, 2010 4:00 PM
To: Stan Middleton; Killebrew, Denise; Ben O. Morris; Freddy Drennan; Sharon Howes; City Council
Cc: Tim Mathison; Leisa Smith
Subject: Southwest Frontage Road Appraisals

The two appraisals have been done and sent to Sharon Yates at DOTD. As stated before, we are looking to do the closing in-house on May 26 and have the DOTD audit on May 28. Should you have any questions please contact me.

	<u>Deano</u>	<u>Murphy</u>
FR1	\$411,598	\$392,889
FR2	\$153,571	\$146,591
FR3	<u>\$1,040,738</u>	<u>\$993,431</u>
Total	\$1,605,907	\$1,532,911

Tim Mathison
Slidell City Attorney
2045 Second Street, Ste. 304
Slidell, LA 70458
985-646-4396

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