

1 Introduced May 11, 2021, by Councilman  
2 Tamborella, seconded by Councilwoman  
3 Denham, (by request of Administration)

4 **Item No. 21-05-3372**

5 **ORDINANCE NO. 4030**

6  
7 An ordinance ratifying the authorization previously extended in Resolution  
8 R18-11 regarding the acceptance of the transfer of certain roadways and infrastructure  
9 from the State Department of Transportation and Development to the City of Slidell and to  
10 provide for ancillary matters in connection therewith.

11  
12 WHEREAS, Louisiana Constitution, Article 7, Section 14(C) provides that,  
13 “For a public purpose, the state and its political subdivisions or political corporations may  
14 engage in cooperative endeavors with each other . . .”; and

15  
16 WHEREAS, Louisiana Revised Statute 48:224.1 provides for a process by  
17 which the State of Louisiana may transfer or exchange a road on the state highway system  
18 to a municipality; and

19  
20 WHEREAS, the State of Louisiana, through the Department of Transportation  
21 and Development (“DOTD”), as part of its “Road Transfer Program”, has authorized,  
22 subject to certain limitations, the conveyance to the City of full ownership interests or  
23 servitude interests in certain state-owned roads/property, as set forth in, and as authorized  
24 by the City in, Resolution R18-11, a true and correct copy of which is attached hereto and  
25 incorporated herein as Exhibit 1; and

26  
27 WHEREAS, the DOTD maps attached hereto and incorporated herein as *in*  
28 *g/obo* Exhibit 2 further reflect the location of the roads/property identified and described in  
29 Exhibit 1; and

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4 WHEREAS, Section 2-10 of the City's Home Rule Charter requires the City  
5 Council to adopt an ordinance to acquire real property on behalf of the City and,  
6 consequently, the City desires to ratify, via ordinance, the authorizations previously  
7 extended by resolution (as reflected in Exhibit 1); and  
8

9  
10 WHEREAS, the City has received approval from a majority of the state  
11 legislative delegation of St. Tammany Parish for the actions contemplated herein.  
12

13  
14 NOW THEREFORE BE IT ORDAINED by the Slidell City Council as follows:

- 15 1. City Resolution R18-11 (adopted July 24, 2018), attached hereto and  
16 incorporated herein as Exhibit 1, is hereby ratified and approved in full by  
17 ordinance; and  
18
- 19 2. Any portion of the property interests authorized to be conveyed in connection  
20 herewith may be transferred prior to satisfaction of all relevant condition(s)  
21 for such transfer, if mutually agreed in writing by the City, acting through its  
22 presiding Mayor, and the State of Louisiana, acting through DOTD. In no  
23 case shall such transfer relieve DOTD from responsibility to comply with the  
24 required relevant condition(s) post-transfer; and  
25
- 26 3. To facilitate the use of the road transfer credits provided by DOTD in  
27 connection herewith, the presiding Mayor of the City of Slidell is authorized to  
28 consent to the assignment of temporary control sections by DOTD for  
29 relevant projects and to take all necessary action in connection therewith,  
30 subject to the execution and recordation by DOTD of a return act of transfer  
31 in favor of the City after the completion of each such project. Additionally,  
32 the presiding Mayor is authorized to agree to the application of road transfer  
33 credits for eligible additional projects for the City if consented to by DOTD;  
34 and  
35
- 36 4. This ordinance shall take effect immediately upon adoption.  
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**ORDINANCE NO. 4030**  
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**ADOPTED** this 8<sup>TH</sup> day of June, 2021.



Kenny Tamborella  
President of the Council  
Councilman, District E



Greg Cromer  
Mayor



Thomas P. Reeves  
Council Administrator

DELIVERED	6/10/21
12:30 pm	to the Mayor
RECEIVED	6/15/21
9:47am	from the Mayor

# EXHIBIT 1

Introduced June 26, 2018, by Councilman  
Cusimano, seconded by Councilwoman  
Harbison, (by request of Administration)

## RESOLUTION R18-11

A resolution accepting the transfer of certain roadways and infrastructure from the State Department of Transportation and Development to the City of Slidell.

WHEREAS, The City of Slidell City Council agrees to accept ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development ("DOTD" or "Department") may own, with the exception of any and all mineral rights, in and to the following described property and agrees to accept all future rights, obligations and liabilities, including, but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a city street or public property used for highway purposes, subject to the conditions stated herein below:

Segment 1A - The portion of the interstate I-10 frontage road known as Lindberg Drive in the northwest quadrant of the interchange of interstate I-10 and state route US 190 Business known as Fremaux Avenue from its former intersection with state route US 190 Business located approximately 300 feet southeast of the intersection of state route US 190 Business and local road known as Summit Boulevard proceeding northeast approximately 130 feet as a demolished segment of interstate I-10 northwest frontage road, then southeast and then northeast approximately 0.38 mile to a point located approximately 0.32 mile southwest of the south entrance to the "City of Slidell Park & Ride Facility". Inclusive of the connection of the interstate I-10 northwest frontage road known as Lindberg Drive with state route US 190 Business known as Fremaux Avenue as constructed under Driveway Permit 62023294, a copy of which is attached hereto and made part hereof by reference as Exhibit "A".

Segment 2A - The portion of the interstate I-10 frontage road in the southeast quadrant of the interchange of interstate I-10 and state route US 190 known as Gause Boulevard from its junction with the local road known as Tyler Street proceeding west and then southwest approximately 0.24 mile to the south

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2 **RESOLUTION R18-11**  
3 **PAGE 2**

4 entrance to the "La Quinta Inn".

5  
6 Segment 3A -The portion of the interstate I-12 frontage road known as Veterans  
7 Memorial Lane in the northeast quadrant of the interchange of Interstate I-12 and  
8 the local road known as Airport Road from its intersection with the local road  
9 known as Airport Road proceeding southeasterly approximately 0.33 mile to the  
10 northwest turnout of the entrance to "Comfort Inn & Suites".

11 Segment 4A -The portion of the interstate I-12 frontage road in the southwest  
12 quadrant of the interchange of interstate I-12 and the local road known as Airport  
13 Road from its intersection with the local road known as Airport Road proceeding  
14 northwesterly approximately 0.37 mile to a located approximately 0.14 mile  
15 northwest of the entrance to the "Holiday Inn Express".

16 Parcel 1-1 - The certain tract or parcel of land that serves as the Slidell Park &  
17 Ride Facility adjacent to the interstate I-10 northwest frontage road known as  
18 Lindberg Drive as described in the sale of said property to the Department  
19 executed on May 23, 1990, a copy of which is attached hereto and made part  
20 hereof by reference as Exhibit "B".

21 WHEREAS, The City of Slidell City Council agrees to accept a  
22  
23 servitude for roadway use over the following described property owned by the  
24 Department, and agrees to accept all future rights, duties, obligations,  
25 responsibilities, and liabilities associated with its use, operation, and maintenance  
26 as a city street, subject to the reservation of the Department's ownership rights as  
27 well as the Department's right to terminate the servitude in the event that the  
28 Department, in its sole discretion, finds such termination necessary or convenient in  
29 connection with the performance of its functions:  
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35 Segment I B- The portion of the interstate I-10 northwest frontage road  
36 known as Lindberg Drive from a point located approximately 0.06 mile  
37 northeast of the north entrance to the "Southern Surgical Hospital"  
38 proceeding northeast approximately 0.12 mile to the south entrance to the  
39 "City of Slidell Park & Ride Facility".

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2 **RESOLUTION R18-11**  
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5 Segment 2B - The portion of the interstate I-10 southeast frontage road  
6 from the south entrance to the "La Quinta Inn" proceeding southwest  
7 approximately 0.46 mile to its junction with the local road known as Lawes  
8 Street.

9 Segment 3B- The portion of the interstate I-12 northeast frontage road  
10 known as Veterans Memorial Lane from the northwest turnout of the  
11 entrance to "Comfort Inn & Suites" proceeding southeasterly approximately  
12 0.65 mile to the entrance to the National Guard Camp Villere.

13 Segment 4B - The portion of the interstate I-12 southwest frontage road  
14 from a point located approximately 0.14 mile northwest of the entrance to  
15 the "Holiday Inn Express" proceeding northwest approximately 0.15 mile to  
16 its dead end.

17  
18 The City of Slidell agrees to accept ownership of the above described rights in  
19 and to the aforesaid described property at the proper time and under the  
20 conditions specified herein below:

21 **CONDITION I:**  
22

23 Segment IA - DOTD shall provide repairs in accordance with DOTD  
24 standards to the portion of the interstate I-10 northwest frontage road  
25 known as Lindberg Drive to be transferred to the City of Slidell.

26 Segment IB - DOTD shall provide repairs in accordance with DOTD  
27 standards to the portion of the interstate I-10 northwest frontage road  
28 known as Lindberg Drive whose servitude for roadway use is to be granted  
29 to the City of Slidell.

30 Segment 2A - DOTD shall provide repairs in accordance with DOTD standards  
31 to the portion of the interstate I-10 southeast frontage road to be transferred to  
32 the City of Slidell.

33 Segment 2B - DOTD shall provide repairs in accordance with DOTD  
34 standards to the portion of the interstate I-10 southeast frontage road whose  
35 servitude for roadway use is to be granted to the City of Slidell.  
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4 Segment 3A - DOTD shall provide repairs in accordance with DOTD  
5 standards to the interstate I-12 southeast frontage road to be transferred to the  
6 City of Slidell.

7  
8 Segment 3B - DOTD shall provide repairs in accordance with DOTD  
9 standards to the portion of the interstate I-12 southeast frontage road whose  
10 servitude for roadway use is to be granted to the City of Slidell.

11 Segment 4A - DOTD shall provide repairs in accordance with DOTD  
12 standards to the portion of the interstate I-12 southeast frontage road to be  
13 transferred to the City of Slidell.

14 Segment 4B - DOTD shall provide repairs in accordance with DOTD  
15 standards to the portion of the interstate I-12 southeast frontage road whose  
16 servitude for roadway use is to be granted to the City of Slidell.

17  
18 Parcel 1-1 -DOTD shall provide repairs to include the removal or trimming of  
19 vegetation, patch, clean, reseal joints and cracks in jointed portland cement  
20 concrete pavement, install proper signage, and clean and grade existing  
21 ditches as mutually agreed between the Department and the City of Slidell.

22 CONDITION II: DOTD shall provide \$1,283,310 in road transfer credit for the  
23 portion of interstate I-10 frontage roads to be transferred, or servitude for roadway  
24 use granted to the City of Slidell to be applied to the improvements in Conditions  
25 III, IV, V, VI and V11 with any remaining balance of the road transfer credit being  
26 applied towards the City's share of funding under a program of the Department  
27 affecting the City.

28 CONDITION III: Apply road transfer credit described in Condition II herein  
29 above to satisfy the City of Slidell's commitment to state project H.012856 -  
30 NATCHEZ DRIVE REHABILITATION.

31 CONDITION IV: Apply the road transfer credit described in Condition II unused by  
32 the performance of Condition III herein above, if any, to satisfy the City of  
33 Slidell's commitment to state project H.013381 - LINDBERG DRIVE@ US  
34 I90(GAUSE BLVD).

35 CONDITION V: Apply the road transfer credit described in Condition II  
36 unused by the performance of Conditions III and IV herein above, if any, to  
37 satisfy the City of Slidell's commitment to a MPO federal-aid project to repair  
38 the local road known as Carey Street from state route US 11 (known as  
39 Pontchartrain Drive) to state route US 11 (known as Front Street).



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5 CONDITION VI: Apply the road transfer credit described in Condition II  
6 unused by the performance of Conditions III, IV and V herein above, if any, to  
7 satisfy the City of Slidell's commitment to state project H.011775 - US 11 &  
8 US 190 BICYCLE AND PED CROSSINGS.

9  
10 CONDITION VII: Provide improvements to state route US 190 Business  
11 known as Fremaux Avenue in the vicinity of interstate 1-10 as mutually  
12 agreed between the Department and the City of Slidell, not to exceed the  
13 remaining balance of road transfer credit provided in Condition II unused by  
14 the performance of Conditions III, IV, V and VI herein above, if any.

15  
16 CONDITION VIII: The City of Slidell agrees that it shall not allow any new  
17 permanent structures to be constructed adjacent to the aforesaid property  
18 described herein within 225 feet of the centerline of the adjacent interstate  
19 routes I-10 and I-12.

20  
21 CONDITION IX: With respect to Segments 1B, 2B, 3B and 4B, the City of Slidell  
22 agrees that the grant of the servitude for roadway use is made subject to the  
23 reservation of the Department's ownership rights as well as the Department's  
24 right to terminate the servitude in the event that the Department, in its sole  
25 discretion, finds such termination necessary or convenient in connection with  
26 the performance of its functions.

27  
28 CONDITION X: The City of Slidell agrees that the "City of Slidell Park & Ride  
29 Facility" shall only be used for highway purposes in perpetuity, the facility must  
30 remain in public ownership and may not be conveyed to a private property, and  
31 parking fees cannot exceed that required for the facility's reasonable  
32 maintenance and operation.

33  
34 BE IT RESOLVED, That the City of Slidell shall accept ownership of  
35 whatever rights the Department may own in and to the aforesaid described property as  
36 a binding agreement between the Department and the City of Slidell, provided the  
37 Department shall comply with the relevant condition(s) stated herein.

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39 BE IT FURTHER RESOLVED, by the Slidell City Council that it hereby  
authorizes the presiding Mayor of the City of Slidell to execute an intergovernmental



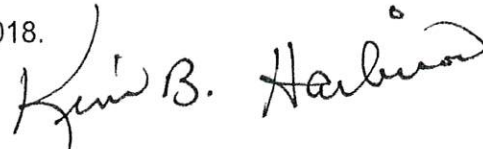
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2 **RESOLUTION R18-11**  
3 **PAGE 6**

4 Cooperative Endeavor Agreement between the Department and the City of Slidell, and  
5 any amendments or necessary modifications thereto, memorializing the agreement  
6 between the parties relative to the above stated property transfers.  
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8  
9 BE IT FURTHER RESOLVED, that the Slidell City Council authorizes the  
10 presiding Mayor of the City of Slidell to execute any and all documents necessary to  
11 effect the transfer of the aforesaid described property at the proper time.  
12

13  
14 BE IT FINALLY RESOLVED, that the Slidell City Council hereby represents  
15 that it has received approval from a majority of the state legislative delegation from St.  
16 Tammany Parish of the actions contemplated herein.  
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20 **Adopted** this 24th day of July, 2018.

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22  
23 Kim Harbison  
24 President of the Council  
25 Councilwoman, District F  
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28 Thomas P. Reeves  
29 Council Administrator  
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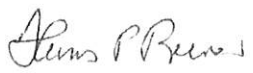


39 **Slidell City Council**

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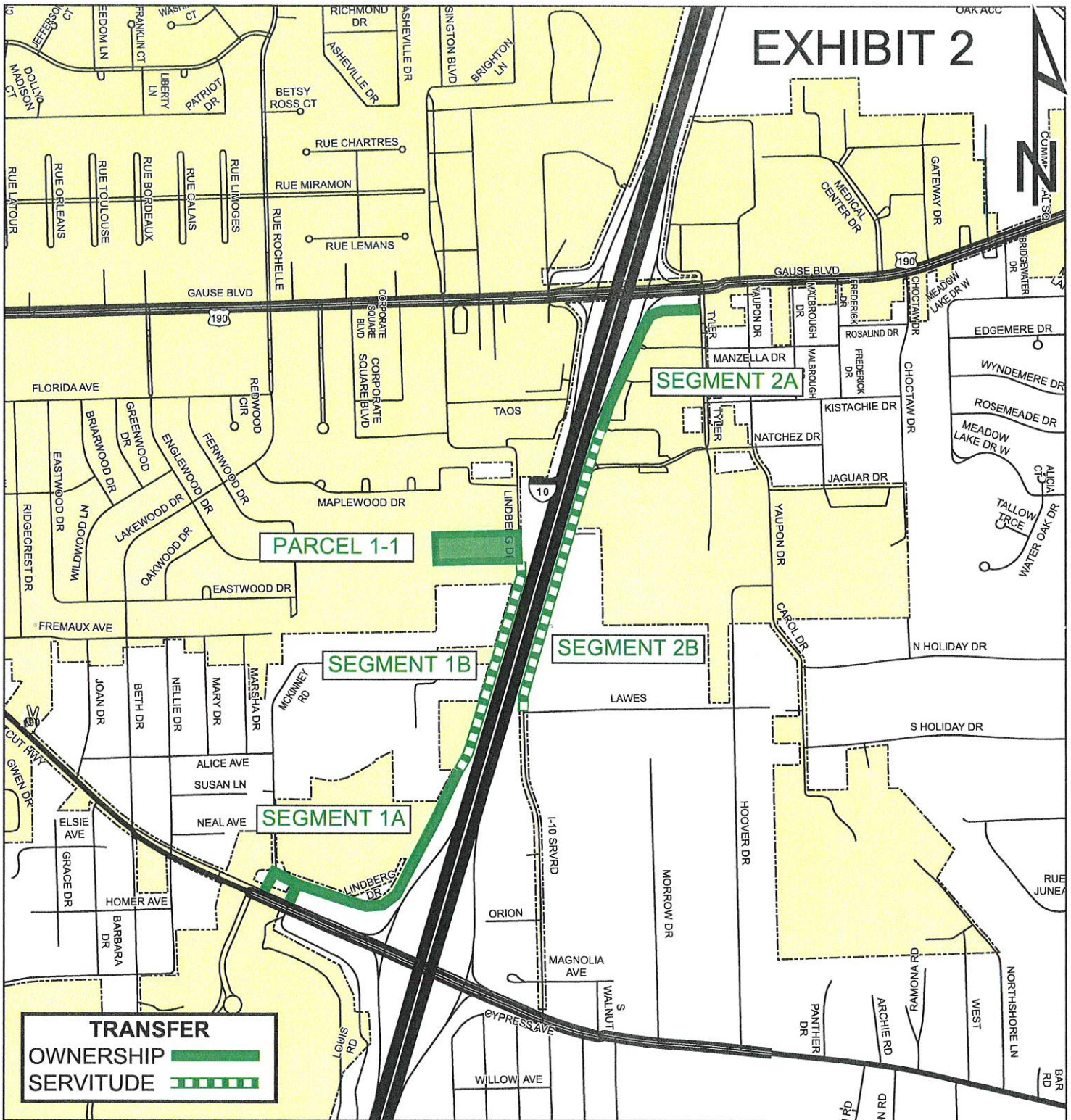
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**PAGE 7**

I hereby certify that the above and aforementioned resolution was adopted by the City of Slidell City Council in regular session convened on July 24, 2018, at which a quorum was present, given under my signature and seal of office this 24<sup>th</sup> day of July, 2018.

  
\_\_\_\_\_  
Thomas P. Reeves  
Council Administrator



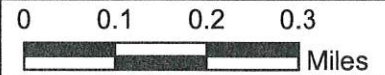
# EXHIBIT 2



## LOCATION MAP ST TAMMANY PARISH CITY OF SLIDELL

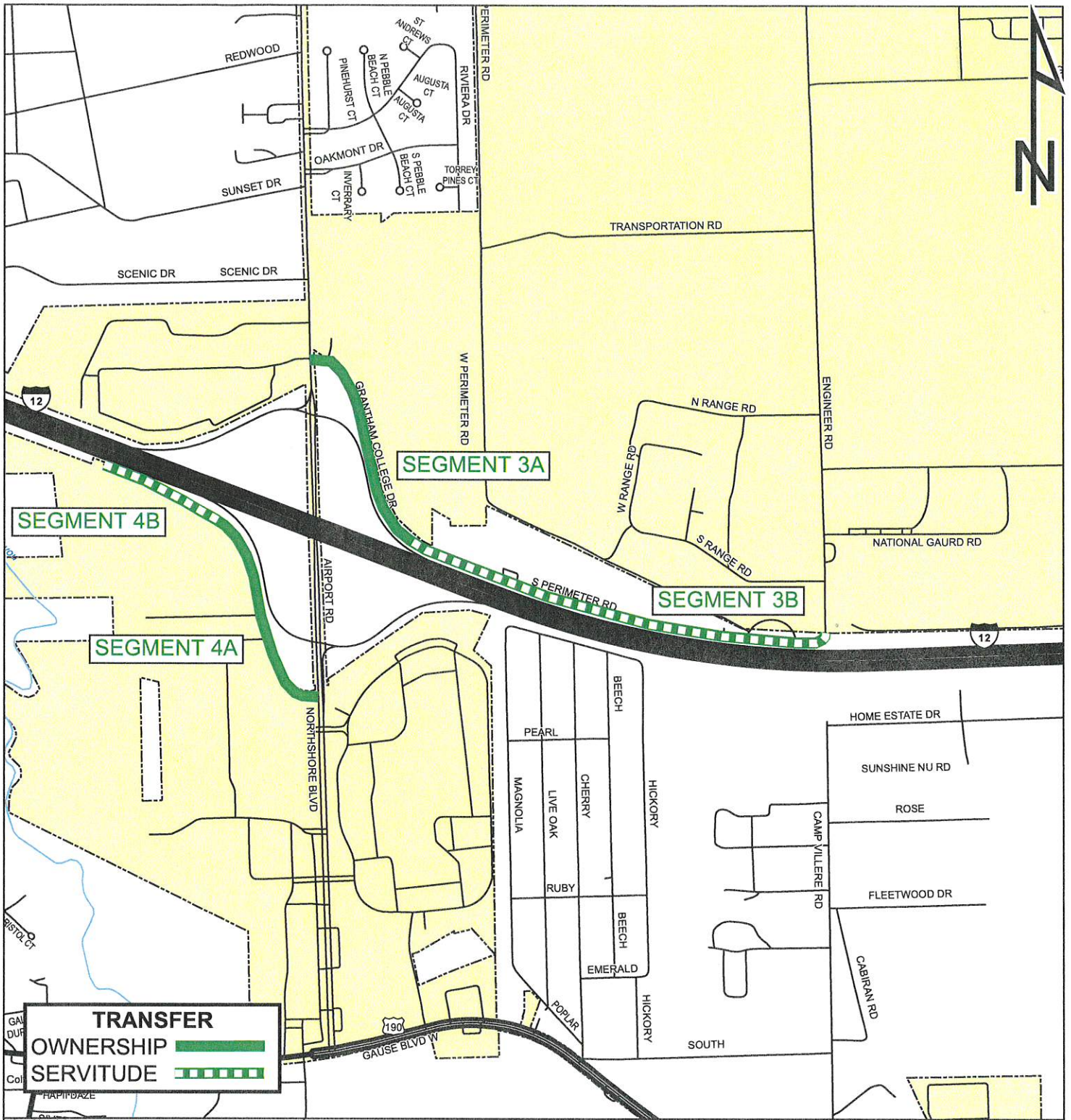
### I-10 FRONTAGE ROADS

**EAST (450-18-5-010)**  
**WEST (450-18-4-040)**



LOUISIANA DEPARTMENT OF  
TRANSPORTATION & DEVELOPMENT





**LOCATION MAP  
ST TAMMANY PARISH  
CITY OF SLIDELL**

**I-12 FRONTAGE ROADS**

**NORTH (454-04-4-020)  
SOUTH (454-04-3-010)**

