

THE FOLLOWING ORDINANCE WAS SPONSORED BY COUNCIL MEMBER VOGELTANZ; MOVED BY COUNCIL MEMBER ZUCKERMAN, AND SECONDED BY COUNCIL MEMBER VOGELTANZ

ORDINANCE NO. 24-46

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANDEVILLE AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS FOR THE ESTABLISHMENT AND PURCHASE OF A DRAINAGE AND ACCESS SERVITUDE ON LOTS 1 & 2, LEWISBURG SUBDIVISION, CITY OF MANDEVILLE AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Mandeville City Council authorized the Mayor to conduct a drainage study in Old Golden Shores and to retain High Tide Consultants, LLC to improve the primary outfall channel in Old Golden Shores Subdivision that runs from Elm Street to Lake Pontchartrain;

WHEREAS, it is the recommendation of the Department of Works to obtain a drainage and access servitude on Lots 1 and 2 of the Lewisburg Subdivision to improve that portion of the Old Golden Shores drainage which crosses the property bound by Esquinance Street on the north and Lake Pontchartrain on the south;

WHEREAS, the City obtained an appraisal from Murphy Appraisal Services for a 29,558 square foot servitude, and the appraisal dated November 22, 2024 estimated the fair market value of the servitude to be \$307,403.00. Total costs of the appraisal was \$1,600.00, and it is attached hereto as Exhibit A; and

WHEREAS, the City of Mandeville is desirous of obtaining the drainage and access servitude on said property as described above for the purpose of improving drainage for the surrounding areas; and

WHEREAS, the Owner of that certain real property, Live Oak Development, LLC, is desirous of granting a servitude to the City of Mandeville for a price of \$307,403.00; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mandeville that the Mayor of the City of Mandeville be authorized and empowered to execute all necessary documents on behalf of the City of Mandeville with the Owner in order to purchase the servitude identified in the property description included in Exhibit B for an amount up to but not to exceed \$307,403.00, plus reasonable closing costs, if any, associated with said transaction, and said conveyance from Seller shall be free and clear of any encumbrances.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon the signature of the Mayor of the City of Mandeville; and

BE IT FURTHER ORDAINED that the Clerk of this Council be and she is hereby authorized and empowered to take any and all actions which she, in the exercise of her discretion, deems necessary to promulgate the provisions of this ordinance.

The ordinance being submitted to a vote, the vote thereon was as follows:

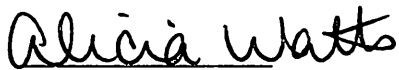
AYES: Zuckerman, Lane, Strong-Thompson, Vogeltanz, Discon

NAY: 0

ABSTENTIONS: 0

ABSENT: 0

and the Ordinance was declared adopted this 13th day of February, 2025



Alicia Watts
Clerk of Council



Scott Discon
Council Chairman

SUBMITTAL TO MAYOR

The foregoing Ordinance was **SUBMITTED** by me to the Mayor of the City of Mandeville this 18th day of Feb, 2025 at 1:45 o'clock P.m.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL

APPROVAL OF ORDINANCE

The foregoing Ordinance is by me hereby **APPROVED**, this 18th day of February, 2025 at 2:45 o'clock P. m.

L. Clay Madden
L. Clay Madden, MAYOR

VETO OF ORDINANCE

The foregoing Ordinance is by me hereby **VETOED**, this _____ day of _____, 2025, at _____ o'clock _____. m.

L. Clay Madden, MAYOR

RECEIPT FROM MAYOR

The foregoing Ordinance was **RECEIVED** by me from the Mayor of the City of Mandeville this 18th day of Feb, 2025 at 3:10 o'clock P. m.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL

CERTIFICATE

I, **THE UNDERSIGNED** Clerk of the City Council of the City of Mandeville do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Mandeville at a duly noticed, called and convened meeting of said City Council held on the 13th day of February 2025 at which a quorum was present and voting. I do further certify that said Ordinance has not thereafter been altered, amended, rescinded, or repealed.

WITNESS MY HAND and the seal of the City of Mandeville this 18th day of February, 2025.

Alicia Watts

Alicia Watts, CLERK OF COUNCIL