

BY COUNCIL MEMBER MESSINA

CITY OF CENTRAL

ORDINANCE NO. 2018-48

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT TO SELL APPROXIMATELY TWO ACRES OF LAND TO THE CENTRAL COMMUNITY SCHOOL SYSTEM, TO CANCEL SERVITUDES AND RIGHTS OF FIRST REFUSAL, AMEND THE 2018-19 CAPITAL OUTLAY AND IMPROVEMENT FUND BUDGET FOR THE RECEIPT OF FUNDS AND TO PROVIDE FOR RELATED MATTERS

WHEREAS, on August 24, 2018, the Central Community School System and the City of Central executed a Cash Sale with Grant of Servitudes and Right of First Refusal, recorded in the official mortgage and conveyance records of the Clerk of Court and Recorder of Mortgages in and for the Parish of East Baton Rouge, State of Louisiana, recorded as Original No. 441 of Bundle No. 12909, on August 24, 2018;

WHEREAS, the Cash Sale with Grant of Servitudes and Right of First Refusal transferred ownership of approximately two acres of land near the corner of Hooper Road and Sullivan Road in Central, Louisiana, from the Central Community School System to the City of Central, along with a servitude over certain property owned by the Central Community School System and a right of first refusal to the City, and the City granted a right of first refusal to the Central Community School System over the purchased property;

WHEREAS, the City of Central paid the sum of Two Hundred Eighty-Five Thousand Dollars and 00/100 (\$285,000.00) to the Central Community School System in consideration for the subject property, as well as the granted servitudes and rights of first refusal;

WHEREAS, the Central Community School System has expressed a desire to buy-back the subject property and to cancel the servitudes and the rights of first refusal, in exchange for the sum paid therefor; namely, Two Hundred Eighty-Five Thousand Dollars and 00/100 (\$285,000.00);

WHEREAS, the City of Central no longer desires to use the subject property for the construction of a new City Hall and, therefore, desires to sell back the subject property to the Central Community School System, and to cancel the servitudes and the rights of first refusal, for the sum paid therefor; namely, Two Hundred Eighty-Five Thousand Dollars and 00/100 (\$285,000.00);

WHEREAS, the City of Central Council desires to amend the 2018-19 Capital Outlay & Improvement Fund Budget for the receipt of \$285,000.00 related to the sale of the two acres of land near the corner of Hooper and Sullivan Road in Central, Louisiana.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Central, State of Louisiana as follows:

Section 1: The Council for the City of Central hereby authorizes and directs the Mayor of the City of Central to execute the agreement to sell back approximately two acres of land near the corner of Hooper Road and Sullivan Road in Central, Louisiana to the Central Community School System, and to relinquish and cancel the servitude and the rights of first refusal granted in the Cash Sale with Grant of Servitudes and Right of First Refusal executed on August 24, 2018, for a price of Two Hundred Eighty-Five Thousand Dollars (\$285,000.00).

Section 2: Proceeds from the Sale of Asset (CO&I Fund Revenue Account No. 210.380.00) is hereby increased by \$285,000.00 to provide for the receipt of \$285,000.00 related to the sale of two acres of land near the corner of Hooper and Sullivan Road in Central, Louisiana.

Section 3: The specific terms and conditions of this Ordinance shall prevail against other ordinances of the City to the extent that there may be any conflict.

Section 4: Severability. If any section, subsection, sentence, clause or provision of this Ordinance is declared by a court of competent jurisdiction to be invalid, such declaration of invalidity shall not affect the validity of the Ordinance as a whole, or parts thereof, other than the part declared invalid. The remainder of the Ordinance shall not be affected by the declaration of invalidity and shall remain in force and effect.

Section 5. Effective Date. This Ordinance shall be effective upon publication.

Introduced before the Council on November 27, 2018.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

For: Evans, Fralick, Messina, Vance
Against: None
Absent: Ellis

Adopted the 11th day of December, 2018.


Signed the 11th day of December, 2018.

Delivered to the Mayor on the 11th day of December, 2018.



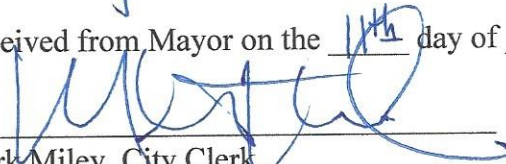
Mark Miley, City Clerk

Approved:



I.M. Shelton, Jr. Mayor

Received from Mayor on the 14th day of December, 2018.



Mark Miley, City Clerk

Adopted Ordinance published in The Advocate on the 15th day of December, 2018.