

**ACT No. 331**

Regular Session, 2014

HOUSE BILL NO. 398

BY REPRESENTATIVES STOKES AND WILLMOTT

1 AN ACT

2 To authorize and provide for entering into a cooperative endeavor agreement or the leasing  
3 of certain state property in Jefferson Parish; to provide for the property description;  
4 to provide for reservation of mineral rights; to provide terms and conditions; to  
5 provide for letting a contract by a request for proposals by the city of Kenner; to  
6 provide an effective date; and to provide for related matters.

7 Notice of intention to introduce this Act has been published  
8 as provided by Article III, Section 13 of the Constitution of  
9 Louisiana.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. The commissioner of administration, notwithstanding any other provision  
12 of law to the contrary, is hereby authorized and empowered to enter into a cooperative  
13 endeavor agreement or to lease any interest, excluding mineral rights, the state may have to  
14 all or any portion of the following described parcel of property to the responsible offerer  
15 whose proposal resulted in a contract award by the city of Kenner:

16 Description of a 15.646 acre parcel of land located in the Parish of Jefferson,  
17 State of Louisiana in accordance with a plan entitled SURVEY SHOWING STATE  
18 LEASE AMENDMENT 5 FOR THE CITY OF KENNER, LOCATED IN LAKE  
19 PONTCHARTRAIN, JEFFERSON PARISH, LOUISIANA DATED JUNE 15,  
20 2012.

21 Section 2. The commissioner of administration is hereby authorized to enter into  
22 such agreements, covenants, conditions, and stipulations and to execute such documents as  
23 necessary to properly effectuate any cooperative endeavor agreement or lease, excluding  
24 mineral rights, of the property described in Section 1 of this Act, and as more specifically  
25 described in any such agreements entered into and documents executed by and between the  
26 commissioner of administration and the responsible offerer whose proposal resulted in a  
27 contract award by the city of Kenner for an initial term of thirty years with four options to

1 renew, with each renewal being for a period of ten years, in exchange of consideration not  
 2 less than seven and one-half percent of the appraised value of the property to be paid  
 3 biannually to the state. In making an award to the responsible offerer, the city of Kenner  
 4 shall follow the applicable procedures for letting a contract by a request for proposals  
 5 provided in R.S. 39:1593(C)(2). An award shall be made to the responsible offerer whose  
 6 proposal is determined in writing by the city of Kenner to be the most advantageous to the  
 7 state, taking into consideration review of price and the evaluation factors set forth in the  
 8 request for proposals. The city of Kenner shall consult with the office of state purchasing  
 9 in the division of administration in conducting the request for proposals and shall include  
 10 the office of state purchasing in the review of the request for proposal and attendance at  
 11 sessions of the evaluation committee. No award shall be made to the responsible offerer  
 12 unless the East Jefferson Levee District certifies to the city of Kenner that the proposal does  
 13 not create a negative impact on hurricane and flood protection for the parish of Jefferson.

14 Section 3. This Act shall become effective upon signature by the governor or, if not  
 15 signed by the governor, upon expiration of the time for bills to become law without signature  
 16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 17 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 18 effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_