

*Ord.*

**2010-0267**

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT  
(DEPARTMENT OF WASTEWATER)**

**ORDINANCE NO. 10-8-7**

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement, a copy of which is attached hereto and made a part hereof, with St. Charles Parish Public Schools for the acquisition of a sewer lift station to accommodate future development by St. Charles Parish.

**WHEREAS,** the St. Charles Parish owns certain property on Sugarland Parkway upon which it intends to build a Parish Community Center and an Animal Shelter for public use; and,

**WHEREAS,** St. Charles Parish Public Schools owns a lift station with sewer tie-in facilities the use of which are necessary for sewer service for the Parish Community Center and Animal Shelter; and,

**WHEREAS,** St. Charles Parish Public Schools has agreed to donate said lift station with sewer tie-in facilities to St. Charles Parish; and,

**WHEREAS,** it is the desire of the Parish to acquire said lift station with sewer tie-in facilities.

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I.** That the Cooperative Endeavor Agreement, attached hereto, by and between St. Charles Parish Public Schools and St. Charles Parish, is hereby approved, and that the Parish President is hereby authorized to execute said Agreement on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

**YEAS:** SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS  
**NAYS:** NONE  
**ABSENT:** NONE

And the ordinance was declared adopted this 23rd day of August, 2010, to become effective (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.  
SECRETARY: Christina J. Tucker  
DLVD/PARISH PRESIDENT: August 24, 2010  
APPROVED:  DISAPPROVED:   
PARISH PRESIDENT: [Signature]  
RETD/SECRETARY: August 25, 2010  
AT: 9:20 AM RECD BY: [Signature]

RECORDED IN THE ST. CHARLES PARISH  
CLERK OF COURT OFFICE  
ON October 14, 2010  
AS ENTRY NO. 364692  
IN MORTGAGE/CONVEYANCE BOOK  
NO. 749 FOLIO 634

**COOPERATIVE ENDEAVOR AGREEMENT**

Before the respective undersigned Notaries Public and in the presence of the undersigned witnesses personally appeared:

**ST. CHARLES PARISH PUBLIC SCHOOLS**, a political subdivision of the State of Louisiana (the "School Board"), represented herein by Rodney R. Lafon, Ed.D, its Superintendent; and

**ST. CHARLES PARISH**, a governmental subdivision of the State of Louisiana, (the "Parish") represented herein by V. J. St. Pierre, Jr., duly authorized by Ordinance of the St. Charles Parish Council on August 23, 2010, a certified copy of which is annexed hereto;

each of whom made the following declarations:

The School Board and Parish enter into this Cooperative Endeavor Agreement ( the "Agreement") for the purposes and on the terms and conditions set forth herein below.

**PRELIMINARY RECITALS:**

**WHEREAS**, the School Board is the owner of that certain immovable property with improvements thereon bearing Municipal No. 285 Sugarland Parkway, Luling, Louisiana, 70070 ("Satellite Center" or "School Board Land"); and

**WHEREAS**, the Parish owns certain property on Sugarland Parkway upon which it intends to build a Parish Community Center and an Animal Shelter for public use; and

**WHEREAS**, the School Board owns a lift station with sewer tie-in facilities the use of which are necessary for sewer service for the Community Center and the Animal Shelter; and

**WHEREAS**, the Parish intends to enter into a cooperative endeavor with the School Board for the purpose of acquiring the sewer lift station it owns at as described in Exhibit "A" attached hereto and made a part hereof; and

**WHEREAS**, sewer system and lift stations are of limited capacity, the sewer project which is the subject of this Agreement will be limited to the use of the Community Center and the Animal Shelter and whatever other facilities the Parish may choose to build in the future; and

**WHEREAS**, the School Board agrees to transfer title to the lift station as described in Exhibit "A" attached hereto, to the Parish;

**NOW THEREFORE**, the **St. Charles Parish Public Schools**, herein represented as above stated, who declared that for good and valuable consideration and the mutual covenants and benefits hereinafter set forth, they do hereby donate without any warranty of title whatsoever, or their successors or assigns, but with full substitution and subrogation in and to all the rights and actions of warranty which they have or may have against all preceding owners, unto **St. Charles Parish**, herein represented as above stated, here present and accepting for the Parish and the Parish's successors and assigns the donation made herein and acknowledges due delivery and possession thereof, all and singular the following described property:

**See Exhibit "A" attached hereto and made a part hereof**

The parties hereto declare that they have not requested an Environmental Site Assessment and/or Environmental Impact Study of the herein conveyed property; nor have they requested any kind of study or evaluation of the property or the buildings thereon for any harmful pollutant or noxious substances (including asbestos); nor have they requested any opinion or evaluation of the usability of said property due to any considerations of the environment (including a declaration that the said property is "wetlands"). The parties acknowledge that said Notary has advised them of the availability of obtaining any of the above evaluations or studies and they have chosen to proceed without such studies; and they do hereby relieve and release me, Notary, from any responsibility in connection therewith.

The School Board herein further declares that there are no judgments, mortgages or liens against the hereinabove described property and it has conveyed no portion of the premises nor done any act or allowed any act to be done which has changed or could change the boundaries of the premises.

All agreements and stipulations herein contained and all of the obligations herein assumed shall inure to the benefit of and be binding upon the successors and assigns of the respective parties hereto.

No title examination was requested of or made by the undersigned Notary and the parties hereto hereby relieve and release said Notary from any and all liability in connection therewith.

To have and to hold the donated property unto the said Parish and its successors and assigns forever.

**WITNESSES:**

John P. Home Jr.

Priscilla Milodan

**ST. CHARLES PARISH PUBLIC SCHOOLS**

Rodney R. Lafon  
BY: **RODNEY R. LAFON, Ed.D**  
**SUPERINTENDENT**

**ST. CHARLES PARISH**

V.J. St. Pierre, Jr.  
BY: **V.J. ST. PIERRE, JR.**  
**PARISH PRESIDENT**

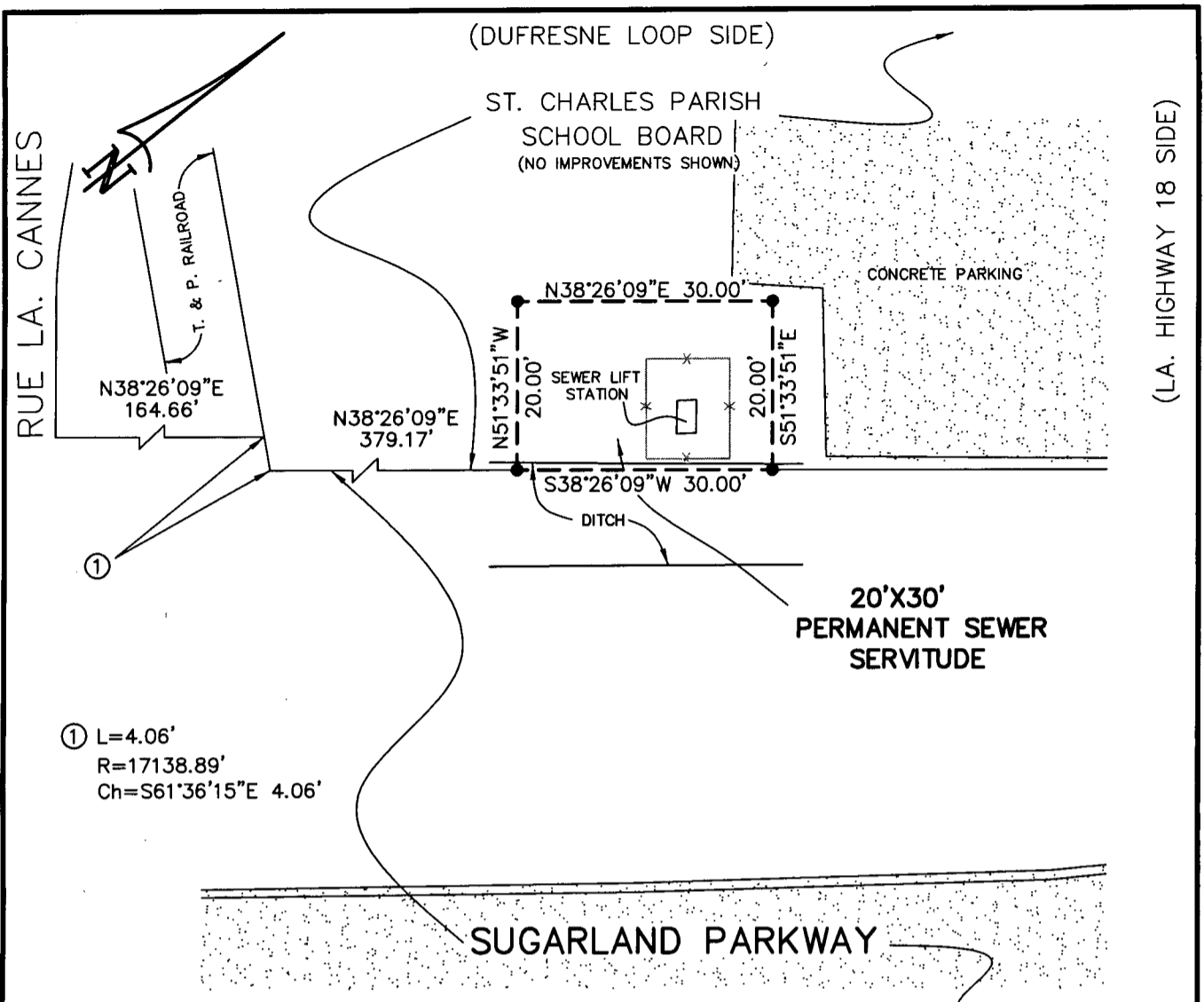
Leon C. Vial, III

**LEON C. VIAL, III**  
**NOTARY PUBLIC – NO. 13061**  
**P. O. BOX 321**  
**HAHNVILLE, LA 70057**

**EXHIBIT "A"**

According to a survey by Riverlands Surveying Company dated June 18, 2010, the property conveyed herein is as follows:

A certain piece or parcel of ground together with all the appurtenances thereunto belonging and thereon situated on the St. Charles Parish School Board party in Luling, St. Charles Parish, Louisiana and having a dimension on its easterly side nearest the Sugarland Parkway of thirty (30') feet by a depth on its southerly side nearest the Texas and Pacific Railroad of twenty (20') feet by a width in the rear or westerly side of thirty (30') feet and by a depth along its Louisiana Highway 18 side of twenty (20') feet of which includes a sewer lift station which is enclosed by a fence.



① L=4.06'  
 R=17138.89'  
 Ch=S61°36'15\"/>

SCALE: 1" = 20'

**LEGEND**

- #4 IRON ROD SET
- ✕ FENCE

**TITLE:** SURVEY PLAT TO SHOW A 20'X30' PERMANENT SEWER SERVITUDE ON A PORTION OF ST. CHARLES PARISH SCHOOL BOARD LOT ON SUGARLAND PARKWAY SITUATED IN SECTION 6, T-13-S, R-21-E, LULING, ST. CHARLES PARISH, LOUISIANA.

**SURVEY REFERENCE:** 1. SURVEY PLAT AND RESUBDIVISION OF TRACT 4C, TRACT 4D-1-A, TRACT 10A-2 OF SUGARLAND SUBDIVISION INTO LOTS HEREIN DESIGNATED AS LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 1A, 2A, 3A, 4A & TRACT 100-1A OF ESPERANZA BUSINESS PARK, PHASE 1 BY STEPHEN P. FLYNN DATED JANUARY 17, 2006, LAST REVISED SEPTEMBER 7, 2006.  
 2. MAP SHOWING THE FINAL PLAT OF DUFRESNE BUSINESS PARK BY ALAN BLACKWOOD DATED 10/7/1991.

**BASIS OF BEARING:** BEARINGS HEREON ARE REFERENCED TO GRID NORTH AS ESTABLISHED BY THE LOUISIANA STATE PLANE COORDINATE SYSTEM, LOUISIANA SOUTH ZONE.

**SURVEYOR'S NOTES:** A. I CERTIFY THAT THIS PLAT REPRESENTS AN ACTUAL GROUND SURVEY OF THE SERVITUDE SITE MADE BY ME AND CONFORMS TO THE REQUIREMENTS FOR THE MINIMUM STANDARDS FOR PROPERTY BOUNDARY SURVEYS AS FOUND IN LOUISIANA ADMINISTRATIVE CODE TITLE 46:LXI, CHAPTER 25 FOR A CLASS "C" SURVEY. B. NO TITLE OPINION WAS PROVIDED TO THIS FIRM, THEREFORE NO CERTIFICATION IS GIVEN TO THE EXISTENCE OF OTHER SERVITUDES OR EASEMENTS WHICH MAY EXIST OTHER THAN THOSE SHOWN. C. MINIMUM SETBACK LINES AND SERVITUDES SHOWN ARE BASED ON THE REFERENCED SURVEY PLAT. THE APPROPRIATE PARISH AUTHORITY OR NEIGHBORHOOD REGULATORY BOARD SHOULD BE CONSULTED FOR FINAL DETERMINATION. D. SURVEY OF LEASE SITE ONLY. SURVEY SUBJECT TO TITLE VERIFICATION.

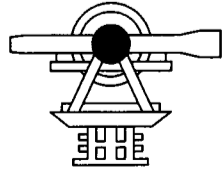
**CERTIFIED TO:** ST. CHARLES PARISH  
**MUNICIPAL ADDRESS:** SUGARLAND PARKWAY  
**DATE:** JUNE 18, 2010

*Stephen P. Flynn*  
 STEPHEN P. FLYNN  
 P.L.S. LA. ST. REG. NO. 4668

DRAWN BY: KPB

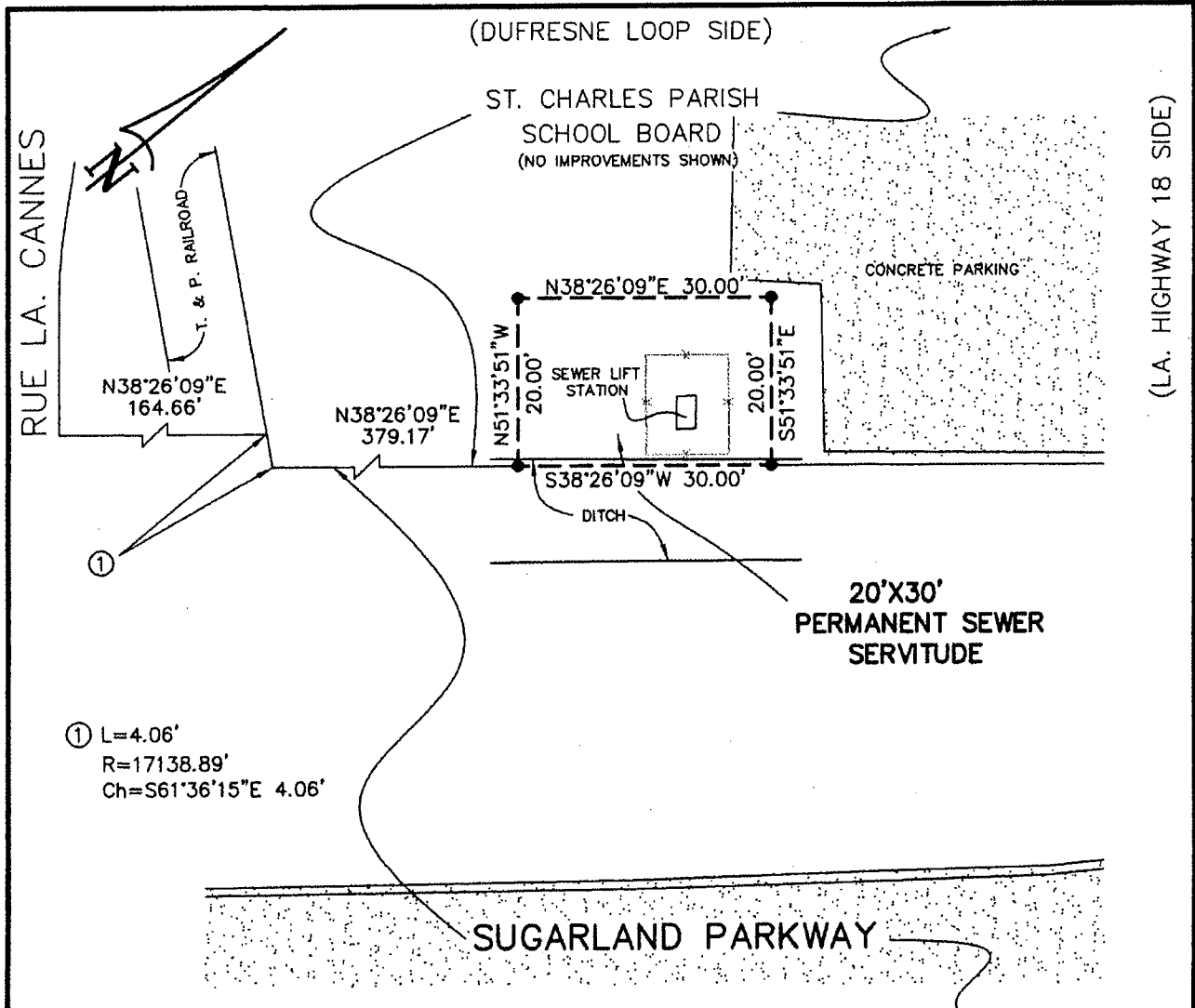
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**RIVERLANDS SURVEYING COMPANY**



505 HEMLOCK STREET  
 LAPLACE, LA. 70068  
 1-800-248-6982  
 985-652-6356





SCALE: 1" = 20'

LEGEND

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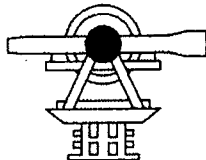
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