

2004-0470

INTRODUCED BY: CLAYTON FAUCHEUX, COUNCILMAN-AT-LARGE, DIVISION B  
ALBERT D. LAQUE, PARISH PRESIDENT

ORDINANCE NO. 04-12-12

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the Pontchartrain Levee District for the St. Charles Parish Urban Flood Control Feasibility Study, Project No. P021103.

WHEREAS, The Pontchartrain Levee District is the local sponsor for the Lake Pontchartrain and Vicinity Hurricane Protection Project in St. Charles Parish; and,

WHEREAS, the current project does not include the installation of pump stations along the levee system to remove rain water during times when the flow through structures are required to be closed; and,

WHEREAS, the U. S. Army Corps of Engineers, the Pontchartrain Levee District, and St. Charles Parish realize the importance of the pumping stations to protect and preserve the health, safety, welfare, and well being of the residents of the East Bank of St. Charles Parish from flooding; and,

WHEREAS, the U. S. Army Corps of Engineers is prepared to proceed with the St. Charles Parish Urban Flood Control Feasibility Study, Project No. P021103 provided the local sponsor agrees to the ifty (50%) percent local match; and,

WHEREAS, the Pontchartrain Levee District has agreed to be the local sponsor provided the Parish shares the local non-Federal cost portion of the project; and,

WHEREAS, the local sponsor portion of the project will be funded 80% by the Pontchartrain Levee District and 20% by the Parish.

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

**SECTION I.** That the St. Charles Parish Urban Flood Control Feasibility Study Cooperative Endeavor Agreement between The Pontchartrain Levee District and St. Charles Parish is hereby approved.

**SECTION II.** 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: MARINO, FAUCHEUX, HILAIRE, FABRE, RAMCHANDRAN, WALLS,  
BLACK, DUHE, MINNICH  
NAYS: NONE  
ABSENT: NONE

And the ordinance was declared adopted this 20th day of December, 2004, to become effective five (5) days after publication in the Official Journal.

Urban Flood Control Feasibility Study

CHAIRMAN: Laura J. Man  
SECRETARY: Barbara J. ...  
DLVD/PARISH PRESIDENT: December 21, 2004  
APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: Albert D. Laque  
RETD/SECRETARY: December 21, 2004  
AT: 3:38 pm RECD BY: ...

**ST. CHARLES URBAN FLOOD CONTROL FEASIBILITY STUDY  
COOPERATIVE ENDEAVOR AGREEMENT  
BETWEEN  
THE PONTCHARTRAIN LEVEE DISTRICT  
AND  
ST. CHARLES PARISH**

- WHEREAS,** The Pontchartrain Levee District is the local sponsor for the Lake Pontchartrain and Vicinity Hurricane Protection Project in St. Charles Parish; and,
- WHEREAS,** the current project does not include the installation of pump stations along the levee system to remove rain water during times when the flow through structures are required to be closed; and,
- WHEREAS,** the U. S. Army Corps of Engineers, the Pontchartrain Levee District, and St. Charles Parish realize the importance of the pumping stations to protect and preserve the health, safety, welfare, and well being of the residents of the East Bank of St. Charles Parish from flooding; and,
- WHEREAS,** the U. S. Army Corps of Engineers is prepared to proceed with the St. Charles Parish Urban Flood Control Feasibility Study, Project No. P021103 provided the local sponsor agrees to the fifty (50%) percent local match; and,
- WHEREAS,** the Pontchartrain Levee District has agreed to be the local sponsor provided the Parish shares the local non-Federal cost portion of the project.

**NOW THEREFORE,**

The Pontchartrain Levee District, 2204 Albert Street, P. O. Box 426, Lutcher, LA 70071, herein represented by Steven C. Wilson, its President, duly authorized by Resolution of the Board of Commissioners adopted on November 15, 2004; and,

St. Charles Parish, 15045 River Road, P. O. Box 302, Hahnville, LA 70057, herein represented by Albert D. Laque, Parish President, duly authorized by Ordinance No. 04-12-12 of the St. Charles Parish Council adopted on December 20, 2004.

**HEREBY AGREE AS FOLLOWS:**

- 1) The Pontchartrain Levee District shall provide eighty (80%) percent of the local non-Federal portion of the project costs for the St. Charles Parish portion of the St. Charles Parish Urban Flood Control Feasibility Study, Project No. P021103 and St. Charles Parish shall provide twenty (20%) percent of the local non-Federal portion of the project costs, with a total project cost not to exceed \$1,800,000.00.
- 2) The commitment of the Pontchartrain Levee District shall remain binding provided that St. Charles Parish remains a member of the Pontchartrain Levee District and continues to contribute its portion of the project costs.
- 3) Future credit given for any advance payments made by the Pontchartrain Levee District shall be credited against the Pontchartrain Levee District's eighty (80%) percent commitment under this agreement.
- 4) In the event funding for the local non-Federal portion of the project shall be received from any outside source, be either the Pontchartrain Levee District or St. Charles Parish, credit for those funds shall be given to the Pontchartrain Levee District and St. Charles Parish in the percentages as set out in this Agreement.
- 5) St. Charles Parish's twenty (20%) percent commitment as set out herein, shall be paid upon invoice by the Levee District to the Parish.

THUS DONE AND EXECUTED by the parties before the undersigned competent witnesses on the 27th day of December, 2004.

WITNESSES:

Barbara Jacob Joubert  
Sandra G. Miguez

Monica S. Grandy  
Kelly A. Poche

ST. CHARLES PARISH

BY: Albert D. Laque  
ALBERT D. LAQUE  
PARISH PRESIDENT

THE PONTCHARTRAIN LEVEE DISTRICT

BY: Steven C. Wilson  
STEVEN C. WILSON  
PRESIDENT