

Ord.

2013-0249

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

ORDINANCE NO. 13-8-5

An ordinance appointing and designating the St. Charles Parish Council as the governing authority of the Sunset Drainage District, establishing an effective date for such change in the governance and domicile and the delivery of records, assets, employees, accounts and monies to the Parish.

WHEREAS, the St. Charles Parish Police Jury created the Sunset Drainage District as a reorganization of the St. Charles Municipal Drainage District, on May 6, 1924 as per Ordinance No. 4-17-24, and provided for said District to be governed by a Board of Commissioners; and,

WHEREAS, Louisiana Revised Statutes 38:1607 (c) provides that the St. Charles Parish Council may replace the Board of Commissioners of the Sunset Drainage District as the governing authority of the District by adopting an ordinance appointing and designating the St. Charles Parish Council as the governing authority of the District; and,

WHEREAS, the St. Charles Parish Home Rule Charter provides that the Parish Council may, by ordinance, abolish or consolidate any Parish department, office, agency, board or commission or provide for the consolidation and transfer of any of the functions of such departments, offices, agencies, boards or commissions; and,

WHEREAS, it is the desire of the Parish Council to employ the former employees of the Sunset Drainage District within the department of Public Works; and,

WHEREAS, it is the desire of the Parish Council to proceed with improvements to the drainage and flood protection infrastructure located within the Sunset Drainage District.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the St. Charles Parish Council is hereby appointed and designated as the governing authority of the Sunset Drainage District effective August 15, 2013.

SECTION II. That all functions of said Board of Commissioners of the Sunset Drainage District are hereby transferred to the St. Charles Parish Council effective August 15, 2013.

SECTION III. That on or prior to August 15, 2013, the Secretary-Treasurer of Sunset Drainage District shall deliver all records, accounts and monies to the office of the Parish President, for receipt on behalf of the St. Charles Parish Council.

SECTION IV. That the Director of Finance for the Parish of St. Charles shall serve as the Treasurer of said District and the St. Charles Parish Courthouse, 15045 River Road, Hahnville, Louisiana shall be the domicile of said District.

SECTION V. That in order to facilitate the transfer of governing authority of the District all persons previously employed by the Sunset Drainage District shall be subject to Parish employment policies, rules and regulations as well as provisions of the Parish Charter. Accordingly, the previous District employees shall be eligible to the same rights and privileges and the same restrictions and requirements as other similarly situated Parish employees regarding benefits, vacation and sick leave, transfer and assignment. Accordingly, the Civil Service Board shall adopt the positions of "Sunset Drainage Foreman" and "Sunset Drainage Operator" and shall set their pay at 90% and 100% of the hourly rates of pay of the corresponding Sunset District job descriptions respectively. Accordingly, the former District employees shall be exempt from qualifying for their current jobs through testing and be placed in the appropriate Civil Service Pay Grade.

SECTION VI. That any borrow material excavated from Lot 761 [also known as Fractional Ten (10) in Township 14 South, Range 20 East, Parish of St. Charles, State of Louisiana containing Two Hundred Eighty-Five and 60/100 (285.60) acres, more or less] determined to be useful in the construction of flood protection infrastructure shall only be utilized in the construction and/or improvement of flood protection infrastructure within the boundary of the Sunset Drainage District in perpetuity.

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

YEAS: SCHEXNAYDRE, FAUCHEUX, WILSON, WOODRUFF, HOGAN, COCHRAN,
FISHER-PERRIER
NAYS: NONE
ABSENT: BENEDETTO, FLETCHER

And the ordinance was declared adopted this 5th day of August, 2013, to become effective five (5) days after publication in the Official Journal.

Ordinance - Sunset Drainage District Transfer revised

ACTING

CHAIRMAN: [Signature]

SECRETARY: [Signature]

DLVD/PARISH PRESIDENT: 8/7/13

APPROVED: DISAPPROVED:

PARISH PRESIDENT: [Signature]

RETD/SECRETARY: 8/7/13

AT: 11:20am RECD BY: [Signature]