

Ord.

2011-0146

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

ORDINANCE NO. 11-4-39

An ordinance to approve and authorize the execution of an Intergovernmental Agreement with the Sunset Drainage District to provide for an operating subsidy for fiscal year 2011 for the operation and maintenance of the District's drainage system in the amount of \$282,307.00.

WHEREAS, the revenues of the Sunset Drainage District are insufficient to cover the cost of operating the District; and,

WHEREAS, the Board of Directors of the Sunset Drainage District has requested that St. Charles Parish subsidize their operations for fiscal year 2011 in the amount of \$282,307.00.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Intergovernmental Agreement by and between the Parish of St. Charles and the Sunset Drainage District is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute said agreement on behalf of the Parish of St. Charles.

SECTION III. The Parish and the Sunset Drainage District hereby agree to recognize said subsidy in the efforts of the Parish to acquire certain property known as Lot 761 of the Sunset Drainage District.

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 18th day of April, 2011, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: *[Signature]*

SECRETARY: *[Signature]*

DLVD/PARISH PRESIDENT: April 19, 2011

APPROVED: DISAPPROVED:

PARISH PRESIDENT: *[Signature]*

RETD/SECRETARY: April 20, 2011

AT: 12:50 p.m. RECD BY: BGT

INTERGOVERNMENTAL AGREEMENT

This Agreement is made and entered into this 20th day of April, 2011, by and between:

PARISH OF ST. CHARLES, P.O. Box 302, 15045 River Road, Hahnville, Louisiana 70057, a political subdivision of the State of Louisiana, operating under the provisions of the St. Charles Parish Home Rule Charter, herein represented by V.J. St. Pierre, Jr., Parish President, duly authorized by Ordinance No. 11-4-39, adopted by the Parish Council on the 18th day of April, 2011.

AND

SUNSET DRAINAGE DISTRICT, 197 Badeaux Lane, Bayou Gauche, Louisiana, 70030, a political subdivision of the State of Louisiana, created by Ordinance No. 4-17-24 of the St. Charles Parish Police Jury, pursuant to Article XV of the 1921 Constitution of the State of Louisiana, herein represented by Eric Matherne, President, duly authorized by a resolution of its Board of Directors on the 14th day of April, ~~2010~~ 2011

WHEREAS, the Constitution of the State of Louisiana (Article VII, Section 14.C) provides that political subdivisions may engage in cooperative endeavors for public purposes; and,

WHEREAS, oil and gas royalty revenues of the Sunset Drainage District have drastically declined in recent years; and,

WHEREAS, the acreage tax levied by the district is presently insufficient to cover the cost of operating the district; and,

WHEREAS, the Sunset Drainage District Board of Directors has requested that St. Charles Parish temporarily subsidize the operations of the District for fiscal year 2011 in the amount of \$282,307.00; and,

WHEREAS, the St. Charles Parish Council appropriated \$282,307.00 in the General Fund Budget as an operating subsidy to the Sunset Drainage District for fiscal year 2011.

NOW, THEREFORE, in consideration of the covenants and agreements hereinafter set forth to be kept and performed by the parties hereto, it is agreed by and between the parties as follows:

SECTION I. The Parish hereby agrees to subsidize the operations of the Sunset Drainage District in the amount of \$282,307.00 for fiscal year 2011 in equal quarterly installments.

SECTION II. The Sunset Drainage District hereby agrees to adequately maintain the drainage system within the boundaries of the district to protect the lives and property of the citizens residing within the district.

SECTION III. The Parish and the Sunset Drainage District hereby agree to recognize said subsidy in the efforts of the Parish to acquire certain property known as Lot 761 of the Sunset Drainage District.

THUS DONE, EXECUTED AND SIGNED in St. Charles Parish, Louisiana, on the day, month and year first above written, in the presence of the below listed witnesses.

WITNESSES

Nicole Breau

PARISH OF ST. CHARLES

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

SUNSET DRAINAGE DISTRICT

BY: Eric Matherne
ERIC MATHERNE
PRESIDENT