

ORD.

2004-0390

INTRODUCED BY: ALBERT D. LAQUE, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 04-12-8

An ordinance to approve an Intergovernmental Agreement by and between St. Charles Parish and the Lafourche Basin Levee District for the continued funding of the West Bank Hurricane Protection Levee.

WHEREAS, Louisiana Revised Statute 38:334 provides for the distribution of ad valorem tax revenues collected by the Lafourche Basin Levee District to St. Charles Parish; and,

WHEREAS, over the past several years the District has not fully met the annual distribution requirement to St. Charles Parish; and,

WHEREAS, the Levee District Accountant has prepared an accounting of the ad valorem tax received from St. Charles Parish, the cash disbursed to St. Charles Parish and the in-kind services provided to St. Charles Parish; and,

WHEREAS, it is the desire of the Levee Board and the Parish to provide for the payment of said funds to settle any and all prior claims, through August 31, 2004 for use on the West Bank Hurricane Protection Levee Project.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Intergovernmental Agreement, State of Louisiana, Parish of St. Charles, by and between St. Charles Parish and the Lafourche Basin Levee District 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, RAMCHANDRAN, WALLS, BLACK
DUHE
NAYS: NONE
ABSENT: FABRE, MINNICH

And the ordinance was declared adopted this 6th day of December, 2004, to become effective five (5) days after publication in the Official Journal.

WB Hurricane Levee Continued Funding 2004 Rev

CHAIRMAN: Lance A. Martin
SECRETARY: Sarah Jacob Tucker
DLVD/PARISH PRESIDENT: December 7, 2004
APPROVED: DISAPPROVED:

PARISH PRESIDENT: Albert D. Laque
RETD/SECRETARY: December 7, 2004
AT: 1:10 pm RECD BY: BQJ

**INTERGOVERNMENTAL AGREEMENT
STATE OF LOUISIANA
PARISH OF ST. CHARLES**

BE IT KNOWN that on this 6th day of January, 2004⁵
PERSONALLY CAME AND APPEARED:

ST. CHARLES PARISH, 15045 River Road, P.O. Box 302, Hahnville, Louisiana 70057, herein represented by Albert D. Laque, Parish President

AND

THE LAFOURCHE BASIN LEVEE DISTRICT, 21380 Highway 20, P.O. Box 670, Vacherie, Louisiana 70090, Herein represented by Kenneth Peltier, President who declare that they enter into this agreement.

WITNESSETH

WHEREAS, the Louisiana Constitution and the Local Services Law of Louisiana allow for intergovernmental agreements among political subdivisions of the State of Louisiana; and,

WHEREAS, St. Charles Parish, in conjunction with the Lafourche Basin Levee District has been working on the West Bank Hurricane Protection Levee; and,

WHEREAS, construction has recently begun on Phase I of the project; and,

WHEREAS, it is the desire of the Lafourche Basin Levee District to provide funding up to \$ 2,134,373.00 toward the Levee Project to settle any and all claims for funds owed by the Parish through august 31, 2004.

NOW THEREFORE, IT IS HEREBY AGREED THAT:

ST. CHARLES PARISH:

- 1) Shall continue with the construction of Phase I and continue the permitting process on the additional Phases, along with engineering of the West Bank Hurricane Protection Levee.
- 2) Shall select and employ the necessary persons to perform said work.
- 3) Shall invoice the Lafourche Basin Levee District for reimbursement of all expenses incurred in said project, up to the maximum of \$ 2,134,373.00

THE LAFOURCHE BASIN LEVEE DISTRICT:

- 1) Hereby agrees to allocate \$ 2,134,373.00 to the West Bank Hurricane Protection Levee project for the purpose stated.
- 2) Shall reimburse St. Charles Parish for all expenses incurred in said project, up to the maximum of \$ 2,134,373.00, upon being invoiced by St. Charles Parish.

St. Charles Parish

Lafourche Basin Levee District

By: Albert D. Laque
Albert D. Laque
Parish President

By: Kenneth Peltier
Kenneth Peltier
President