

**STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

**SUPPLEMENTAL AGREEMENT NO. 1
STATE PROJECT NO. H.013494
FEDERAL AID PROJECT NO. H013494
LA 52 (PH1): BLUEBERRY HILL – ANGUS DR
ST. CHARLES PARISH**

THIS SUPPLEMENTAL AGREEMENT NO. 1, is made and executed in two originals on this _____ day of _____, 20___, by and between the **Department of Transportation and Development**, through its Secretary, hereinafter referred to as **DOTD**, and the **St. Charles Parish**, a political subdivision of the State of Louisiana, hereinafter referred to as **Entity**.

WITNESSETH: That;

WHEREAS, the DOTD and Entity previously entered into a formal agreement, dated **July 09, 2019**, to finance improvement projects under the direct administration of DOTD to remove and replace the existing roadway, construct a sidewalk and shared-use path, and install subsurface drainage, lighting, and landscaping in Luling and Boutte in St. Charles Parish; and

WHEREAS, it is necessary to amend Article II: Funding: Funding Table for Roadway Control Section 845-03, to replace Utility (Clearance/Permits/Relocation) Percentage Funded by Entity at 100% to 20% and Percentage Funded by DOTD to 80%. Comment on line shall include “80% Federal – 0% State”; to update Article XIX: Compliance with Civil Rights; and to add Article XXIV: Venue Clause;

WHEREAS, DOTD is agreeable to the implementation of this Project and desires to cooperate with the Entity, as hereinafter provided:

NOW, THEREFORE, in consideration of the premises and mutual dependent covenants herein contained, the parties hereto agree as follows:

1.

ARTICLE II: FUNDING is hereby amended to update the funding table for Roadway Control Section 845-03 to read as follows:

Funding Table¹			
Roadway Control Section 845-03			
Method of Payment	Disbursement		
	Percentage Funded By Entity ²	Percentage Funded By DOTD ^{3,4}	Comments
Environmental Process	100%	0%	
Pre-Construction Engineering	100%	0%	
Rights-of-Way			
Services	100%	0%	
Acquisition and Relocation	100%	0%	
Utility (Clearance/Permits/Relocation) ⁵	20%	80%	80% Federal ; 0% State
Construction	20%	80%	80% Federal ; 0% State
Construction Engineering and Inspection	0%	100%	
Non-Infrastructure Enhancements	100%	0%	

2.

Article XIX: COMPLIANCE WITH CIVIL RIGHTS is hereby updated and amended to read as follows:

The Entity agrees to abide by the requirements of the following as applicable: Titles VI and Title VII of the Civil Rights Act of 1964, as amended; the Equal Opportunity Act of 1972, as amended; Federal Executive Order 11246, as amended; the Rehabilitation Act of 1973, as amended; the Vietnam Era Veterans' Readjustment Assistance Act of 1974; Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; the Americans with Disabilities Act of 1990, as amended, and Title II of the Genetic Information Nondiscrimination Act of 2008.

The Entity agree not to discriminate in employment practices, and shall render services under the

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Agreement without regard to race, color, age, religion, sex, national origin, veteran status, genetic information, political affiliation, disability, or in any matter relating to employment.

Any act of discrimination committed by either party, or failure to comply with these statutory obligations, when applicable, shall be grounds for termination of this Agreement.

4.

Article XXIV: VENUE is hereby added to the Agreement and reads as follows:

The exclusive venue for any suit arising out of this Agreement shall be in the Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana.

5.

The DOTD and the St. Charles Parish agree that all provisions of the original agreement between the parties, dated July 09, 2019, to the extent not inconsistent with this Supplemental Agreement No. 1, to the Original Agreement, shall remain in full force and effect.

IN WITNESS THEREOF, the parties have caused these presents to be executed by their respective officers thereunto duly authorized as of the day and year first above written.

WITNESSES:

ST. CHARLES PARISH

BY: _____

Typed or Printed Name

Title

72-6001208

Taxpayer Identification Number

Unique Entity ID Number (SAM)

20.205

CFDA Number

WITNESSES:

**STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION
AND DEVELOPMENT**

BY: _____

Secretary

RECOMMENDED FOR APPROVAL:

BY: _____

Division Head