

*Ord.*  
**2008-0442**

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT  
(COASTAL ZONE MANAGEMENT SECTION)**

**ORDINANCE NO. 08-11-7**

An ordinance to approve and authorize the execution of a Cooperative Endeavor Agreement with the Pontchartrain Levee District for the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project both to be funded by the Coastal Impact Assistance Program (CIAP).

- WHEREAS,** St. Charles Parish is undertaking two major shoreline protection projects, the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project; and,  
**WHEREAS,** both projects are funded by the Federal Coastal Impact Assistance Program (CIAP); and,  
**WHEREAS,** the Pontchartrain Levee District is the major landowner of the adjacent land to the project; and,  
**WHEREAS,** the Pontchartrain Levee District and St. Charles Parish realize the important role of shoreline protection in the long term maintenance of the "Lake Pontchartrain and Vicinity Hurricane Protection Levee"; and,  
**WHEREAS,** the Pontchartrain Levee District and St. Charles Parish wish to minimized the duplication of efforts and maximize the use of available resources.

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

**SECTION I.** That the Coastal Impact Assistance Program Lake Pontchartrain Shoreline Protection 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 Cooperative Endeavor Agreement on behalf of St. Charles Parish.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, LAMBERT, NUSS  
NAYS: NONE  
ABSENT: COCHRAN

And the ordinance was declared adopted this 17th day of Novmeber, 2008, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: *[Signature]*

SECRETARY: *[Signature]*

DLVD/PARISH PRESIDENT: November 18, 2008

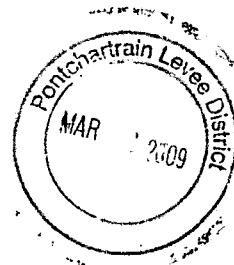
APPROVED:  DISAPPROVED:

PARISH PRESIDENT: *[Signature]*

RETD/SECRETARY: November 18 2008

AT: 4:03 pm RECD BY: *[Signature]*

**COOPERATIVE ENDEAVOR AGREEMENT**



This agreement is entered into by and between:

THE PONTCHARTRAIN LEVEE DISTRICT  
BOARD OF COMMISSIONERS  
and  
ST. CHARLES PARISH  
COASTAL IMPACT ASSISTANCE PROGRAM  
LAKE PONTCHARTRAIN SHORELINE PROTECTION

WHEREAS, St. Charles Parish is undertaking two (2) major shoreline restoration and protection projects, namely the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project; and

WHEREAS, both the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project are funded by the Federal Coastal Impact Assistance Program (hereinafter sometimes referred to as "CIAP"); and

WHEREAS, the Pontchartrain Levee District is the major landowner of the adjacent lands to the projects referenced above; and

WHEREAS, the Pontchartrain Levee District and St. Charles Parish realize the important role of shoreline protection and long-term maintenance of the "Lake Pontchartrain and Vicinity Hurricane Protection Levee" and its impact on the reduction of storm surge and flooding for residents of their respective District and Parish; and

WHEREAS, the Pontchartrain Levee District and St. Charles Parish desire to minimize the duplication of efforts and expense and maximize the use of available resources:

NOW THEREFORE:

The Pontchartrain Levee District, Board of Commissioners, represented herein by Steven C. Wilson, its President, by Resolution of the Board of Commissioners, adopted on the 20<sup>th</sup> day of OCTOBER, 2008; and

St. Charles Parish, a municipal corporation domiciled in the Parish of St. Charles, State of Louisiana, represented herein by its duly authorized President, V. J. St. Pierre, duly authorized by Ordinance No. 08-11-7 of the St. Charles Parish Council adopted on the 17<sup>th</sup> day of November, 2008;

DO HEREBY AGREE AS FOLLOWS:

1. The Pontchartrain Levee District shall administer the St. Charles Parish Federal Coastal Impact Assistance Program (CIAP) as it relates to the permitting, designing, and constructing of the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project.

2. St. Charles Parish shall provide funding directly to the Pontchartrain Levee District as it becomes available through the CIAP program. St. Charles Parish and the Pontchartrain Levee District agree to cooperate and assist each other in obtaining said funding.

3. The Pontchartrain Levee District shall have no financial responsibility for the above referenced projects beyond the amount of CIAP grants allocated to St. Charles Parish by the Minerals Management Service. The funding for these two projects shall not exceed the CIAP grants and nothing under this agreement shall be construed to obligate the Pontchartrain Levee District to expend any funds beyond those grants allocated unless the Board of Commissioners for the Pontchartrain Levee District, by Resolution, agrees to fund additional amounts over and above the CIAP grants allocated.

4. The Pontchartrain Levee District, its contractors and/or assigns, shall assist St. Charles Parish on the completion of required documentation to Minerals Management Service for funds distribution. St. Charles Parish, its agents, assigns, contractors, or consultants, agree to cooperate fully and provide all necessary documentation required and to assist the Pontchartrain Levee District in its efforts to complete the documentation required.

5. This agreement is the entire and complete agreement between the parties. An amendment to this agreement must be in writing and approved by both parties.

6. This agreement is strictly between the parties and shall not be assigned without the express written consent of both parties.

7. Any notification required under the terms and conditions of this contract shall be directed to the addresses set forth below unless specifically amended in writing:

Pontchartrain Levee District  
2204 Albert Street  
Post Office Box 426  
Lutcher, Louisiana 70071

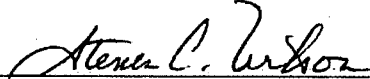
St. Charles Parish  
15045 River Road  
Post Office Box 302  
Hahnville, Louisiana 70057

IN WITNESS WHEREOF, the parties hereto have executed this Cooperative Endeavor Agreement as of the date shown below.

WITNESS:

PONTCHARTRAIN LEVEE DISTRICT  
BOARD OF COMMISSIONERS

Sign:   
Print: Dwight D. Powell

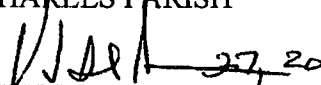
By:   
Steven C. Wilson, President

DATE: December 11, 2009

WITNESS:

ST. CHARLES PARISH

Sign:   
Print: KELLY POCHÉ

By:   
V. J. St. Pierre, Parish President

DATE: Feb. 27, 2009

**MOTION**

A motion was offered by Mr. Harelson and seconded by Mr. Addison that Steven C. Wilson, President, be and he is hereby authorized to sign a Cooperative Endeavor Agreement with the Parish of St. Charles as outlined in the agreement.

The motion carried unanimously.

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**CERTIFICATE**

I, Susan M Sheets, Secretary to the Board of Commissioners for the Pontchartrain Levee District do hereby certify that the above and foregoing is a true and correct copy of a motion adopted by the Board at a regular meeting held on the 20th day of October, 2008, at which a quorum was present.

LUTCHER, LOUISIANA, this 20th day of OCTOBER, 2008.

Susan M Sheets  
Secretary  
Susan M Sheets  
Print Name

**COASTAL IMPACT ASSISTANCE PROGRAM  
LAKE PONTCHARTRAIN SHORELINE PROTECTION  
COOPERATIVE ENDEAVOR AGREEMENT  
BETWEEN  
THE PONTCHARTRAIN LEVEE DISTRICT  
AND  
ST. CHARLES PARISH**

**WHEREAS**, St. Charles Parish is undertaking two major shoreline protection projects, the East LaBranche Shoreline Protection Project and the West LaBranche Shoreline Protection Project; and,  
**WHEREAS**, both projects are funded by the Federal Coastal Impact Assistance Program (CIAP); and,  
**WHEREAS**, the Pontchartrain Levee District is the major landowner of the adjacent land to the project; and,  
**WHEREAS**, the Pontchartrain Levee District and St. Charles Parish realize the important role of shoreline protection in the long term maintenance of the "Lake Pontchartrain and Vicinity Hurricane Protection Levee"; and,  
**WHEREAS**, the Pontchartrain Levee District and St. Charles Parish wish to minimized the duplication of efforts and maximize the use of available resources.

**NOW THEREFORE,**

The Pontchartrain Levee District, 2204 Albert Street, P.O. Box 426, Litcher, LA 70071, herein represented by Steven C. Wilson its President, duly authorized by Resolution of the Board of Commissioner adopted on \_\_\_\_\_;

AND

St. Charles Parish, 15045 River Road, P.O. Box 302, Hahnville, LA 70057, herein represented by V.J. St. Pierre, Jr., Parish President, duly authorized by Ordinance No. 08-11-7 of the St. Charles Parish Council adopted on November 17, 2008.

**HEREBY AGREE AS FOLLOWS:**

- 1) The Pontchartrain Levee District shall administer the St. Charles Parish CIAP program as it related to permitting, design and construction of the East and West LaBranche Shoreline Protection Project.
- 2) St. Charles Parish shall provide funding to the Pontchartrain Levee District as it becomes available through the CIAP program.
- 3) Funding for these 2 projects shall not exceed the CIAP grants allocated to St. Charles Parish by the Minerals Management Service.
- 4) Pontchartrain Levee District or its assigns will assist St. Charles Parish on the completion of required documentation to Minerals Management Service for funds distribution.

THUS DONE AND EXECUTED by the parties before the undersigned competent witnesses on the \_\_\_\_\_ day of \_\_\_\_\_, 2008.

WITNESSES:

*Bastard Jacob Tucker*  
*Valerie Berthelot*

ST. CHARLES PARISH

BY: *V.J. St. Pierre, Jr.*

V.J. St. Pierre, Jr.  
Parish President

THE PONTCHARTRAIN LEVEE DISTRICT

BY: \_\_\_\_\_

Steven C. Wilson  
President