

**LOUISIANA DEPARTMENT OF CULTURE RECREATION AND TOURISM
OFFICE OF STATE PARKS
DIVISION OF OUTDOOR RECREATION**

LAND AND WATER CONSERVATION FUND STATE PROJECT AGREEMENT

Project

Sponsor ST. CHARLES PARISH GOVERNMENT Parish ST. CHARLES Region 3

Federal No. 22-00 910 Project Name RATHBORNE PARK DEVELOPMENT

Project Cost \$ 300,000.00 Approved Funds \$ 150,000.00 Project Period 01/22/10 - 12/31/14

The undersigned political subdivision of the State of Louisiana does hereby agree and accept the same responsibility and obligations as set out in the herein described project and to the same extent and in the same manner, including all federal requirements, as does the State of Louisiana.

PROJECT SCOPE (Description of Project)

The St. Charles Parish Government will develop a 12.63+/- acres of land located on the Cousins Canal southeast of Luling, St. Charles Parish, Louisiana. Development will consist of a Baseball Field, Playground Equipment, Bike Racks, Pavilions, Picnic Tables, Grills, Fitness Stations, Benches, Site Work, Bleachers, Parking Lot and L&WCF sign.

ALL UTILITY LINES WILL BE PLACED UNDERGROUND.

The State of Louisiana hereby promises to obtain federal monies for that portion of the project referred to as "federal funds", to accept such funds from the United States and disburse same to participant or its fiscal agent that portion of the total obligation that is the United States' share. It is understood by the parties hereto that this agreement shall not obligate State of Louisiana funds for the project costs described herein. It is further understood that in the event federal funds are not available for this project within a period of one year from the date of this agreement that this agreement is null and void. The participant hereby promises, in consideration of the promises made by the State herein, to execute the project stage described in accordance with the terms of this agreement, it being understood that incurred costs will not be reimbursed without written approval that such federal funds have been encumbered.

The following are hereby incorporated into this agreement: 1) General Provisions as set out in the L&WCF Manual; and 2) Project application and attachments.

The following special project terms and conditions were added to this agreement before it was signed by the parties hereto:

Compliance with Executive Order 12432 as described in Attachment #1

Compliance with OMB Circular A- 133 which requires annual audits while project is active and a final audit upon completion.

Compliance with the terms and intent of P.O. 93-234 the Flood Disaster Protection Act of 1973; P.L. 90-480, Architectural Barriers Act of 1968, P.L. 101-336, Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 Historic Properties Preservation Act of 1966 (80 Stat. 915 16 U.S.C. 470; National Environmental Policy Act of 1969 (P.L. 91-190); OMB Circulars A-133, A-87 and Executive Order 12378; Executive Order 12466 as amended (Equal Employment Opportunity) 41 CFR Part 60; Copeland Anti-Kickback Act (18 U.S. C. 874 DOL (29 CFR, Part 3); Clean Air Act of 1970 (construction contract of amounts in excess of \$10, 000); Nondiscrimination on the Basis of Handicap Section 504 Rehabilitation Act of 1973, DOI(43CFR, Part 17).

The State shall transfer to the participant or its fiscal agent all funds granted hereunder except that portion designated as state administrative cost and, as applicable, permanent acknowledgment sign, temporary sign, or review appraiser's fee, or all of them.

Since the burden and responsibility for financial administration of this program rests with the state, the participant or its fiscal agency agrees to refund to the state any funds disbursed to participant or its fiscal agent which are disallowed for elements of the project proposal on the same basis as required of the state by the federal government.

The project sponsor shall not at any time convert any property acquired or developed pursuant to this agreement to other than public outdoor recreation uses specified in the project proposal attached hereto without the prior approval of the Director, National Park Service.

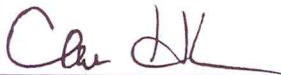
In the event future support should not be forthcoming for subsequent phases or overruns, the participant agrees to bring the project to a state of usefulness so that funds invested shall not be lost. A determination of the state of usefulness will be the same basis as that required of the state by the federal government,

The participant agrees that complete plans and specifications will be submitted within four months of the date of approval on the federal level and that construction will begin on the site within six months of the grant approval and will demonstrate steady progress to project completion; the penalty for non-compliance will be withdrawal of the grant. It is agreed that billings will be submitted to the state within 45 days after completion of each element of work or payment on a contract expressing percentage of each element in accord with the project proposal. Further, the participant or its fiscal agent agrees to submit a final billing within 90 days after the end of the project period or completion of the project, whichever is sooner.

In witness whereof, the parties hereto have executed this agreement this 11 day of February
A.D. 2010

STATE OF LOUISIANA

POLITICAL SUBDIVISION



BY: Liaison Officer (or Alternate)

RESOLUTION

A RESOLUTION OBLIGATING FUNDS TO LAND AND WATER CONSERVATION FUND PROJECT

REGION 3 PARISH ST. CHARLES

PROJECT NO. 22-00910

WHEREAS, the ST. CHARLES PARISH GOVERNMENT is interested in acquiring lands and/or developing outdoor recreational facilities on the following described project for the enjoyment of the citizenry of said ST. CHARLES PARISH and the State of Louisiana.

PROJECT TITLE AND DESCRIPTION:

St. Charles Parish Government will develop a 12.63+/- acres of land located on the Cousins Canal southeast of Luling, St. Charles Parish, Louisiana. Development will consist of Sports & Playfields, Picnic Area and Support Facilities and provide a L&WCF sign.

ANY WIRING COVERED IN THIS PROJECT, OR WIRING DONE IN THE FUTURE ON THIS SITE, WILL BE PLACED UNDERGROUND.

NOW, THEREFORE, be it resolved by the St. Charles Parish Government of St. Charles Parish, State of Louisiana, that said St. Charles Parish Government does agree to obligate the funds or services stipulated below to satisfactorily complete the following project and thus become eligible for Land and Water Conservation Fund financial aid of 50% of the estimated or actual allowable cost, at the completion of said project. Said St. Charles Parish Government also states that sufficient funds are on hand, as of this date, to fund said project as follows:

Table with 4 columns: TOTAL ESTIMATED Cost, TOTAL ESTIMATED Federal, TOTAL ESTIMATED Sponsor's, SPONSOR'S COST BREAKDOWN (Total Same as column 3) Cash, Services. Values: \$300,000.00, \$150,000.00, \$150,000.00, \$150,000.00.

AND, be it further resolved that the St. Charles Parish Government is hereby authorized and directed to make application to the Louisiana Office of State Parks, Division of Outdoor Recreation, to seek federal financial assistance on this project for them, and be further authorized to take the necessary action to complete such project and sign such documents as are required.

AND, be it further resolved that this resolution and plan approved by said St. Charles Parish Government be forwarded to the Louisiana Office of State Parks for the purpose of obtaining such financial aid.

DATED this date of , 20

Introduced by and seconded by

This is to certify that the foregoing is a true and correct copy of RESOLUTION duly and legally adopted by at a legal meeting held on this day of , 20.

(Name/Title)