

2001-0182

INTRODUCED BY: ALBERT D. LAQUE, PARISH PRESIDENT

ORDINANCE NO. 01-6-2

An ordinance to amend Ordinance No. 00-9-17, an agreement with the Louisiana Department of Transportation and Development to include funding for Phase B of the East Bank Bike and Pedestrian Path, State Project No. 744-45-0003.

**WHEREAS,** the St. Charles Parish Council adopted Ordinance 00-9-17 on September 18, 2000 approving an Agreement with the Louisiana Department of Transportation and Development for the St. Charles Parish Bike and Pedestrian Path - Phase A; and

**WHEREAS,** on February 19, 2001 the Parish Council adopted Resolution No. 4889 supporting Phase B of the East Bank Bike and Pedestrian Path; and

**WHEREAS,** it is the desire of the State to amend the original agreement to include both Phase A and B by changing Article I Project Description and Article II Funding ;and

**WHEREAS,** it is the desire of the Parish to approve said agreement

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

**SECTION I.** That Supplemental Agreement No. 1 to Enhancement Agreement State Project No. 744-45-0003, Federal Aid Project No. ENH - 4500 (503) St. Charles Parish Bike and Pedestrian Path St. Charles Parish is hereby approved.

**SECTION II.** That the Parish President is hereby authorized to execute said Supplemental Agreement No. 1 on behalf of the Parish of St. Charles.

The foregoing Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: RAMCHANDRAN, FAUCHEUX, HILAIRE, FABRE, AUTHEMENT, BLACK, MARINO, MINNICH

NAYS: NONE

ABSENT: ABADIE

And the Ordinance was declared adopted this 4<sup>th</sup> day of June, 2001, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN:

SECRETARY:

DLVD/PARISH PRESIDENT: June 5, 2001

APPROVED:

DISAPPROVED:

PARISH PRESIDENT:

RETD/SECRETARY:

AT: 3:35 pm RECD BY:

Agg

STATE OF LOUISIANA  
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

SUPPLEMENTAL AGREEMENT NO. 1  
TO  
ENHANCEMENT AGREEMENT  
STATE PROJECT NO. 744-45-0003  
FEDERAL AID PROJECT NO. ENH-4500(503)  
ST. CHARLES BIKE AND PEDESTRIAN PATH  
ST. CHARLES PARISH

THIS SUPPLEMENTAL AGREEMENT, made and entered into this 13<sup>th</sup> day of June, 2001, by and between the **Department of Transportation and Development**, hereinafter referred to as "DOTD", and the **Parish of St. Charles**, a political subdivision of the State of Louisiana, hereinafter referred to as "Sponsor";

WITNESSETH: That;

WHEREAS, the DOTD and the Sponsor entered into a formal agreement on September 27, 2000, which generally consisted of constructing approximately 14,520 linear feet of asphalt path on the top of the eastbank Mississippi River levee; and

WHEREAS, certain changes are required in Article I - Project Description and Article II - Funding, of the original agreement; and

WHEREAS, the **Sponsor** is agreeable to these changes as set forth herein:

NOW THEREFORE, it is hereby agreed between the parties hereto that the agreement of September 27, 2000 be modified as follows:

## **ARTICLE I – PROJECT DESCRIPTION**

The first paragraph of Article I of the original agreement is hereby deleted and replaced as follows:

The improvement that is to be undertaken under this project will generally consist of approximately 40,400 linear feet of asphalt bicycle/pedestrian path on the top of the eastbank Mississippi River levee from the Jefferson/St. Charles Parish boundary line to Ormand Boulevard in Destrehan and related work.

## **ARTICLE II - FUNDING**

The first paragraph of Article II of the original agreement is hereby deleted and replaced as follows:

Except for services hereinafter specifically listed to be furnished at the DOTD's expense or at the Sponsor's expense, as the case may be, the cost of this project will be a joint participation between the Sponsor and the Federal Highway Administration, hereinafter "FHWA", with the Sponsor contributing the 20% match of the participating cost and the FHWA contributing, through the DOTD, the remaining 80%. The maximum federal funds available for funding this project are \$ 960,000. The Sponsor may incorporate items of work into the construction contract not eligible for Federal-Aid participation at its own cost. Funds will be disbursed as provided in **Article X**.

## **ORIGINAL CONTRACT:**

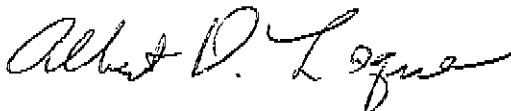
All requirements of the aforesaid agreement of September 27, 2000, except as specifically modified by this Supplemental Agreement, shall remain in full force and effect.

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

WITNESSES:

STATE OF LOUISIANA  
PARISH OF ST. CHARLES

  
Witness for First Party

BY:   
Albert D. Laque  
Typed or Printed Name

  
Witness for First Party

TITLE: Parish President


72-6001207  
Federal Identification Number

STATE OF LOUISIANA  
DEPARTMENT OF TRANSPORTATION  
AND DEVELOPMENT

  
Witness for Second Party

BY:   
Secretary

  
Witness for Second Party

RECOMMENDED FOR  
APPROVAL BY   
Chief Engineer