



# *St. Bernard Parish Council*

8201 West Judge Perez Drive Chalmette, Louisiana, 70043

(504) 278-4228 Fax (504) 278-4209

[www.sbpq.net](http://www.sbpq.net)

**#12**

**Kerri Callais**  
*Councilmember  
at Large*

**Richard "Richie" Lewis**  
*Councilmember  
at Large*

**Gillis McCloskey**  
*Councilmember  
District A*

**Joshua "Josh" Moran**  
*Councilmember  
District B*

**Howard Luna**  
*Councilmember  
District C*

**Wanda Alcon**  
*Councilmember  
District D*

**Fred Everhardt, Jr.**  
*Councilmember  
District E*

**Roxanne Adams**  
*Clerk of Council*

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY OCTOBER 18, 2022 AT THREE O'CLOCK P.M.

On motion of Mr. Moran, seconded by Mr. Lewis, it was moved to **adopt** the following resolution:

## **RESOLUTION SBPC #2270-10-22**

A RESOLUTION REQUESTING FROM DOTD STATEWIDE FLOOD CONTROL PROGRAM FOR THE AUTHORITY TO ADVERTISE FOR THE BUCCANEER VILLA NORTH SUBDIVISION – PHASE I – RETENTION POND FLOOD CONTROL PROGRAM WITH THE PURPOSE OF REDUCING EXISTING FLOOD DAMAGES IN THE ST. CLAUDE HEIGHTS, CAROLYN PARK, BUCCANEER VILLA NORTH, AND CHALMETTE PLAZA SUBDIVISIONS.

**WHEREAS**, St. Bernard Parish has submitted an application for funding of the Buccaneer Villa North Subdivision – Phase I – Retention Pond flood control project under the Statewide Flood Control Program; and,

**WHEREAS**, the State's share of the project funds has been made available and St. Bernard Parish has available its local matching share of the project funds in an amount of ten (10%) percent of the construction cost; and,

**WHEREAS**, at the request of St. Bernard Parish, Digital Engineering & Imaging, Inc., has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. H.014399; and,

**WHEREAS**, St. Bernard Parish has reviewed the final plans, specifications and cost estimate and accepts them as submitted and the Department of Transportation and Development has reviewed the final plans, specifications, and cost estimate and has approved them inasmuch as they comply with the requirements of the Statewide Flood Control Program; and,

**WHEREAS**, all necessary servitudes, rights-of-way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by St. Bernard Parish, and the titles thereto are valid and indefeasible; and,

**WHEREAS**, St. Bernard Parish has obtained all necessary permits required for the construction of this project; and,



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Page -2-  
Extract #12 continued  
October 18, 2022

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**WHEREAS**, St. Bernard Parish has agreed to accomplish all necessary utilities, fence and other facilities relocations and alterations made necessary by this project; and,

**WHEREAS**, the Official Journal for the St. Bernard Parish is The St. Bernard Voice, whose mailing address is 234 Mehle Ave. Arabi, LA 70032, and whose telephone number is 504-279-7488; and,

**WHEREAS**, St. Bernard Parish desires to advertise for competitive bids, in accordance with LRS 38:2212, et seq., for the award of a contract in the name of the St. Bernard Parish, and furnish engineering services during the progress of the work.

**NOW, THEREFORE, BE IT RESOLVED** by the St. Bernard Parish, in Regular session assembled on this 18<sup>th</sup> day October 2022, that the Department of Transportation and Development be and hereby is requested to authorize the St. Bernard Parish to advertise for competitive bids in accordance with LRS 38:2212, et seq., for the award of a contract in the name of St. Bernard Parish, covering the aforesaid improvements.

**BE IT RESOLVED** that the Department of Transportation and Development be and hereby is assured that all necessary servitudes, rights-of-way, rights of ingress and egress and the means thereof have been obtained by St. Bernard Parish, and the titles thereto are valid and indefeasible and St. Bernard Parish expressly agrees to defend any action for the failure of any servitude, right-of-way, right of ingress or egress, and St. Bernard Parish does hereby assume complete responsibility for providing engineering services during construction and the maintenance and upkeep of the project after construction.

**BE IT RESOLVED** that the Department of Transportation and Development be and hereby is assured that all required permits have been obtained by St. Bernard Parish.

**BE IT RESOLVED** that the Department of Transportation and Development be and hereby is assured that St. Bernard Parish has available its local matching funds in an amount of ten (10%) percent of the total project construction cost to insure construction of this project.

**BE IT RESOLVED** that St. Bernard Parish will and hereby does assume complete responsibility for all utilities, fence, and other facilities relocations and alterations made necessary by this project.





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Page -3-  
Extract #12 continued  
October 18, 2022

**BE IT RESOLVED THAT** St. Bernard Parish does hereby save and hold harmless the Department of Transportation and Development against any loss or damage of any kind incident to or occasioned by Activities undertaken in pursuance of this agreement and expressly agrees to defend any suit brought against the Department of Transportation & Development and pay any judgment which may result from said suit as it relates to this project.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

**YEAS:**            Moran, Luna, Lewis

**NAYS:**            None

**ABSENT:**        McCloskey, Alcon, Everhardt


The Council Chair, Ms. Callais, cast her vote as **YEA**.

And the motion was declared **adopted** on the 18<sup>th</sup> day of October, 2022.

## CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Tuesday, October 18, 2022.

Witness my hand and the seal  
of the Parish of St. Bernard on  
this 18<sup>th</sup> day of October, 2022.

  
ROXANNE ADAMS  
CLERK OF COUNCIL