



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

Fred Everhardt, Jr.
*Councilmember
at Large*

Gillis McCloskey
*Councilmember
at Large*

Patrice Cusimano
*Councilmember
District A*

Joshua "Josh" Moran
*Councilmember
District B*

Cindi Meyer
*Councilmember
District C*

Ryan Randall
*Councilmember
District D*

Amanda Mones
*Councilmember
District E*

Roxanne Adams
Clerk of Council

#9

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, MARCH 19, 2024 AT THREE O'CLOCK P.M.

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

RESOLUTION SBPC #2357-03-24

A RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR THE ST. BERNARD PEDESTRIAN IMPROVEMENTS PROJECT (STATE PROJECT NUMBER H.014049).

WHEREAS, St. Bernard Parish adopted the ***St. Bernard Bikeway and Pedestrian Plan Update*** in 2017 and has been working to implement that plan over the last several years; and,

WHEREAS, St. Bernard Parish formed the St. Bernard Parish Bicycle and Pedestrian Committee to provide input into the implementation of the plan; and,

WHEREAS, this Committee identified its first priority pedestrian projects as improvements to crossings along Paris Road near Prompt Succor Church and near the Winn Dixie shopping center, and construction of new sidewalks in Violet along Judge Perez Drive; and,

WHEREAS, the Parish was able to secure a Unified Work Program Grant through the Regional Planning Commission for Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany and Tangipahoa Parishes (RPC) for the St. Bernard Pedestrian Improvements Project in 2018 in the amount of \$378,000 (\$302,400 80% federal funding and \$75,600 20% local funding); and,

WHEREAS, St. Bernard Parish secured the services of Kyle and Associates to develop engineering plans and bidding documents for this project; and,

WHEREAS, new funding was provided by Congress in the 2021 Bi-Partisan Infrastructure Bill for the Highway Safety Improvement Program with special funding for the Vulnerable Road User Program; and,



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WHEREAS, with technical assistance provided by the RPC, St Bernard Parish was able to apply to the Louisiana Department of Transportation and Development to utilize this new funding source for the St. Bernard Pedestrian Improvements Project; and,

WHEREAS, securing this new funding will save St. Bernard Parish an estimated \$578,000 due to increased project costs over the original Unified Work Program grant, the agreement by DOTD to fund 100% of this project (no local match for the Parish) and eligibility for DOTD to fund all remaining engineering and related costs under this new federal program; and,

WHEREAS, an amended agreement is required to modify the DOTD agreement previously executed in 2022.

NOW THEREFORE BE IT RESOLVED, the St. Bernard Parish Council, does hereby authorize the President of St. Bernard Parish Government to sign and submit Supplemental Agreement No. 1 as attached for the St. Bernard Pedestrian Improvements Project (State Project #H.014049) and all of the necessary reports, assurances, and any other related documents required in connection with this funding program.

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

YEAS: Cusimano, Moran, Meyer, Randall, Mones, McCloskey

NAYS: None

ABSENT: None

The Council Chair, Mr. Everhardt, cast his vote as **YEA**.

And the motion was declared **adopted** on the 19th day of March, 2024.



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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, March 19, 2024.

Witness my hand and the seal
of the Parish of St. Bernard on
this 19th day of March, 2024.

ROXANNE ADAMS
CLERK OF COUNCIL

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

**SUPPLEMENTAL AGREEMENT NO. 1
STATE PROJECT NO. H.014049
FEDERAL AID PROJECT NO. H014049
ST BERNARD PEDESTRIAN IMPROVEMENTS
LA 39 AND LA 47
ST BERNARD 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. Bernard 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 August 26, 2022 to provide improved signalization, signage, striping and crossing amenities for pedestrian crossing movements and adding approximately 3100 feet of sidewalk, in Chalmette, St Bernard Parish, Louisiana; and

WHEREAS, it is necessary to amend Article I: Project Description, to update the Responsibility Tables for Roadway Control Sections 046-32 and 148-01; to read Yes for DOTD and No for Entity for Construction, Construction Engineering Administration and Inspection, and Construction Engineering Testing, and Article II: Funding, by updating the Funding Tables for Roadway Control Sections 046-32 and 148-01; to read 100% DOTD and 0% Entity for Construction, Construction Engineering Administration and Inspection, and Construction Engineering Testing; and

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 I: PROJECT DESCRIPTION, Responsibility Table is hereby amended to update the Responsibility Tables for Roadway Control Sections 046-32 and 148-01 to read as follows:

Responsibility Table Roadway Control Section 046-32			
	Entity	DOTD	Comments
Roadway Owner	No	Yes	
Environmental Process	Yes	No	If PCE, DOTD may prepare the environmental document
Pre-Construction Engineering	Yes	No	
Rights-of-Way			
Appraisal/Valuation Services	Yes	No	
Appraisal Review	Yes	No	
Acquisition/Relocation Services	Yes	No	
Other Right of Way Services	Yes	No	
Permits Necessary for Project	Yes	No	
Utility Agreements (Clearance/Relocation) ²	Yes	No	
Utility Permits	Yes	No	
Construction	No	Yes	
Construction Engineering Administration and Inspection	No	Yes	
Construction Engineering Testing	No	Yes	
Non-Infrastructure Enhancements	Yes	Yes	

Responsibility Table Roadway Control Section 148-01			
	Entity	DOTD	Comments
Roadway Owner	No	Yes	
Environmental Process	Yes	No	If PCE, DOTD may prepare the environmental document
Pre-Construction Engineering	Yes	No	
Rights-of-Way			
Appraisal/Valuation Services	Yes	No	
Appraisal Review	Yes	No	
Acquisition/Relocation Services	Yes	No	
Other Right of Way Services	Yes	No	
Permits Necessary for Project	Yes	No	
Utility Agreements (Clearance/Relocation)	Yes	No	
Utility Permits	Yes	No	
Construction	No	Yes	
Construction Engineering Administration and Inspection	No	Yes	
Construction Engineering Testing	No	Yes	
Non-Infrastructure Enhancements	Yes	Yes	

2.

ARTICLE II: FUNDING, Funding Table is hereby amended to update the Funding Tables for Roadway Control Sections 046-32 and 148-01 to read as follows:

Funding Table¹ Roadway Control Section 046-32			
Method of Payment	N/A		
	Percentage Funded By Entity	Percentage Funded By DOTD	Comments
Environmental Process	100%	0%	
Pre-Construction Engineering	100%	0%	
Rights-of-Way			
Appraisal/Valuation Services	100%	0%	
Appraisal Review	100%	0%	
Acquisition/Relocation Services	100%	0%	
Other Right of Way Services	100%	0%	
Permits Necessary for Project	100%	0%	
Utility Agreements (Clearance/Relocation) ²	100%	0%	
Utility Permits	100%	0%	
Construction	0%	100%	Federal 90%, State 10%
Construction Engineering and Inspection	0%	100%	Federal 90%, State 10%
Construction Engineering Testing	0%	100%	Federal 90%, State 10%
Non-Infrastructure Enhancements	100%	0%	

¹Percentages are to be applied to the amount shown in the most current approved Transportation Improvement Program (TIP) including subsequent modifications and amendments. If in a non-MPO area, a Funding Commitment Letter will be used to identify the available funds.

²Includes railroads

Funding Table¹ Roadway Control Section 148-01			
Method of Payment	N/A		
	Percentage Funded By Entity	Percentage Funded By DOTD	Comments
Environmental Process	100%	0%	
Pre-Construction Engineering	100%	0%	
Rights-of-Way			
Appraisal/Valuation Services	100%	0%	
Appraisal Review	100%	0%	
Acquisition/Relocation Services	100%	0%	
Other Right of Way Services	100%	0%	
Permits Necessary for Project	100%	0%	
Utility Agreements (Clearance/Relocation) ²	100%	0%	
Utility Permits	100%	0%	
Construction	0%	100%	Federal 90%, State 10%
Construction Engineering and Inspection	0%	100%	Federal 90%, State 10%
Construction Engineering Testing	0%	100%	Federal 90%, State 10%
Non-Infrastructure Enhancements	100%	0%	

¹Percentages are to be applied to the amount shown in the most current approved Transportation Improvement Program (TIP) including subsequent modifications and amendments. If in a non-MPO area, a Funding Commitment Letter will be used to identify the available funds.

²Includes railroads

4.

The DOTD and the St. Bernard Parish agree that all provisions of the original agreement between the parties, dated August 26, 2022 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.

ST. BERNARD PARISH

BY: _____

Typed or Printed Name

Title

72-6001193

Taxpayer Identification Number

KUPNNK7HM4R8

Unique Entity ID Number (SAM)

20.205

Assistance Listing Number (ALN)

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

BY: _____
Secretary

RECOMMENDED FOR APPROVAL:

BY: _____
Division Head