

RESOLUTION NO. 2021-1
RESOLUTION OF THE BOARD OF COMMISSIONERS OF
BAYOU D'ARBONNE LAKE WATERSHED DISTRICT

WHEREAS, the Bayou D'Arbonne Lake Watershed District agrees to accept ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development ("DOTD" or "Department"), may own, with the exception of any and all mineral rights, in and to the following described property and agrees to accept all future rights, obligations and liabilities, including, but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a local road and boat launching facility, subject to the conditions stated herein below:

Segment 1 - The portion of former state route LA 2 known as Ramp Road and the Ramp Road Landing at Lake D'Arbonne from its southeast intersection with the present location of state route LA 2 proceeding northwesterly approximately 0.30 miles to its terminus, inclusive of the boat launching and parking facility.

Segment 2 - The portion of former state route LA 2 known as the Hwy. 2 West Landing at Lake D'Arbonne from its junction with Dogwood Lane located approximately 0.16 miles northeast of its junction with state route LA 2 and proceeding east approximately 0.03 miles to its terminus, inclusive of the boat launching and parking facility.

Segment 3 - The portion of former state route LA 15 known as the Stowe Creek Landing at Lake D'Arbonne located east of the south approach of the state route LA 15 bridge over Stowe Creek proceeding southerly approximately 0.08 miles to Pleasure Island Road and located outside of the existing state route LA 15 right-of-way which is approximately 75 feet from the state route LA 15 centerline, inclusive of the boat launching and parking facility.

The Bayou D'Arbonne Lake Watershed District agrees to accept ownership of whatever rights the Department may own in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION 1:

Segment 1 - The DOTD to provide repairs to include adding gravel and regrading shoulders for the portion of former state route LA 2 known as Ramp Road, and reseal joints of the concrete boat launch for the Ramp Road Landing at Lake D'Arbonne to be transferred to the Bayou D'Arbonne Lake Watershed District.

Segment 2 - The DOTD to provide repairs to include adding gravel and regrading the parking area, and reseal joints of the concrete boat launch for the portion of former state route LA 2 known as the Hwy. 2 West Landing at Lake D'Arbonne to be transferred to the Bayou D'Arbonne Lake Watershed District.

Segment 3 – The DOTD to provide repairs to include a 25 foot by 8 foot hot mix asphaltic concrete overlay, adding gravel and regrading the parking area, install a road closure barricade blocking access to and from the local road known as Pleasure Island Rd, and reseal joints of the concrete boat launch for the portion of former state route LA 15 known as the Stowe Creek Landing at Lake D'Arbonne to be transferred to the Bayou D'Arbonne Lake Watershed District.

CONDITION II: Provide \$222,304 in road transfer credit for the portion of former state route LA 2 and former state route LA 15 to be transferred to the Bayou D'Arbonne Lake Watershed District. At DOTD's sole discretion, DOTD may either 1) provide funds to the Bayou D'Arbonne Lake Watershed District in an amount not to exceed its road transfer credit balance, provided that any funds so provided must be used for purposes authorized under Article VII, Section 27 of the Louisiana Constitution; 2) apply the road transfer credits to the repairs in Condition III or 3) provide any combination of funds and road transfer credit applied to projects, as provided in options 1) and 2) above.

- (a) The amount of Road Transfer credit to be provided under this condition is calculated pursuant to a present worth 40-year maintenance valuation whereby DOTD determines the cost of maintaining the road and boat launching facility in the state highway system for 40 years from the present date.

CONDITION III: Apply the road transfer credit described in Condition II herein above to the construction of a future roadway project within the Bayou D'Arbonne Lake Watershed District to be identified by letter no later than June 1, 2021 as mutually agreed to by the Department and the presiding President of the Bayou D'Arbonne Lake Watershed District. Otherwise, the road transfer credit will be applied, at DOTD's sole discretion, towards the District's share of funding under a program of the Department affecting the Bayou D'Arbonne Lake Watershed District.

BE IT RESOLVED, that the Bayou D'Arbonne Lake Watershed District shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the Department and the Bayou D'Arbonne Lake Watershed District, provided the Department shall comply with the relevant condition(s) stated herein. Portions of the aforesaid described property may be transferred to the Bayou D'Arbonne Lake Watershed District in its current condition prior to satisfaction of the relevant condition(s) stated herein, if mutually agreed in writing to be in the best interest of the parties. Such transfer shall not relieve DOTD of responsibility to comply with the relevant condition(s) stated herein above.

BE IT FURTHER RESOLVED, that the Bayou D'Arbonne Lake Watershed District authorizes the presiding President of the Bayou D'Arbonne Lake Watershed District to execute an Intergovernmental Cooperative Endeavor Agreement between the Department and the Bayou D'Arbonne Lake Watershed District, and any amendments or necessary modifications thereto, memorializing the agreement between the parties relative to the above-stated property transfers.

BE IT FURTHER RESOLVED, that the Bayou D'Arbonne Lake Watershed District authorizes the presiding President of the Bayou D'Arbonne Lake Watershed District to execute any and all documents necessary to effect the transfer of the aforesaid described property at the proper time.

BE IT FURTHER RESOLVED, that the Bayou D'Arbonne Lake Watershed District hereby represents that it has received approval from a majority of the state legislative delegation from Union Parish of the actions contemplated herein.

Said Resolution having been read and considered by a quorum of the Board of Commissioners, on motion to adopt by Commissioner Steve Cagle, seconded by Commissioner Richard Royal, a record vote was taken, and the following result had:

YEAS: COMMISSIONER JAKE HALLEY, COMMISSIONER TERRY MORRIS, COMMISSIONER STEVE CAGLE, COMMISSIONER CLINT GRAHAM, COMMISSIONER RICHARD ROYAL, COMMISSIONER KEN MYERS

NAYS: NONE


ABSENT: COMMISSIONER TODD DEMOSS

WHEREUPON, the presiding officer declared the above Resolution duly adopted on the 16th day of March, 2021.

ATTEST:



Jake Halley, President
Board of Commissioners



Todd DeMoss, Secretary
Board of Commissioners