



ORDINANCE NUMBER 1 of 2017

AN ORDINANCE APPROVING A COOPERATIVE ENDEAVOR AGREEMENT AND INDEMNIFICATION, DEFENSE AND HOLD HARMLESS AGREEMENT BETWEEN THE CITY OF NATCHITOCHEs AND THE CANE RIVER WATERWAY COMMISSION, AND FURTHER AUTHORIZING THE CHAIRMAN OF THE COMMISSION, JIM RHODES TO EXECUTE THE COOPERATIVE ENDEAVOR AGREEMENT AND INDEMNIFICATION, DEFENSE AND HOLD HARMLESS AGREEMENT ON BEHALF OF THE CANE RIVER WATERWAY COMMISSION, AND TO SIGN ANY AND ALL OTHER DOCUMENTS ASSOCIATED THEREWITH.

WHEREAS, the Cane River Waterway District is a body politic and corporate subdivision of the State of Louisiana, created by Acts 1982, No. 391, R.S. 34:3261, et. seq.; and

WHEREAS FURTHER, the Cane River Waterway Commission (Sometimes hereinafter "Commission") was created for the purpose of establishing, operating and maintaining the Cane River Waterway; included in the powers delegated to the Commission is the power to adopt regulations to preserve the health, welfare and safety of the recreational and commercial users of Cane River Lake; and

WHEREAS FURTHER, the Cane River Waterway Commission has entered into an agreement with the City of Natchitoches regarding its cooperation and assistance with the rehabilitation and improvement of the downtown riverbank, which agreement is represented and set forth in a Cooperative Endeavor Agreement and Indemnification, Defense and Hold Harmless Agreement with the City of Natchitoches (sometimes hereinafter "Agreement") a copy of which is attached hereto, and

WHEREAS FURTHER, the Cane River Waterway Commission has reviewed the Agreement, approves of same and desires authorize the Chairman of the Commission, Jim Rhodes, to execute the Agreement on behalf of the Commission, and further sign any and all other documents that may be necessary and proper in the premises; and

NOW THEREFORE, BE IT ORDAINED in legal session convened and in accordance with Louisiana R.S. 34:3261, et. seq., the Cane River Waterway Commission does hereby approve of the form of the Agreement with the City of Natchitoches, and further authorizes the Chairman of the commission, Jim Rhodes to execute the Agreement on behalf of the Commission, and further sign any and all other documents that may be necessary and proper in the premises.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that if any portion of this Ordinance is declared to be invalid or unconstitutional in any manner, the invalidity shall be limited to that particular section or provision, and shall not affect the remaining portions of the ordinance, which shall remain valid and enforceable, it being the intention of the

Cane River Waterway Commission that each separate provision shall be deemed independent of all other provisions herein.

This Ordinance shall go into effect upon publication and in accordance with law.

Said Ordinance having been introduced on the 18 day of April, 2017, at a regular meeting of the Cane River Waterway Commission held at 244 Cedar Bend Road, City of Natchez, Louisiana.

Ordinance considered, on motion by Mr. Methvin and seconded by Mr. Wiggins, to adopt the ordinance, a record vote was taken and the following

Result was had:

YEAS: 4 (Mr. Rhodes, Mrs. Vienne, Mr. Wiggins, Mr. Methvin)

NAYS: 0

ABSENT: 1

OBSTAIN: 0

Whereupon, the presiding officer declared the above Ordinance duly passed on this the 16 day of May, 2017.

Chairman Jim Rhodes