

RESOLUTION NO. 10-486

On motion of Council Member Beshel, seconded by Council Member Friedman, and on roll call all members present and voting "Yes", except Council Members Buras, and Cooper, absent, and Guey voting "No", the following Resolution was adopted:

A Resolution authorizing and directing the Council Legal Department and/or its designee to file a Petition for Writ of Mandamus against the Plaquemines Parish President, William H. Nungesser, to compel him to assist with and finalize all plans for design and engineering as may be needed for all plans and specifications for the raising of the East Bank non-federal levee from Braithwaite to Whiteditch and also to initiate whatever action is necessary to begin construction thereof; and otherwise to provide with respect thereto.

WHEREAS, the Parish Council, adopted an Ordinance on July 7, 2010, wherein the Parish President, William H. Nungesser, was authorized and directed to take any and all actions necessary to build the East Bank non-federal levee to +12 feet; and

WHEREAS, insufficient action has been taken by the Parish President;

NOW, THEREFORE:

BE IT RESOLVED by the Plaquemines Parish Council that it hereby authorizes and directs the Council Legal Department and/or its designee to file a Petition for Writ of Mandamus against the Plaquemines Parish President, William H. Nungesser, to compel him to assist with and finalize all plans for design and engineering as may be needed for all plans and specifications for the raising of the East Bank non-federal levee from Braithwaite to Whiteditch and also to initiate whatever action is necessary to begin construction thereof.

BE IT FURTHER RESOLVED by the Plaquemines Parish Council that the Secretary of this Council is hereby authorized and directed to immediately certify and release this Resolution and that Parish employees and officials are authorized to carry out the purposes of this Resolution, both without further reading and approval by the Plaquemines Parish Council.

I hereby certify the above and foregoing to be a true and correct copy of a Resolution adopted by the Plaquemines Parish Council at a meeting held in the Plaquemines Parish Temporary Courthouse Building, 450 F. Edward Hebert Blvd., Belle Chasse, Louisiana, on Thursday, November 11, 2010.

Secretary