

ORDINANCE # 2020-06
INTRODUCED BY Ludwig
DATE INTRODUCED 6/2/2020
ITEM NUMBER 2020-06-03
PUBLIC HEARING 7/7/2020
ADOPTED/TABLED 7/7/2020
EFFECTIVE 7/23/2020
BOOK # 3 PAGE # _____
RECORDATION # _____
AMENDED BY ORDINANCE # _____
DATE AMENDED _____

ADOPTION INTRODUCTION

**CITY OF COVINGTON
STATE OF LOUISIANA**

ORDINANCE NUMBER 2020-06

**AN ORDINANCE OF THE CITY OF COVINGTON
AUTHORIZING THE CLOSURE OF SOUTH THEARD STREET
BETWEEN EAST TEMPERANCE STREET AND EAST 20TH
AVENUE DURING SCHOOL HOURS**

WHEREAS, St. Peter’s Roman Catholic Church, Covington, Louisiana, as owner and operator of St. Peter’s Catholic School (“St. Peter’s”) has facilities and buildings in three different blocks of the City of Covington; and

WHEREAS, schoolchildren are continually crossing South Theard Street to move between the pre-school rooms, kindergarten building, the school office and the main campus; and

WHEREAS, there is vehicular traffic on South Theard Street posing a danger to the movement of the student body; and

WHEREAS, South Theard Street provides pedestrians access to the interior of the school facilities, potentially affecting the safety and welfare of the students; and

WHEREAS, limiting vehicular and pedestrian access on South Theard Street between East Temperance Street and East 20th Avenue during school hours is necessary to promote the health safety and welfare of the citizens of Covington.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Covington, at its regular session convened, that St. Peter’s is hereby authorized to construct moving gates to close South Theard Street between East Temperance Street and East 20th Avenue to vehicular and pedestrian traffic from the hours of 7:45

1 AM to 3 PM, Monday through Friday, on such days during the school year that
2 classes are in session.

3 **BE IT FURTHER ORDAINED** that the authority to close the gates is
4 subject to the following conditions:

- 5 1. St. Peter's shall provide the City with the design and location of the
6 gates, for approval by the City.
7
- 8 2. St. Peter's shall pay, at its sole cost and expense, for all costs associated
9 with the design and installation of the gates, additional street signage
10 and/or paving markings as required by the City.
11
- 12 3. St. Peter's shall be responsible for any cost of utilities other services
13 involved with the operation of the gates.
14
- 15 4. St. Peter's shall obtain and maintain a commercial general liability
16 policy for the premises, at its sole cost and expense, intimate and
17 minimal amount of \$1,000,000.00 per occurrence, with a
18 \$2,000,000.00 minimum aggregate limit for the entire area subject to
19 closure. The City of Covington shall be named as an additional insured
20 on St. Peter's liability coverage. This requirement may be satisfied by
21 St. Peter's participation in the self-insurance program administered by
22 Catholic Mutual Group with coverage in the amount required on a
23 certificate of coverage.
24
- 25 5. St. Peter's shall execute an indemnity agreement, in form satisfactory
26 to the City, indemnifying, holding harmless and agreeing to do defend
27 the City, its officers, directors, employees, agents, contractors and
28 vendors, of and from and against any and all liability, including but not
29 limited to claims, demands, losses, suits, damages, judgments, costs
30 and expenses whether, indirect, or consequential and including but not
31 limited to, all fees, expenses and charges of attorneys and other
32 professionals, as well as all court costs and expenses, for any actions or
33 inactions arising out of, in connection with or that may arise of as a
34 result of St. Peter's possession, use or misuse of the streets subject to
35 closure, whether such claims are made by way of indemnity,
36 contribution, subrogation or otherwise, except caused by the gross
37 negligence or willful misconduct of the City.
38
- 39 6. St. Peter's shall be responsible to close the gates at 7:45 AM and to
40 open the gates at 3 PM on such days that closure of the streets is
41 permitted.
42
- 43 7. St. Peter's shall provide the City with the ability to open the gates,
44 whether by code or key or other methodology, it being specifically
45 acknowledged that the City reserves the right to enter the premises at
46 any time for its purposes, including but not limited to for emergency
47 services, police, fire and any other purpose the City deems necessary.

1 **WHEREUPON**, this ordinance having been submitted in writing, having
2 been read by title and adopted at a public meeting of the City Council of the City of
3 Covington, State of Louisiana, was then submitted to an official vote as a whole, the
4 vote thereon being as follows:

5 **MOVED FOR ADOPTION** by Roberts, seconded by Ludwig.

6 **YEAS:** 5 **ABSENT:** 0

7 **NAYS:** 1 (Lewis) **ABSTAIN:** 1 (Verret)

8 **PASSED AND ADOPTED** this 7th day of July, 2020.

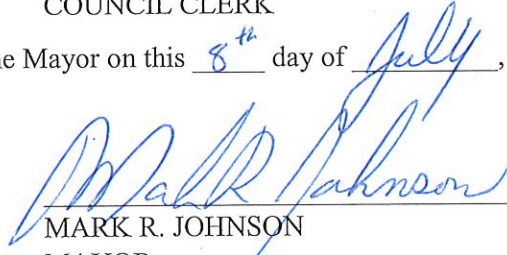
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12 LARRY ROLLING
13 COUNCIL VICE PRESIDENT

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17 BONNIE D. CHAMPAGNE
18 COUNCIL CLERK

19 Presented to the Mayor on this 8th day of July, 2020, at 11:15 o'clock
20 A.M.

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24 BONNIE D. CHAMPAGNE
25 COUNCIL CLERK

26 Approved or Vetoed by the Mayor on this 8th day of July, 2020.

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29 
30 MARK R. JOHNSON
31 MAYOR

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33 Received from the Mayor on this 8th day of July, 2020, at 12:00 o'clock
34 P.M.

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38 BONNIE D. CHAMPAGNE
39 COUNCIL CLERK
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