

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4024

COUNCIL SPONSOR: FALCONER/BRISTER PROVIDED BY: ENGINEERING

A RESOLUTION ESTABLISHING PERFORMANCE AND WARRANTY OBLIGATIONS.

WHEREAS, the Department of Finance and the Department of Engineering have notified the Parish Council that certain securities for subdivision Performance and Warranty Obligations are maturing in the near future; and

WHEREAS, these Performance and Warranty Obligations have been reviewed by said Departments which have made recommendations thereon to the Parish Council.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES, by the St. Tammany Parish Council acting in it's capacity as the governing authority, that it hereby accepts the recommendations of the Department of Finance and the Department of Engineering, and approves the following action regarding Performance and Warranty Obligations as shown.

BE IT FURTHER RESOLVED, that failure to renew or to post an acceptable security on its due date will cause same to be called, and the Department of Finance and the Department of Engineering are hereby authorized and directed to do so.

	<u>PERFORMANCE</u>	
<u>NAME OF SUBDIVISION</u>		<u>RECOMMENDATION</u>
Magnolia Trace S/D Amount: \$ 17,640 Expires: May 8, 2014 Ward: 8 District: 9		CALL THIS IS A PUBLIC ACCESS S/D & THE PARISH IS RESPONSIBLE FOR MAINTENANCE OF ROAD & DRAINAGE INFRASTRUCTURE
Oakley Place S/D, Ph. 1 Amount: \$ 57,800 Expires: May 8, 2014 Ward: 8 District: 9		EXTEND FOR SIX (6) MONTHS OR UNTIL WORK IS SATISFACTORILY ACCOMPLISHED
	<u>WARRANTY</u>	
Natchez Trace S/D, Ph. 2B Amount: \$ 52,000 Expires: May 29, 2014 Ward: 1 District: 1		EXTEND FOR ONE (1) YEAR OR UNTIL WORK IS SATISFACTORILY ACCOMPLISHED

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 3 DAY OF APRIL, 2014, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

---

R. REID FALCONER, AIA, COUNCIL CHAIRMAN

ATTEST:

---

THERESA L. FORD, COUNCIL CLERK



## St. Tammany Parish Government

### Department of Engineering

P. O. Box 628  
Covington, LA 70434  
Phone: (985) 898-2552  
Fax: (985) 898-5205  
Email: eng@stpgov.org

**Pat Brister**  
Parish President

March 21, 2014

St. Tammany Parish Council  
P. O. Box 628  
Covington, LA 70434

**Re: Magnolia Trace Subdivision  
Performance Obligation (\$17,640)**

Honorable Council Members:

The Performance Obligation in the amount of \$17,640 expires May 8, 2014 and is scheduled for review by the Parish Council at the April 3, 2014 meeting.

The developer was notified on January 6, 2014 by the Department of Engineering that all punch list items had been previously satisfactorily completed. However, the Impact Fees are due in the amount of \$101,541 and fees must be paid prior to the expiration date of the Performance Obligation or the Performance Obligation will be extended for one (1) year or until the fees are furnished.

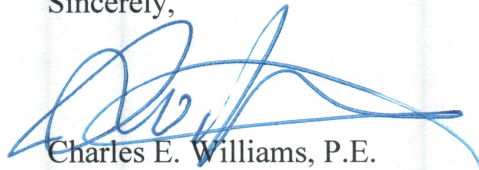
The Legal Department is requesting and the Department of Engineering agrees that the Performance Obligation in the amount of \$17,640 be called for failure to pay impact fees.

The Parish intends to recover impact fees due for the Magnolia Trace Subdivision from the developer and will pursue all remedies available under the law to obtain these funds.

The developer's obligation to remit impact fees is separate and apart from the procedure for taking subdivisions into the Parish maintenance system.

For these reasons the Legal Department requests and the Department of Engineering agrees that the road and drainage infrastructure of Magnolia Trace Subdivision be taken into the maintenance system in accordance with subdivision plat recorded June 21, 2007 under file no. 4494.

Sincerely,



Charles E. Williams, P.E.  
Parish Engineer/Director of Engineering

CEW/chh

xc: Honorable Gene Bellisario  
Ms. Beverly Gariepy  
Ms. Gina Campo  
Ms. Kelly Rabalais w/copy of plat  
Mr. Shannon Davis w/copy of plat  
Mr. Greg Gorden

Ms. Leslie Long  
Ms. Debbie Hentson  
Mr. Earl J. Magner, P.E., P.L.S.  
Mr. Jeremy R. Harrison, E.I.  
J. V. Burkes & Associates, Inc.  
FMG/LTL, LLC



**Pat Brister**  
**Parish President**

## **St. Tammany Parish Government**

**Department of Engineering**

P. O. Box 628

Covington, LA 70434

Phone: (985) 898-2552

Fax: (985) 898-5205

Email: eng@stpgov.org

March 21, 2014

St. Tammany Parish Council  
P.O. Box 628  
Covington, LA 70434

**Re: Oakley Place Subdivision, Phase 1  
Performance Obligation (\$57,800)**

Honorable Council Members:

The Performance Obligation in the amount of \$57,800 expires May 8, 2014 and is scheduled for review by the Parish Council at the April 3, 2014 meeting.

The following punch list items remain:

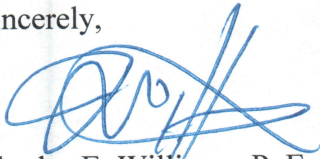
1. The green spaces and active recreation area have standing water in pot holes at several locations adjacent to the roadways. These areas must be backfilled and sodded;
2. Roadside ditches have standing water in many locations. Regrade ditches to provide positive flow;
3. Main outfall ditch needs to have 3:1 side slopes;
4. Levees for detention pond "A" need to be constructed to elevation + 20.7 MSL;
5. Weir at Gum Bayou Slough needs to be constructed;
6. Rip rap erosion protection needs to be constructed at the discharge end of the 24 inch culvert located between lots #51/52;
7. Restore eroded area behind lot# 52;
8. Detention pond "B" levees need to be dressed and erosion protection applied;
9. Construct active recreation within green space per approval of Planning Department;
10. Construct 10 foot BUFFER with soft walking trail and 20 foot Buffer with soft walking trail as shown on recorded plat;
11. Sewer manhole structures are blocking flow in roadside ditches in several locations decreasing the flow capacity of the roadside ditches. Your engineer needs to devise a plan to provide equal design flow at these locations by installing subsurface or slope paving or some other approved method;
12. Cross-culverts have silt within the culverts in many locations and need to be cleaned out;
13. Replace blue reflectors where needed;
14. Install "end of road" signage at dead end locations;
15. Remove wood posts and horizontal timbers from within proposed Parish road R.O.W. located just east of the main entrance median;
16. Remove three (3) timber posts located within proposed parish road R.O.W. on each side of the main entrance median.

March 21, 2014  
St. Tammany Parish Council  
Re: Oakley Place S/D, Ph. 1  
Page 2

This office has not received notification from the developer's engineer that the punch list items have been accomplished.

Therefore, this obligation must be extended for six (6) months or until the work is satisfactorily accomplished.

Sincerely,



Charles E. Williams, P. E.  
Parish Engineer/Director of Engineering

CEW/chh

xc: Honorable Gene Bellisario  
Mr. Greg Gorden  
Ms. Leslie Long  
Mr. Ron Keller  
Mr. Earl J. Magner, Jr., P.E., P.L.S.  
Mr. Jeremy R. Harrison, E.I.  
J.V. Burkes & Associates, Inc.  
DJB Properties



**Pat Brister**  
**Parish President**

## St. Tammany Parish Government

**Department of Engineering**

P. O. Box 628

Covington, LA 70434

Phone: (985) 898-2552

Fax: (985) 898-5205

Email: eng@stpgov.org

March 21, 2014

St. Tammany Parish Council  
P. O. Box 628  
Covington, LA 70434

Re: Natchez Trace S/D, Phase 2B  
Warranty Obligation (\$52,000)

Honorable Council Members:

The Warranty Obligation in the amount of \$52,000 expires May 29, 2014 and is scheduled for review by the Parish Council at the April 3, 2014 meeting.

The developer was notified on January 6, 2014 by the Department of Engineering of the punch list items required and for his engineer to certify to this office at least sixty (60) days prior to the expiration of the obligation, that the punch list has been completed. If not, the obligation will be automatically called.

This office has not received notification. Therefore, this obligation would normally be called. However, in accordance with Resolution Council Series No. C-1528, passed at the September 28, 2005 Special Parish Council meeting regarding Hurricane Katrina, the Warranty Obligation will be extended for one (1) year from the expiration date shown or until the work has been satisfactorily accomplished.

The following punch list items were submitted to the developer on January 6, 2014 and remain:

1. Replace damaged blue reflectors where needed.
2. Temporary signage has been replaced with permanent signage, therefore an As-Built signage plan needs to be submitted by your engineer for our review.
3. Your engineer must certify that the signage and posts have been installed in accordance with current MUTCD standards and in accordance with memorandum dated April 27, 2012 from Parish Council Attorney which was previously furnished to you by letter dated February 5, 2013.

Sincerely,

Charles E. Williams, P.E.  
Parish Engineer/Director of Engineering

CEW/chh

xc: Honorable Marty Dean  
Mr. Greg Gorden  
Ms. Leslie Long  
Mr. Ron Keller  
Mr. Earl J. Magner, P.E., P.L.S.  
Ms. Rebecca Lala, P.E., PTOE  
Mr. Jeremy R. Harrison, E.I.

Lonesome Development  
Kelly McHugh & Associates, Inc.