

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4434

COUNCIL SPONSOR: TANNER/BRISTER

PROVIDED BY: LEGAL/ENVIRONMENTAL SERVICES

RESOLUTION TO ACKNOWLEDGE THE AUTHORITY PURSUANT TO HOME RULE CHARTER SECTIONS 1-04, 3-01 AND 3-09, FOR ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO EXECUTE A UTILITY SERVICES AGREEMENT WITH WADSWORTH ESTATES, LLC, THE AZBY FUND AND/OR THEIR AFFILIATES FOR THE PROVISION OF WATER AND SEWERAGE TREATMENT SERVICES TO WADSWORTH SUBDIVISION (WARD 4, DISTRICT 5).

WHEREAS, St. Tammany Parish Government desires to enter into a Utility Service Agreement with Wadsworth Estates, LLC, The Azby Fund and/or their affiliates to provide water and sewer treatment services for Wadsworth Subdivision, located on the north intersection of I-12 with Highway 1088; and

WHEREAS, the developer will install the water/sewer lines, sewer treatment plant and related equipment needed to connect to Parish’s existing systems, at their expense and as more fully described in the Utility Service Agreement to be effected;

WHEREAS, upon completion and acceptance of the water and sewer lines, treatment plant and related equipment, developer will donate said lines, sewer treatment plant and equipment to Parish, as more fully described in the Utility Service Agreement to be effected.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that St. Tammany Parish Government, through the Office of the Parish President, pursuant to Home Rule Charter sections 1-04, 3-01 and 3-09 is authorized to execute a Utility Service Agreement with Wadsworth Estates, LLC, The Azby Fund and/or its affiliates, which meets or exceeds all requirements of Louisiana law and jurisprudence, regarding the provision of water and sewer services to Wadsworth Subdivision and to take all actions necessary, including entering into all agreements or negotiations in furtherance of the actions contemplated herein.

BE IT FURTHER RESOLVED, that all acts previously taken by the Office of the Parish President in furtherance of the actions or agreements contemplated herein are hereby ratified and approved.

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 1 DAY OF OCTOBER, 2015, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

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RICHARD E. TANNER, COUNCIL CHAIRMAN

ATTEST:

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THERESA L. FORD, COUNCIL CLERK

### **Resolution Administrative Comment**

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Parish seeks to enter into a Utility Service Agreement with Wadsworth Estates, LLC, The Azby Fund and/or their affiliates for the purpose of providing water and sewer treatment services to Wadsworth Subdivision located north of the intersection of I-12 and Hwy 1088 in Mandeville.