

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4639

COUNCIL SPONSOR: DEAN/BRISTER

PROVIDED BY: LEGAL DEPARTMENT

RESOLUTION TO ACKNOWLEDGE THE AUTHORITY, PURSUANT TO HOME RULE CHARTER SECTIONS 1-04, 1-06, 3-01 AND 3-09, FOR ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR TRASH AND LITTER COLLECTION ON STATE ROADWAYS LOCATED WITHIN ST. TAMMANY PARISH.

WHEREAS, the Louisiana Department of Transportation and Development ("DOTD") owns, controls and maintains certain roadways, highways and/or rights of way located in St. Tammany Parish, Louisiana (hereinafter referred to as "State Roadways"), and is legally responsible for the collection of litter on and other obligations concerning the same; and

WHEREAS, LSA R.S. 48:193 authorizes a municipality to request that some or all obligations concerning the repair and/or maintenance of said state roadways located within its respective jurisdiction be performed by the municipality; and

WHEREAS, under its "Keep St. Tammany Beautiful" initiative, St. Tammany Parish ("Parish"), in partnership with the St. Tammany Parish Sheriff's Office ("STPSO") and/or other partners, desires to perform trash and litter collection activities, and/or related maintenance activities, for the benefit of Parish citizens on both parish and state roadways located within its jurisdiction, and therefore wishes to enter into an Agreement with DOTD regarding trash and litter collection on state roadways located within St. Tammany Parish, Louisiana; and

WHEREAS, DOTD is amenable to permitting Parish to engage in trash and litter collection activities in or on state roadways located within St. Tammany Parish, Louisiana.

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, 1-06, 3-01 and 3-09 is authorized to enter into a Cooperative Endeavor Agreement, which meets or exceeds all requirements of Louisiana law and jurisprudence, with the State of Louisiana, Department of Transportation and Development, for the pickup and collection of trash and litter by Parish on state roadways located within St. Tammany Parish, and to take any and all actions necessary to enter into the Cooperative Endeavor Agreement as set forth in this Resolution.

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 4 DAY OF AUGUST, 2016, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTY DEAN, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

Resolution Administrative Comment

RESOLUTION TO ACKNOWLEDGE THE AUTHORITY, PURSUANT TO HOME RULE CHARTER SECTIONS 1-04, 1-06, 3-01 AND 3-09, FOR ST. TAMMANY PARISH GOVERNMENT, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO EXECUTE A COOPERATIVE ENDEAVOR AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT FOR TRASH AND LITTER COLLECTION ON STATE ROADWAYS LOCATED WITHIN ST. TAMMANY PARISH.

Parish and DOTD are pursuing this agreement to define the responsibilities and obligations of said parties for the collection of trash and litter on and within certain state roads and right(s)-of-way located within St. Tammany Parish, and related maintenance therein.