

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3462

COUNCIL SPONSOR: GOULD/BRISTER

PROVIDED BY: PRESIDENT/LEGAL

RESOLUTION TO APPROVE AND AUTHORIZE ST. TAMMANY PARISH THROUGH THE OFFICE OF THE PARISH PRESIDENT TO ACQUIRE RIGHT-OF-WAY AND IMPROVEMENTS, STATE ROUTE LA 3228, KNOWN AS ASBURY DRIVE, FOR USE AS A PUBLIC STREET, FROM THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT (LADOTD) AND FURTHER FOR THE PARISH OF ST. TAMMANY TO INCORPORATE THE TRANSFERRED RIGHT-OF-WAY AND IMPROVEMENTS INTO THE ST. TAMMANY PARISH MAINTENANCE SYSTEM.

WHEREAS, St. Tammany Parish Government agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (the "Department"), may own in and to the following described property and agrees to accept all duties, obligations, and responsibilities for the operation, maintenance, and liabilities associated therewith, for its use as a parish road, subject to the conditions stated herein:

State Route LA 3228 known as Asbury Drive in its entirety from its intersection with the East Service Road State Route US 190 known as North Causeway Boulevard proceeding southeast and approximately 0.65 mile to its intersection with State Route US 190 known as Emerald Drive.

St. Tammany Parish Government agrees to accept ownership of whatever rights the Department may own in and to the aforesaid described property if and only when the Department completes the following:

I. CONDITION: Subject to inspection and acceptance by the Parish, mill, patch and resurface the pavement with 2 inches of hot mix asphalt on that portion to be transferred to the Parish.

II. CONDITION: Subject to inspection and acceptance by the Parish, widen the roadway to a three-lane operation.

III. CONDITION: Provide local drainage improvements that are mutually agreed to, inspected and accepted, on that portion to be transferred to the Parish.

IV. CONDITION: Subject to inspection and acceptance by the Parish, stripe the resurfaced pavement on that portion to be transferred to the Parish.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that St. Tammany Parish Government shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Parish of St. Tammany, upon completion by the State of Louisiana, Department of Transportation and Development of the conditions stated herein within ten (10) years of the adoption of this Resolution.

BE IT FURTHER RESOLVED that the St. Tammany Parish Council authorizes the Parish President, Patricia Brister, to execute the documents necessary to transfer the aforesaid described property once the conditions of this Resolution are met.

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 12 DAY OF JULY , 2012, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

Resolution Administrative Comment

RESOLUTION TO APPROVE AND AUTHORIZE ST. TAMMANY PARISH THROUGH THE OFFICE OF THE PARISH PRESIDENT TO ACQUIRE, RIGHT OF WAY AND IMPROVEMENTS, STATE ROUTE LA 3228, KNOWN AS ASBURY DRIVE, FOR USE AS A PUBLIC STREET, FROM THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT (LADOTD) AND FURTHER FOR THE PARISH OF ST. TAMMANY TO INCORPORATE THE TRANSFERRED RIGHT OF WAY AND IMPROVEMENTS INTO THE ST. TAMMANY PARISH MAINTENANCE SYSTEM.

The Parish of St. Tammany agrees to accept ownership of State Route 3228, known as Asbury Drive, from the Louisiana Department of Transportation and Development (LADOTD), and to accept all duties, obligations, and responsibilities for the operation, maintenance, and liabilities associated therewith, for its use as a parish road.