

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3406

COUNCIL SPONSOR: MR. STEFANCIK

PROVIDED BY: COUNCIL ATTORNEY

RESOLUTION AUTHORIZING THE PARISH PRESIDENT TO ENTER INTO AN AGREEMENT WITH THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT STATING OUR UNDERSTANDING OF OUR OBLIGATION FOR THE PARISH TO PAY 10% OF THE CONSTRUCTION COST, AND ASSUME ALL LEGAL LIABILITY FOR, AND ALL MAINTENANCE AND OPERATING COST, OF THE SUBJECT LIGHTING SYSTEM, SUBJECT TO FUNDING BEING AVAILABLE FROM A PARISH LIGHTING DISTRICT.

WHEREAS, the Louisiana Department of Transportation will provide for the installation of roadway lighting at intersection of I-12 and Highway 11; and

WHEREAS, prior to installation of said lighting system, the Parish of St. Tammany must enter into an agreement with the Louisiana Department of Transportation and Development stating our understanding of our obligation for the Parish to pay 10% of the construction cost, and take the garde, and assume all legal liability for, and all maintenance and energy cost, of said system, subject to funding being available from a parish lighting district; and

WHEREAS, in order to proceed with the design of said roadway lighting system, the Department of Transportation and Development requires that the governing authority authorize the Parish President to execute the subject agreement on behalf of the Parish.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that by the Council of the Parish of St. Tammany, that Parish President Patricia P. Brister is hereby authorized to execute on behalf of the Parish of St. Tammany, and agreement with the Louisiana Department of Transportation and Development stating our understanding of our obligation for the Parish to pay 10% of the construction cost, take the garde, and assume all legal liability for, and all maintenance and operating cost, of the subject lighting system, subject to funding being available from a parish lighting district.

BE IT FURTHER RESOLVED that if any portion or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

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 7 DAY OF JUNE , 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