

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3141

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: LEGAL DEPARTMENT

RESOLUTION TO APPROVE AND AUTHORIZE ST. TAMMANY PARISH THROUGH THE OFFICE OF THE PARISH PRESIDENT TO ADVERTISE FOR BID FOR THE CONSTRUCTION OF THE DRAINAGE IMPROVEMENTS FOR THE HUNTWYCK VILLAGE SUBDIVISION, PHASE I.

WHEREAS, St. Tammany Parish Government has submitted an application for funding of the Huntwyck Village Drainage Improvements Project flood control project under the Statewide Flood Control Program; and

WHEREAS, the State's share of the project funds have been made available and the St. Tammany Parish Government has available its local matching share of the project funds in an amount of not less than ten (10%) percent; and

WHEREAS, at the request of St. Tammany Parish Government, Digital Engineering & Imaging, Inc. has prepared plans and specifications for said project, which plans and specifications are designated by State Project No. 576-52-0010; and

WHEREAS, St. Tammany Parish Government has reviewed the final plans, specifications and cost estimate and accepts them as submitted, and the Department of Transportation and Development has reviewed the final plans, specifications, and cost estimate and has approved them inasmuch as they comply with the requirements of the Statewide Flood Control Program; and

WHEREAS, all necessary servitudes, rights-of-way, spoil disposal areas, rights of ingress and egress and the means thereof have been acquired by St. Tammany Parish Government, and the titles thereto are valid and indefeasible; and

WHEREAS, St. Tammany Parish Government has obtained all necessary permits required for the construction of this project; and

WHEREAS, St. Tammany Parish Government has agreed to accomplish all necessary utilities, fence and other facilities relocations and alterations made necessary by this project; and

WHEREAS, the Official Journal for the St. Tammany Parish Government is St. Tammany Farmer, whose mailing address is Post Office Box 269, Covington, Louisiana 70434, and whose telephone number is (985) 892-2323; and

WHEREAS, St. Tammany Parish Government desires to advertise for competitive bids, in accordance with LRS 38:2212, et seq., for the award of a contract in the name of the St. Tammany Parish Government, and furnish engineering services during the progress of the work.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the Department of Transportation and Development be and hereby is requested to authorize the St. Tammany Parish Government to advertise for competitive bids in accordance with LRS 38:2212, et seq., for the award of a contract in the name of St. Tammany Parish Government, covering the aforesaid improvements.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all necessary servitudes, right-of-way, rights of ingress and egress and the means thereof have been obtained by St. Tammany Parish Government, and the titles thereto are valid and indefeasible and St. Tammany Parish Government expressly agrees to defend any action for the failure of any servitude, right-of-way, right of ingress or egress, and St. Tammany Parish Government does hereby assume complete responsibility for providing engineering services during construction and the maintenance and upkeep of the project after construction.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that all required permits have been obtained by St. Tammany Parish Government.

BE IT RESOLVED that the Department of Transportation and Development be and hereby is assured that St. Tammany Parish Government has available its local matching funds in an amount not less than ten (10%) percent of the total project cost to insure construction of this project.

BE IT RESOLVED that St. Tammany Parish Government will and hereby does assume complete responsibility for all utilities, fence, and other facilities relocations and alterations made necessary by this project.

BE IT RESOLVED THAT St. Tammany Parish Government does hereby save and hold harmless the Department of Transportation and Development against any loss or damage of any kind incident to or occasioned by Activities undertaken in pursuance of this agreement and expressly agrees to defend any suit brought against the Department of Transportation and Development, and pay any judgment which may result from said suit as it relates to this project; and

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 7 DAY OF July, 2011, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

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MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

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THERESA L. FORD, COUNCIL CLERK