

JUNE 6, 2013 - ITEMS OFF-THE-FLOOR

1. Resolution requesting the National Association of Counties to adopt a resolution at its 2013 Annual Convention in July to memorialize the United States Congress to preclude, amend, or delay the increase in premium fees for the National Flood Insurance Program. (Binder)

Resolution requesting the National Association of Counties, through its Justice and Public Safety Committee, to adopt a resolution at its 2013 Annual Convention in July to memorialize the United States Congress to take such actions as are necessary to preclude, amend, or delay the increase in premium fees for the National Flood Insurance Program as provided by the Biggert-Waters Flood Insurance Act. (Binder)

2. Ordinance to authorize the Parish President to accept the Act of Dedication and Donation of Meadowbrook Boulevard and to incorporate Meadowbrook Boulevard into the Parish Maintenance System. (Gould)

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-OTF #1

COUNCIL SPONSOR: MR. BINDER

PROVIDED BY: COUNCIL OFFICE

RESOLUTION REQUESTING THE NATIONAL ASSOCIATION OF COUNTIES, THROUGH ITS JUSTICE AND PUBLIC SAFETY COMMITTEE, TO ADOPT A RESOLUTION AT ITS 2013 ANNUAL CONVENTION IN JULY TO MEMORIALIZE THE UNITED STATES CONGRESS TO TAKE SUCH ACTIONS AS ARE NECESSARY TO PRECLUDE, AMEND, OR DELAY THE INCREASE IN PREMIUM FEES FOR THE NATIONAL FLOOD INSURANCE PROGRAM AS PROVIDED BY THE BIGGERT-WATERS FLOOD INSURANCE ACT.

WHEREAS, the National Flood Insurance Program (NFIP) provides important and necessary property coverage in the the event of flooding for home and business owners throughout St. Tammany Parish, the State of Louisiana, and the United States of America; and

WHEREAS, Congress enacted and President Obama signed the Biggert-Waters Flood Insurance Reform Act into law in 2012, which includes provisions that permit the NFIP to increase premium rates for certain policyholders on a risk basis, which is anticipated to result in premium increases of between 20% and 25% per year, during each of the next five years: and

WHEREAS, certain areas of St. Tammany Parish, the State of Louisiana, and the United States of America will experience extreme, sudden, and unaffordable increases in flood insurance premiums that may lead to personal and business bankruptcies and foreclosures; and

WHEREAS, the Biggert-Waters Flood Insurance Reform Act also includes provisions, located in Section 207 of the Act, that eliminate the "granfathering" of homes and businesses that were constructed after then existing Flood Insurance Rate Maps in accordance with then existing law, which elimination would have significant consequences on the housing market and economic health of St. Tammany Parish, the State of Louisiana, and the United States of America by de-valuing many properties in coastal and riverine areas, and potentially making them unmarketable because of necessary but unaffordable coverage through the NFIP; and

WHEREAS, the Biggert-Waters Flood Insurance Reform Act also includes provisions requiring the Federal Emergency Management Agency (FEMA) to conduct a study and issue a report researching the effects of the Act and increased premiums on certain property owners, which study is still in progress and a report on the results is still pending; and

WHEREAS, the National Association of Counties (NACO) is an important organization serving as a voice for local government on matters of concern to communities at the state and federal levels, and its support on the issues described herein is needed because of the nation-wide effects of this Act.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES to request the National Association of Counties, through its Justice and Public Safety Committee, to adopt a resolution at its 2013 Annual Convention in July to memorialize the United States Congress to take such actions as are necessary to preclude, amend, or delay the increase in premium fees for the National Flood Insurance Program, and other detrimental effects, as provided by the Biggert-Waters Flood Insurance Act, and for the reasons stated herein.

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 6 DAY OF JUNE, 2013, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

ADMINISTRATIVE COMMENT

Due to the Fourth of July Holiday, the Parish Council meeting for July is not until July 11th. Therefore, it is necessary for this Resolution to be heard on the Off-the-Floor Agenda for June in order to ensure it reaches the National Association of Counties in time for its Annual Convention beginning on July 19th.

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: OTF #2 ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MARTY GOULD PROVIDED BY: LEGAL DEPARTMENT

INTRODUCED BY: _____ SECONDED BY: _____

ON THE 6 DAY OF JUNE , 2013

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE ACT OF DEDICATION AND DONATION OF MEADOWBROOK BOULEVARD AND TO INCORPORATE MEADOWBROOK BOULEVARD INTO THE PARISH MAINTENANCE SYSTEM.

WHEREAS, St. Tammany Parish Government desires to acquire certain immovable property which is Meadowbrook Boulevard (hereinafter referred to as "Property"); and

WHEREAS, there is a need and a public purpose for the acceptance of the Act of Dedication and Donation of immovable property at the entrance of Meadowbrook Subdivision for further enhancement and future expansion of the Parish roadways, as shown on the attached survey, Exhibit "A"; and

WHEREAS, the Parish of St. Tammany hereby desires to incorporate Meadowbrook Boulevard into the St. Tammany Parish Selective Road Maintenance System Inventory and the acceptance is subject to approval of the roadway standards set by the Parish Council and the Department of Engineering and a Warranty Obligation.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS: to authorize the Parish of St. Tammany, to acquire by Act of Dedication and Donation all that certain parcel of ground described in Exhibit "A", attached hereto and referred to as Meadowbrook Boulevard.

BE IT FURTHER ORDAINED: to authorize the incorporation of Meadowbrook Boulevard into the St. Tammany Parish Selective Road Maintenance System and for the Department of Public Works to provide appropriate maintenance thereto; the acceptance is subject to approval of the roadway standards set by the Parish Council and the Department of Engineering and a Warranty Obligation.

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in acquiring Property, Servitudes, and/or Rights of Way, together with signing all documents, agreements and all transactions necessary to carry out the intent of this Ordinance.

BE IT FURTHER ORDAINED: that the Office of the Parish President is authorized to exercise its discretion in acquiring the Property, servitudes and /or rights of way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 6 DAY OF JUNE, 2013; AND BECOMES ORDINANCE COUNCIL SERIES NO _____.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: _____, 2013

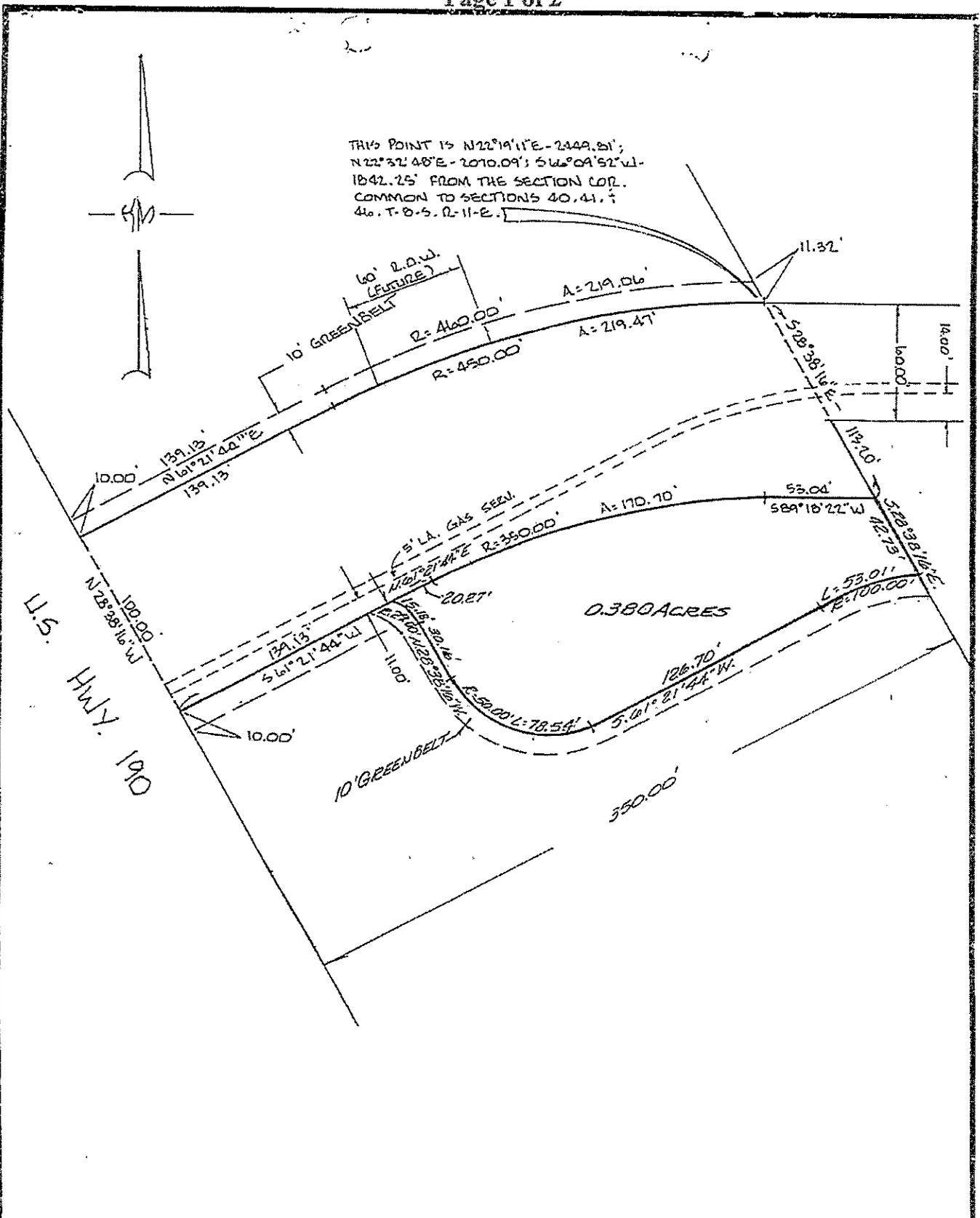
Published Adoption: _____, 2013

Delivered to Parish President: _____, 2013 at _____

Returned to Council Clerk: _____, 2013 at _____

EXHIBIT "A"

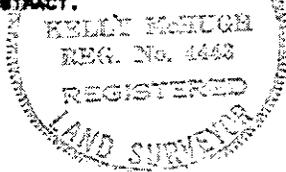
Page 1 of 2



THIS POINT IS N 122° 19' 11" E - 2449.81';
 N 22° 32' 48" E - 2070.09'; S 66° 09' 52" W -
 1842.25' FROM THE SECTION COR.
 COMMON TO SECTIONS 40, 41, &
 46, T. 8-S, R. 11-E.

THIS PROPERTY IS LOCATED IN
 FLOOD ZONE: C; BASE FLOOD ELEV. N.A.
 FIRM PANEL NO.: 275203 0240 D; REV. 4-2-91

NOTE: SERVITUDES SHOWN HEREON ARE NOT NECESSARILY
 EXCLUSIVE. SERVITUDES OF RECORD AS SHOWN ON TITLE
 OPINION OR TITLE POLICY WILL BE ADDED HEREON UPON
 REQUEST, AS SURVEYOR HAS NOT PERFORMED ANY TITLE
 SEARCH OR ABSTRACT.



[Signature]
 KELLY J. MCHUGH REG. NO. 4443

CERTIFIED CORRECT AND IN ACCORDANCE WITH A PHYSICAL
 SURVEY MADE ON THE GROUND AND COMPLYING WITH THE
 CURRENT APPLICABLE STANDARDS OF PRACTICE. RED STAMP
 SIGNIFIES CORRECT PLAT.

BOUNDARY SURVEY OF:	
A PARCEL OF GROUND SITUATED AT THE ENTRANCE TO MEADOWBROOK SUBD. SECTION 39, T. 7-S, R. 11-E, ST. TAMMANY PARISH, LOUISIANA	
CERTIFIED CORRECT TO:	
BENNETT BROTHERS DEVELOPMENT CO., INC.	
KELLY J MCHUGH & ASSOC., INC. CIVIL ENGINEERS & LAND SURVEYORS 845 GALVEZ ST., MANDEVILLE, LA. 626-5611	
SCALE: 1" = 60'	DATED: 7-29-91
DRAWN: DJL	DWG. NO: 91-077-E R.O.W.
REVISED: 1-29-92 / 1-27-93 / 2-25-94 / 2-28-94	



Kelly McHugh
&
Associates, Inc.

PROPERTY DESCRIPTION
OF

100 Ft. R.O.W. - Entrance to MeadowBrook Subdivision

A certain parcel of land located in Section 39, Township 7 South, Range 11 East, St. Tammany Parish, Louisiana, more particularly described as follows, to-wit;

Commence at the Section corner common to Sections 40, 41 and 46, T-8-S, R-11-E, and measure: North 22°19'11" East, 2449.81 feet, thence North 22°32'48" East, 2070.09 feet, thence South 66°09'52" West, 1842.25 feet to the POINT OF BEGINNING, thence

South 28°38'16" East, 113.20 feet, thence South 89°18'22" West, 53.04 feet, thence 170.70 feet along the arc of a curve to the left, having a radius of 350.00 feet, thence South 61°21'44" West, 139.13 feet, thence North 28°38'16" West, 100.00 feet, thence North 61°21'44" East, 139.13 feet, thence 219.47 feet along the arc of a curve to the right, having a radius of 450.00 feet to the POINT OF BEGINNING, as per survey by Kelly J. McHugh & Associates, Inc. dated July 29, 1991 and numbered 91-077-E R.O.W.



[Handwritten Signature]

Kelly J. McHugh, PLS #4443

Louisiana Registered Land Surveyor

Date: July 29, 1991

845 Galvez Street • P.O. Box 1207 • Mandeville, LA 70448 • (504) 626-5671

Civil Engineers

Land Surveyors

Ordinance Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE ACT OF DEDICATION AND DONATION OF MEADOWBROOK BOULEVARD AND TO INCORPORATE MEADOWBROOK BOULEVARD INTO THE PARISH MAINTENANCE SYSTEM. (WARD 4, DISTRICT 5)

The Parish will acquire, by Act of Dedication and Donation, from Bennett Brothers Development, LLC, a parcel of ground situated at the entrance to Meadowbrook Subdivision, located in Section 39, Township 7 South, Range 11 East, for future road improvements.

Time Sensitive Administrative Comment

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO ACCEPT THE ACT OF DEDICATION AND DONATION OF MEADOWBROOK BOULEVARD AND TO INCORPORATE MEADOWBROOK BOULEVARD INTO THE PARISH MAINTENANCE SYSTEM. (WARD 4, DISTRICT 5)

It is necessary to submit this Ordinance on the June Off The Floor Agenda because DOTD is currently constructing improvements to the intersection at US Hwy 190 and Meadowbrook Boulevard. The Parish has an opportunity for DOTD to construct improvements to Meadowbrook Boulevard which will improve the traffic flow from Meadowbrook Boulevard onto US HWY 190.
