

**2024-0195**

**INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT  
(DEPARTMENT OF PUBLIC WORKS)**

**ORDINANCE NO.** 24-6-12

An ordinance approving and authorizing the execution of an Amendment No. 2 to Ordinance No. 21-10-2 which approved the Professional Services Agreement with Richard C. Lambert Consultants, L.L.C., for engineering services for the Barber Road Bank Stabilization (Project No. P210702). The amendment moves remaining Resident Inspection fees to Construction Management fees in the amount of \$24,630.75.

**WHEREAS,** Ordinance No. 21-10-2 adopted on October 18, 2021, by the St. Charles Parish Council, approved and authorized the execution of a Professional Services Agreement with Richard C. Lambert Consultants, LLC., (RCLC), to perform engineering services for Barber Road Bank Stabilization (Project No. P210702), not to exceed \$243,028.00; and,

**WHEREAS,** Ordinance No. 23-5-6 adopted on May 22, 2023, by the St. Charles Parish Council, approved and authorized the execution of Amendment No. 1 to Ordinance No. 21-10-2 which approved the Professional Services Agreement with Richard C. Lambert Consultants, L.L.C., for engineering services for the Barber Road Bank Stabilization (Project No. P210702). The amendment is to add items for Construction Management and Resident Inspection in the not to exceed amount of \$135,616.00 for a total not to exceed amount for all services of \$378,644.00; and,

**WHEREAS,** Ordinance No. 23-6-7 adopted on June 5, 2023, by the St. Charles Parish Council, approved and authorized the execution of a Contract with Command Construction, LLC, for Barber Road Bank Stabilization (Project No. P210702) in the amount of \$2,880,543.00; and,

**WHEREAS,** Ordinance No. 24-3-5 adopted on March 4, 2024, by the St. Charles Parish Council, approved and authorized the execution of Change Order No. One (1) for the Barber Road Bank Stabilization, (Project No. P210702), to increase the contract amount by \$64,659.69 and increase the contract time by 7 calendar days; and,

**WHEREAS,** additional Construction Management is required and has exceeded the \$52,416.00 within the agreement; while Resident Inspection is complete with \$24,630.75 remaining in the agreement; and,

**WHEREAS,** it is the desire of St. Charles Parish to reallocate the remaining Resident Inspection fees of \$24,630.75 to the Construction Management fees to cover the remaining Construction Management still required for Barber Road Bank Stabilization (Project No. P210702).

**THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:**

**SECTION I** That Amendment No. 2, to the Professional Services Agreement between St. Charles Parish and Richard C. Lambert Consultants, L.L.C., for reallocating excess Resident Inspection fees to Construction Management for the Barber Road Bank Stabilization (Project No. P210702), is hereby approved and accepted.

**SECTION II** That the Parish President is hereby authorized to execute said Amendment on behalf of the Parish of St. Charles.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: MOBLEY, FONSECA, PILIE, O'DANIELS, FISHER, DEBRULER  
NAYS: NONE  
ABSENT: WILSON, SKIBA, COMARDELLE

And the ordinance was declared adopted this 3rd day of June, 2024, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Bob Fisher  
SECRETARY: Michelle Dupont  
DLVD/PARISH PRESIDENT: June 4, 2024  
APPROVED: ✓ DISAPPROVED: \_\_\_\_\_

PARISH PRESIDENT: Matthew Jewell  
RETD/SECRETARY: June 6, 2024  
AT: 3:20pm RECD BY: [Signature]

**AMENDMENT NO. 2 TO  
PROFESSIONAL SERVICES AGREEMENT  
FOR BARBER ROAD BANK STABILIZATION  
PROJECT NO. P210702**

THIS AMENDMENT NO. 2 is made and entered into on this 6 day of June, 2024;

BY AND BETWEEN:

**ST. CHARLES PARISH**, represented herein by its duly authorized Parish President, Matthew Jewell, (hereafter sometimes referred to as "OWNER"), and

**RICHARD C. LAMBERT CONSULTANTS, L.L.C.**, represented herein by Franz J. Zemmer, PE, duly authorized by Corporate Resolution attached hereto (hereafter sometimes referred to as "ENGINEER"):

WHEREAS, on October 18, 2021, the St. Charles Parish Council approved Ordinance No. 21-10-2; an Agreement between St. Charles Parish and Richard C. Lambert Consultants, L.L.C. for the design and subsequent bidding of Parish Project No. P210702, Barber Road Bank Stabilization in the not to exceed amount of \$243,028.00; and,

WHEREAS, on May 22, 2023, the St. Charles Parish Council approved Ordinance No. 23-5-6; Amendment 1 to the Agreement between St. Charles Parish and Richard C. Lambert Consultants, L.L.C. to include fees for Construction Management and Resident Inspection for Parish Project No. P210702, Barber Road Bank Stabilization in the not to exceed amounts of \$52,416.00 and \$83,200.00 respectively; and,

WHEREAS, on June 5, 2023, St. Charles Parish Council approved Ordinance No. 23-6-7 to authorize the execution of contract between St. Charles Parish and Command Construction, LLC for the construction of Parish Project No. P210702, Barber Road Bank Stabilization in the amount of \$2,880,543.00; and; and,

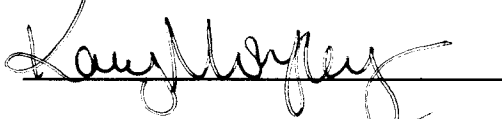
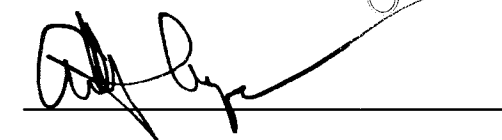
WHEREAS, The Agreement between St. Charles Parish and Richard C. Lambert Consultants, L.L.C. needs to be amended to increase Construction Management fees to \$77,046.75 and decrease Resident Inspection fees to \$58,209.25.

**ATTACHMENT "C" PROJECT COMPENSATION**

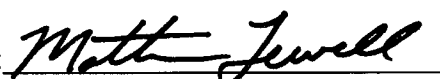
**Delete entire Attachment "C" and replace with the attached.**

THUS DONE AND SIGNED in the presence of the undersigned competent witnesses, on this 6 day of June, 2024.

Witnesses:



  


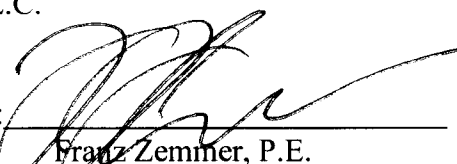
ST. CHARLES PARISH

By:   
Matthew Jewell  
Parish President

Date: 6-6-24

RICHARD C. LAMBERT CONSULTANTS  
L.L.C.

By:   
Franz Zemmer, P.E.

Date: 05/23/2024

**ATTACHMENT "C"**  
**BARBER ROAD BANK STABILIZATION**  
Projects No. (P210702)

Project Cost:

For all services outlined in Attachment A and any other services required for this project, the OWNER shall pay the ENGINEER on the basis of their certified and itemized salary costs unless noted as lump sum.

For each task in and any other services required for this project, the work is to be initiated only upon receipt of a written work order from the DIRECTOR which must include the scope of work and a minimum fee that can be charged. The maximum cumulative fee that can be charged for all work on this contract, shall not exceed \$378,644.00 unless increased by contract amendment approved by the St. Charles Parish Council.

**Basic Engineering Services:**

Preliminary Phase	\$55,895.00
Design Phase	\$97,211.00
Bidding Phase	\$12,152.00
Construction Management	\$77,046.75

**Supplemental Services:**

Topographic Survey	\$37,775.00	(lump sum)
Geotechnical	\$13,200.00	(lump sum)
Conceptual Plans and Utility Conflict Review	\$26,795.00	
Resident Inspection	\$58,209.25	



**RESOLUTION**

BE IT RESOLVED by the Manager/Member of RICHARD C. LAMBERT CONSULTANTS, LLC, a Limited Liability Company organized and existing under the laws of the State of Louisiana, and domiciled in the City of Mandeville, Louisiana, that Franz J. Zemmer, PE, Member of the Limited Liability Company is hereby authorized and empowered to execute any and all contracts and related documents for Professional Services on behalf of the Limited Liability Company.

**CERTIFICATE**

I, Richard C. Lambert, manager of RICHARD C. LAMBERT CONSULTANTS, LLC do hereby certify that the foregoing resolution is a true and exact copy unanimously adopted by the members of said Limited Liability Company at a meeting thereof legally held on the 23rd day of May, 2024; that said resolution is duly entered into the records of said Limited Liability Company; that it has not been rescinded or modified; and that it is now in full force and effect.

A handwritten signature in black ink, appearing to read "Richard C. Lambert", is written over a solid horizontal line. The signature is fluid and cursive.

Richard C. Lambert, Manager/Member  
Richard C. Lambert Consultants, LLC