



St. Charles Parish Meeting Minutes

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
scpcouncil@st-charles.la.us
<http://www.stcharlesparish-la.gov>

Parish Council

Draft

*Council Chairman Billy Raymond, Sr.
Councilmembers Carolyn K. Schexnaydre, Terry Authement,
Shelley M. Tastet, Wendy Benedetto, Paul J. Hogan,
Larry Cochran, Marcus M. Lambert, Dennis Nuss*

Monday, July 26, 2010

6:00 PM

Council Chambers, Courthouse

ATTENDANCE

Present: 9 - Carolyn K. Schexnaydre, Terry Authement, Billy Raymond, Sr., Shelley Tastet, Wendy Benedetto, Paul J. Hogan, Lawrence 'Larry' Cochran, Marcus M. Lambert, Dennis Nuss

Also Present: Parish President V.J. St. Pierre, Jr., Chief Operations Officer John "Rusty" Walker, Chief Administrative Officer Timmy Vial, Legal Director Leon C. Vial, III, Public Works/Wastewater Director Sam Scholle, Planning & Zoning Director Kimberly Marousek, Public Information Officer Renee Simpson, Emergency Preparedness Director Scott Whelchel, Waterworks Director Robbie Brou

CALL TO ORDER

Meeting called to order at 6:03 pm.

PRAYER

*Honorable Billy Raymond, Sr.
Council Chairman
(Councilman, District I)*

PLEDGE

*Honorable Billy Raymond, Sr.
Council Chairman
(Councilman, District I)*

APPROVAL OF MINUTES

A motion was made by Councilmember Tastet, and seconded to approve the minutes from the Regular Meeting of July 12, 2010. The motion carried by the following vote:

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Nuss
Nay: 0
Abstain: 1 - Lambert

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 **2010-0252** (7/26/2010, Raymond)
Proclamation: "National Night Out"
Read

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- 2010-0240** (7/26/2010)
Department of Emergency Preparedness
Reported

- 2010-0253** (7/26/2010, St. Pierre)
Parish President Remarks/Report
Reported

IN ACCORDANCE WITH ARTICLE IV, SECTION B OF THE HOME RULE CHARTER, CHAIRMAN RAYMOND AUTHORIZED THAT THE ORDINANCES, HAVING BEEN PRESENTED FOR INTRODUCTION, DISTRIBUTED TO COUNCIL MEMBERS AND THE PARISH PRESIDENT, AND NOT REJECTED BY TWO-THIRDS OF THE COUNCIL MEMBERS, ARE TO BE PUBLISHED IN SUMMARY FORM AS FOLLOWS IN THE OFFICIAL JOURNAL WITH NOTICE OF PUBLIC HEARING TO BE HELD ON MONDAY, AUGUST 9, 2010, 6:00 P.M., COUNCIL CHAMBERS, COURTHOUSE, HAHNVILLE, TO BE CONSIDERED FOR FINAL PASSAGE:

- 2010-0255** (7/26/2010, Lambert)
An ordinance to provide for the installation of "FOUR-WAY STOP" signs at the intersections of Fifth Street, Vial Street, and Highland Drive in Norco.
Publish/Scheduled PH

- 2010-0256** (7/26/2010, St. Pierre, Department of Public Works)
An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P070108 Schexnayder Pump Station Bar Screen Cleaner and Deck to decrease the contract amount by \$25,141.00 and decrease the contract time by thirty three (33) days.
Publish/Scheduled PH

- 2010-0236** (7/26/2010, St. Pierre, Department of Public Works)
An ordinance to approve and authorize the execution of a Construction Contract with Frickey Brothers Construction, Inc. for Project No. P090803, St Charles Parish Public Works and Wastewater Office Relocation Project in the amount of \$505,862.00.
Publish/Scheduled PH

PLANNING AND ZONING PETITIONS

2 **2010-0247** (7/12/2010, St. Pierre, Department of Planning & Zoning)

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from M-1 to C-3 on proposed Parcel D-2B of Fairview Plantation as requested by Waffle House, Inc.

Reported:

P & Z Department Recommended: Approval

Planning Commission Recommended: Approval

Speakers:

Mr. Bruce Bourgeois, Destrehan

Mr. Bruce Bower, Waffle House, Inc.

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

**ORDINANCES SCHEDULED FOR PUBLIC HEARING
(INTRODUCED AT PREVIOUS MEETING)**

3 **2010-0241** (7/12/2010, Lambert, St. Pierre, Department of Public Works)

An ordinance to approve and authorize the execution of an Agreement between the Pontchartrain Levee District and St. Charles Parish for the West Shore - Lake Pontchartrain, LA Hurricane Protection Project in Montz, La.

Reported:

Councilman Lambert Recommended: Approval

Public Works Department Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

13 **2010-0246** (8/9/2010, Hogan)

An ordinance to enact a MORATORIUM on the placement of animals other than pets in any zoning district other than OL in St. Charles Parish, said Moratorium shall remain in effect until January 31, 2011.

Reported:

Councilman Hogan Recommended: Approval

PH Requirements Satisfied

Proposed ordinance failed for lack of a majority by the following vote

Votes: Yea: 3 - Schexnaydre, Authement, Hogan
Nay: 6 - Raymond, Tastet, Benedetto, Cochran, Lambert, Nuss

14

2010-0248 (7/12/2010, St. Pierre, Department of Waterworks)

An ordinance to approve and authorize the execution of a Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the West Bank and Vicinity Louisiana Project in Luling.

Reported:

Waterworks Department Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

2010-0249 (7/12/2010, Nuss)

An ordinance to provide for the installation of "THREE-WAY STOP" signs at the intersection of St. Maria Street and Monsanto Avenue in Luling.

Amendment: to amend the proposed ordinance in the second "WHEREAS" to change "... this is the only street in the area that does not have a stop sign ..." to read "... this is the only cross street on St. Maria Street that does not have a stop sign ... "

A motion was made by Councilmember Nuss, and seconded that this matter be Amended. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

Councilman Nuss Recommended: Approval

Speakers:

Mr. John Colley, Luling

Mr. Mike Landry, Luling

Mr. Wayne Breaux, Luling

Ms. Denise Breaux, Luling

PH Requirements Satisfied

Discussion: to table File No. 2010-0249

A motion was made by Councilmember Nuss, and seconded that this matter be Tabled.. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

19

2010-0250 (7/12/2010, St. Pierre, Department of Public Works)

An ordinance approving and authorizing the execution of Change Order No. 2 for Parish Project No P090103-3, St. Charles Parish Road Maintenance 2009, to increase the contract amount by \$89,692.31.

Reported:

Public Works Department Recommended: Approval

PH Requirements Satisfied

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

26

2010-0251 (7/12/2010, St. Pierre, Department of Planning & Zoning)

An ordinance to amend the Code of Ordinances to modify permit fees, Chapter 6, Article 2, Section 6-15. Fees.

Amendment: to accept the revised version of File No. 2010-0251

A motion was made by Councilmember Cochran, and seconded that this matter be Amended. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

P & Z Department Recommended: Approval

PH Requirements Satisfied

Amendment: to amend the proposed ordinance in SECTION I. (b) to change "... Building Official may use \$0.12 per square foot ... " to read "... Building Official shall use \$0.12 per square foot ... "

A motion was made by Councilmember Hogan, and seconded that this matter be Amended. The motion failed by the following vote:

Votes: Yea: 3 - Schexnaydre, Benedetto, Hogan
Nay: 6 - Authement, Raymond, Tastet, Cochran, Lambert, Nuss

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Cochran, Lambert, Nuss
Nay: 1 - Hogan

28

2010-0183 (7/12/2010, St. Pierre, Department of Public Works)

An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P090202 Install New Pump and Station Cover New Sarpy PS to decrease the contract amount by \$13,718.49 and add forty (40) days to the contract time.

Amendment: to accept the revised version of File No. 2010-0183 and Change Order No. 1 (Final)

A motion was made by Councilmember Lambert, and seconded that this matter be Amended. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

Reported:

Public Works Department Recommended: Approval

PH Requirements Satisfied

VOTE ON THE PROPOSED ORDINANCE AS AMENDED

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

2010-0096 (6/7/2010, Hogan)

An ordinance of the Parish of St. Charles, providing that the Code of Ordinances, Parish of St. Charles, be amended by revising Chapter 4, Animals and Fowl, Article I., In General, Section 4-10. Keeping of animals not considered pets and keeping of exotic animals, by amending (a.).

File No. 2010-0096 postponed indefinitely per Parish Council Rule 8. #8.

Ordinances/Resolutions Which Have Been Tabled [Shall only appear on two (2) subsequent regular meeting Agendas]

Postponed Indefinitely (Council Rule 8)

38

2010-0209 (6/7/2010, St. Pierre, Department of Public Works)

An ordinance to approve and authorize the execution of an Act of Cash Sale by David J. Vial, M.D., L. L. C., to St. Charles Parish for a certain 7.3788 acre parcel of property located at 166 Scorpio Street in Hahnville.

A motion was made by Councilmember Cochran, and seconded that this matter be Removed from the Table. The motion carried by the following vote:

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 1 - Tastet

Reported:

Public Works Department Recommended: Approval

Public Hearing previously satisfied.

VOTE ON THE PROPOSED ORDINANCE

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

APPOINTMENTS

2010-0220 (6/21/2010)

Appoint Councilwoman Wendy Benedetto to the River Region Caucus.

VOTE ON THE APPOINTMENT OF COUNCILWOMAN WENDY BENEDETTO

A motion was made, and seconded that this matter be Confirmed. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

2010-0221 (6/21/2010)

Appoint a member to the River Region Caucus.

Nominee:

Councilman Hogan nominated Councilman Cochran

Nomination(s) Accepted

A motion was made by Councilmember Nuss, and seconded to Close Nomination(s) for this file.
The motion carried by the following vote:

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Cochran, Lambert, Nuss
Nay: 0
Abstain: 1 - Hogan

2010-0222 (6/21/2010)

Council Alternate Appointment to the River Region Caucus.

Nominee:

Councilman Nuss nominated Councilman Lambert

Nomination(s) Accepted

A motion was made by Councilmember Tastet, and seconded to Close Nomination(s) for this file.
The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

2010-0223 (6/21/2010)

Council Alternate Appointment of Councilman Paul J. Hogan, PE to the River Region Caucus.

VOTE ON THE APPOINTMENT OF COUNCILMAN PAUL J. HOGAN, PE

A motion was made, and seconded that this matter be Confirmed. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

43

2010-0224 (6/21/2010)

A resolution to appoint Mr. Ralph M. Wilderson to the Civil Service Board.

VOTE ON THE APPOINTMENT OF MR. RALPH M. WILDERSON

A motion was made, and seconded that this matter be Confirmed. The motion carried by the following vote:

Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

44

2010-0226 (6/21/2010)

A resolution appointing Mr. Robert G. Fisher, Jr. to the Zoning Board of Adjustment as the District VI Representative.

VOTE ON THE APPOINTMENT OF MR. ROBERT G. FISHER, JR.

A motion was made, and seconded that this matter be Confirmed. The motion carried by the following vote:

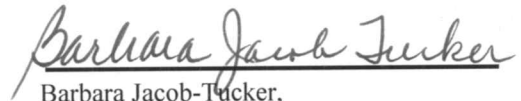
Votes: Yea: 9 - Schexnaydre, Authement, Raymond, Tastet, Benedetto, Hogan, Cochran, Lambert, Nuss
Nay: 0

ADJOURNMENT

A motion was made by Councilmember Schexnaydre, and seconded to adjourn the meeting at approximately 7:27 pm. The motion carried by the following vote:

Votes: Yea: 8 - Schexnaydre, Authement, Raymond, Tastet, Hogan, Cochran, Lambert, Nuss
Nay: 0
Absent: 1 - Benedetto

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE.



Barbara Jacob-Tucker,
LCMC,CAA,CMA,CPO
Council Secretary

PROCLAMATION

WHEREAS, the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime and drug prevention program on **August 3, 2010**, called "**National Night Out**"; and,

WHEREAS, the "**27th Annual National Night Out**" provides a unique opportunity for St. Charles Parish to join forces with thousands of other communities across the country in promoting cooperative police-community crime and drug prevention efforts; and,

WHEREAS, the Council plays a vital role in assisting the Sheriff's Department through joint crime and drug prevention efforts in St. Charles Parish and is supporting "**National Night Out 2010**" locally; and,

WHEREAS, it is essential that all citizens of St. Charles Parish be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime, drugs, and violence in St. Charles Parish; and,

WHEREAS, police-community partnerships and neighborhood safety, awareness, and cooperation are important themes of the "**National Night Out**" program.

NOW, THEREFORE, BE IT RESOLVED THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, DO HEREBY call upon all citizens of St. Charles Parish to join the Sheriff's Department and the National Association of Town Watch in supporting the "**27th Annual National Night Out**" on **August 3, 2010**; and,

BE IT FURTHER RESOLVED THAT, WE, THE ST. CHARLES PARISH COUNCIL AND THE PARISH PRESIDENT, do hereby proclaim Tuesday, August 3, 2010, from 6:00 PM – 9:00 PM as

"NATIONAL NIGHT OUT"

in St. Charles Parish.

s/V.J. ST. PIERRE, JR.

V.J. ST. PIERRE, JR.

PARISH PRESIDENT

s/TERRY AUTHEMENT

TERRY AUTHEMENT

COUNCILMAN AT LARGE, DIV. B

s/BILLY RAYMOND, SR.

BILLY RAYMOND, SR.

COUNCILMAN, DISTRICT I

s/SHELLEY M. TASTET

SHELLEY M. TASTET

COUNCILMAN, DISTRICT II

s/WENDY BENEDETTO

WENDY BENEDETTO

COUNCILWOMAN, DISTRICT III

s/CAROLYN K. SCHEXNAYDRE

CAROLYN K. SCHEXNAYDRE

COUNCILWOMAN AT LARGE, DIV. A

s/PAUL J. HOGAN, PE

PAUL J. HOGAN, PE

COUNCILMAN, DISTRICT IV

s/LARRY COCHRAN

LARRY COCHRAN

COUNCILMAN, DISTRICT V

s/MARCUS M. LAMBERT

MARCUS M. LAMBERT

COUNCILMAN, DISTRICT VI

s/DENNIS NUSS

DENNIS NUSS

COUNCILMAN, DISTRICT VII

2010-0247

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PLANNING & ZONING)**

ORDINANCE NO. 10-7-9

An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, adopted October 19, 1981 to approve the change of zoning classification from M-1 to C-3 on proposed Parcel D-2B of Fairview Plantation as requested by Waffle House, Inc.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. An ordinance to amend the Zoning Ordinance of 1981, Ordinance No. 81-10-6, to approve the change of zoning classification from M-1 to C-3 at proposed Parcel D-2B of Fairview Plantation, St. Rose as shown on a plan of resubdivision by Richard B. Edwards dated March 8, 2010 and revised July 6, 2010, as requested by Waffle House, Inc.

SECTION II. To authorize the Department of Planning & Zoning to amend the official St. Charles Parish Zoning Maps to reflect this reclassification from M-1 to C-3 at proposed Parcel D-2B of Fairview Plantation, St. Rose as shown on a plan of resubdivision by Richard B. Edwards dated March 8, 2010 and revised July 6, 2010, as requested by Waffle House, Inc.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.
SECRETARY: Barbara Jean Tucker
DLVD/PARISH PRESIDENT: July 27, 2010
APPROVED: [Signature] DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: July 27, 2010
AT: 11:20 AM RECD BY: [Signature]

2010-0241

**INTRODUCED BY: MARCUS M. LAMBERT, COUNCILMAN, DISTRICT VI
V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 10-7-10

An ordinance to approve and authorize the execution of an Agreement between the Pontchartrain Levee District and St. Charles Parish for the West Shore – Lake Pontchartrain, LA Hurricane Protection Project in Montz, La.

WHEREAS, St. Charles Parish and the Pontchartrain Levee District have joint responsibility for providing comprehensive flood protection to protect lives and property within their territorial jurisdictions; and,

WHEREAS, in order to fulfill that responsibility, the Parish and the Levee District have agreed to construct the West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project which includes the community of Montz; and,

WHEREAS, it is the desire of the Parish and the Levee District to define their respective duties and responsibilities in respect to said project.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Agreement between the Pontchartrain Levee District and St. Charles Parish is hereby approved.

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

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.
SECRETARY: Barbara Jacob Tucker
DLVD/PARISH PRESIDENT: July 27, 2010
APPROVED: DISAPPROVED:
PARISH PRESIDENT: V.J. St. Pierre, Jr.
RETD/SECRETARY: July 27, 2010
AT: 11:20 AM RECD BY: [Signature]

AGREEMENT BETWEEN
THE PONTCHARTRAIN LEVEE DISTRICT
AND
ST. CHARLES PARISH

THIS AGREEMENT is entered into by and between:

THE PONTCHARTRAIN LEVEE DISTRICT, 2204 Albert Street, P. O. Box 426, Lutcher, LA 70071, represented herein by its President, Steven Wilson, acting pursuant to a Resolution passed by the Board of Commissioners of the Pontchartrain Levee District at its meeting on _____, 2010.

AND

ST. CHARLES PARISH, 15045 River Road, P. O. Box 302, Hahnville, LA 70057, represented herein by its Parish President, V. J. St. Pierre, Jr., acting pursuant to Ordinance No. 10-7-10 of the St. Charles Parish Council adopted on July 26, 2010.

WHO HEREBY AGREE AS FOLLOWS:

WHEREAS, the United States Army Corps of Engineers (USACE) has conducted a reconnaissance study for hurricane protection for the West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project (hereinafter West Shore Project) which includes the area of Montz, St. Charles Parish, Louisiana, and has determined that further study in the nature of a Feasibility Phase Study is required to assess the extent of Federal interest in participating in a solution to the problem of hurricane protection and flood control in the Montz area of St. Charles Parish and extending into St. John the Baptist and St. James Parishes; and,

WHEREAS, Section 105 of the Water Resource Development Act of 1996 specifies the cost sharing requirements applicable to the Study; and,

WHEREAS, the local Non-Federal portion of the cost of the Study is now estimated to be Seven Million One Hundred Twelve Thousand Eighty and 00/100 (\$7,112,080.00) DOLLARS; and,

WHEREAS, the current estimated cost of construction of the project is Four Hundred Forty-Eight Million Five Hundred Eighty-Five Thousand Six Hundred and 00/100 (\$448,585,600.00) Dollars, with a local Non – Federal estimated cost of One Hundred Fifty-Seven Million Five Thousand and 00/100 (\$157,005,000) Dollars; and

WHEREAS, based on the current estimated cost of construction, the Parish portion would be Seven Hundred Seventeen Thousand Five Hundred and 00/100 (\$717,500.00) Dollars; and

WHEREAS, neither the Pontchartrain Levee District nor St. Charles Parish is financially capable of bearing one hundred percent(100%) of the total local Non-Federal portion of the Study nor construction; and,

WHEREAS, it is desired that the cost share be divided with the Pontchartrain Levee District being responsible for eighty percent (80%) and St. Charles Parish being responsible for twenty percent (20%) of the local Non-Federal portion of the project cost.

NOW THEREFORE, IT IS AGREED AS FOLLOWS:

1. The Pontchartrain Levee District shall provide eighty (80%) percent and St. Charles Parish shall provide twenty (20%) percent of the local Non-Federal portion of the project cost for the West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project that is to be constructed within St. Charles Parish, Louisiana, including specifically, but not limited to the Montz area;
2. The commitment between the Pontchartrain Levee District and St. Charles Parish shall remain binding provided that St. Charles Parish remains a member of the Pontchartrain Levee District and continues to participate in its portion of the project cost;
3. Future credit given for any advance payments made by the Pontchartrain Levee District for right-of-way acquisition or otherwise shall be credited against the Pontchartrain Levee District's eighty (80%) percent commitment under this agreement;
4. In the event funding for the local Non-Federal portion of the project shall be received from outside sources, by either the Pontchartrain Levee District or St. Charles Parish, credit for those funds shall be given to the Pontchartrain Levee District and St. Charles Parish in the percentage as set out in this Agreement;

5. St. Charles Parish's twenty (20%) percent commitment, as set out herein, shall be paid in annual installments due and payable each year upon such terms as may be agreed by the parties hereto;
6. In the event St. Charles Parish should choose to provide funding for either the study or construction beyond its twenty (20%) percent obligation, the Pontchartrain Levee District shall repay St. Charles Parish such overpayment upon a schedule to be agreed upon by the Pontchartrain Levee District and St. Charles Parish; and
7. The Pontchartrain Levee District and St. Charles Parish shall work jointly in seeking additional financing from other sources for the local Non-Federal portion of the St. Charles Parish portion of the West Shore – Lake Pontchartrain LA Hurricane Protection Project.

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE EXECUTED THIS AGREEMENT AS OF THE DATE SHOWN BELOW.

THE PONTCHARTRAIN LEVEE DISTRICT

ST. CHARLES PARISH

BY: _____
STEVEN WILSON
PRESIDENT

BY: *VJSP*
V. J. ST. PIERRE, JR
PARISH PRESIDENT

DATE: _____

DATE: 7/27/2010

WITNESS: _____

WITNESS: *Barbara Jacob Tucker*

WITNESS: _____

WITNESS: *Nilda Beaus*

West Shore – Lake Pontchartrain, LA Hurricane Protection Project

Project Authorization

In September 1965, Hurricane Betsey struck the greater New Orleans area and caused severe flooding in the Lower 9th Ward of Orleans Parish and almost all of St. Bernard Parish. Congress authorized the U.S. Army Corps of Engineers (USACE) to design and construct the Lake Pontchartrain and Vicinity, Louisiana Hurricane Protection Project in the Flood Control Act of 1965 in October 1965.

In 1970, St. John the Baptist Parish (St. John) raised objections to the Lake Pontchartrain and Vicinity, Louisiana Hurricane Protection Project based upon the lack of hurricane protection levees west of the Bonnet Carre' Spillway. St. John argued that the development of hurricane protection levees from Orleans Parish to St. Charles Parish would funnel the storm surge to St. John the Baptist Parish thus consequently sacrificing St. John to save others.

In July 1971, a resolution was passed in the Committee on Public Works of the House of Representatives authorizing the USACE to include the remaining portion of St. Charles Parish (from the Bonnet Carre' Spillway Upper Guide Levee to the Parish line) and St. John the Baptist Parish in the Lake Pontchartrain and Vicinity, Louisiana Hurricane Protection Project. In September 1974, a resolution was passed in the Committee on Public Works of the Senate authorizing the USACE to include St. James Parish in the Lake Pontchartrain and Vicinity, Louisiana Hurricane Protection Project.

Project Location

The West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project is located in a portion of St. Charles Parish and St. John the Baptist Parish. The project begins at the Upper Guide Levee of the Bonnet Carre' Spillway and continues westward to the Hope Canal providing protection to the communities of Montz, LaPlace, Reserve, and Garyville. The USACE and the PLD are considering expanding the project to include St. James Parish and a portion of Ascension Parish. The project would continue westward from Hope Canal along Interstate 10 to the Marvin Braud Pump Station in the McElroy Swamp near Sorrento. This expanded project would also provide protection to the communities of Mount Airy, Gramercy, Lutcher, Grand Point, and Sorrento.

Project History

The West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project Reconnaissance Report was completed in August 1987. The Reconnaissance Report was not approved due to an unfavorable Benefits-to-Cost ratio.

The West Shore – Lake Pontchartrain, Louisiana Hurricane Protection Project Reconnaissance Report was re-initiated in March 1996, completed in June 1997, and approved in December 1997. A Feasibility Cost Sharing Agreement between the USACE and the Pontchartrain Levee District (PLD) was executed in March 1998. The Feasibility Study was initiated in April 1998. The USACE prepared eight alternative alignments during the Feasibility Study and presented them to the PLD and St. John in January 2001.

St John expressed concerns that the Parish's interests were not being addressed with the proposed alignments. In a July 2001 meeting with the USACE and the PLD, St. John requested the addition of a Parish preferred alternative alignment in the Feasibility Study. In September 2001, St. John submitted a Parish preferred alignment to the USACE.

In a July 2002 USACE letter to St John, all the alternative alignments were reduced to a USACE preferred alignment (Plan A) and a Parish preferred alignment (Plan B) for further analysis. The USACE then proceeded to perform preliminary engineering design on the two proposed alignments including alignments, levee stability analysis and templates, cross sections, mitigation impacts, and itemized cost estimates. In September 2003, the USACE presented detailed information (costs, benefits, & environmental impacts) required for the evaluation of two alignments to the PLD.

The USACE requested that the PLD and St. John determine which alignment to proceed with, Plan A or Plan B, while noting that the PLD and St. John would be responsible for the cost difference between Plans A and B. Under Plan A, the estimated project cost was \$151 Million with a Federal Match of approximately \$98 Million and a Local Match of \$53 Million. The Plan B estimated project cost was \$237 Million with a Federal Match of approximately \$98 Million and a Local Match of \$139 Million.

When the USACE presented their findings in September 2003, they requested a decision on Plan A or B be made by the end of the year. The Local Match of \$139 Million was beyond the means of the PLD and St John.

The PLD engaged the consulting firm of Burk-Kleinpeter, Inc. (BKI) to develop an alternative alignment that would meet the cost needs of the PLD and St. John and be acceptable to the USACE. Alignment C was developed from discussions with USACE personnel and St John Council Members. BKI proceeded to perform preliminary engineering design on the proposed alignment including alignment, levee stability analysis and templates, cross sections, mitigation impacts, and itemized cost estimates. The estimated Project Cost in 2003 Dollars for the Standard Project Hurricane (SPH) and the 100 Year Hurricane along the Alignment C were \$134.5 Million and \$131.5 Million, respectively. BKI prepared an evaluation report and submitted it to the PLD and the USACE in November 2006.

Based upon the evaluation report, the USACE contracted Post, Buckley, Schuh, and Jernigan (PBS&J) to review the BKI evaluation report. PBS&J determined that Alignment C was an engineering and economic feasible alignment worthy of further consideration in the Feasibility Study. During the review process by PBS&J, the State of Louisiana Department of Transportation and Development expressed interest in extending the West Shore Hurricane Protection Project westward toward Ascension Parish to protect the Interstate 10 corridor as a means on egress and ingress for hurricane protection and recovery based upon the lessons learned during Hurricane Katrina.

After Hurricane Katrina, the USACE revised their design criteria for levee and floodwall construction. The material requirements for earthen levees were made more stringent, the failure analysis method was changed, and the height limits on floodwalls was made more stringent. Based upon these changes, the project cost estimates were reevaluated with post Hurricane Katrina bid tabulations. The estimated project cost in 2008 Dollars was \$258,000,000.00 based upon unit costs from post Katrina bid tabulations.

The USACE commissioned PBS&J to include Alignment C and Alignment D into the formal Feasibility Study in May 2008. PBS&J and BKI as agents for the USACE and the PLD are working on completion of the Feasibility Study and Environmental Impact Statement.

Status of Work

The work on the Feasibility Study Report is split evenly between the USACE and the PLD. The Feasibility Study has been advanced to a draft format stage. There are four alignments being reviewed; one that followed the wet-dry interface with the wetlands from the Upper Guide Levee to Hope Canal (Alignment A); one that followed the Interstate-10 route from the Upper Guide Levee to Hope Canal then turning south toward the Mississippi River (Alignment B); one that followed the petroleum pipeline right-of-way from the Upper Guide Levee to Hope Canal then turning south toward the Mississippi River (Alignment C); and one that followed the Interstate-10 route from the Upper Guide Levee to the Marvin Braud Pump Station in Ascension Parish (Alignment D).

An amended Project Management Plan for the completion of the Feasibility Study and the Environmental Impact Statement was signed May 28, 2008. The Project Kick-off Meeting was held on July 31, 2008, the Initial Plan Formulation Meeting was held on August 14, 2008, the Signing Ceremony was held on September 30, 2008. The scheduled completion of the Feasibility Study and Environmental Impact Statement has a scheduled approval date of July 2011 and a Chief's Report in April 2012.

The PLD intends to accelerate the overall project by designing the first segments of the project concurrently with the Feasibility Study and the Environmental Impact Statement completion. PLD has directed BKI to prepare alternative studies for Alignments B and D, which are the PLD preferred alignments. Alignment D is the PLD optimally preferred alignment based upon providing protection to all of the unprotected communities along the entire southern shore of

Lake Pontchartrain and to the Interstate 10 corridor for egress and ingress for hurricane protection and recovery.

Funding History

The cost share requirements for the Feasibility Study/Environmental Impact Phase is 50% Federal funds and 50% Non-Federal funds. Project funding available for FY 05 was approximately \$200,000 (\$100,000 Federal and \$100,000 Non-Federal). No funding was authorized for FY 06. Project funding available for FY 07 was approximately \$200,000 (\$100,000 Federal and \$100,000 Non-Federal). Project funding for FY 08 was approximately \$1,601,000 (\$697,950 Federal and \$903,050 Non-Federal). As of early May 2008, \$3,068,000.00 had been spent and an additional \$3,914,000 obligated on this project for completion for a project total of \$6,982,000. Project funding for FY09 was approximately \$3,914,000 (\$1,789,500 Federal, \$1,269,300 Non-Federal Cash, and \$855,200 Non-Federal Work in Kind). Project funding for FY10 was approximately \$170,000 Federal.

Funding Requirements for FY 2010-2011

Funding required for completion of the Feasibility Study Phase will be 50% Federal and 50% Non-Federal. The USACE has requested \$250,000 for FY11. PLD provided a large Non-Federal Cash payment in 2009 and will provide additional matching funds when requested by the USACE.

FY 11 Federal Request \$250,000

Funding Requirements for Future Years

The West Shore Project was included in the Coastal Protection and Restoration Authority local match funding (specific limit not known) for current Hurricane Protection Projects for a statewide total of \$160,000,000. A Capital Outlay Request for FY2010-2011 was prepared and submitted by the November 1, 2009 deadline. The request from Capital Outlay was \$109,524,200 over a ten-year period with \$4,728,300 in the first year.

Funding for the design and construction phase is anticipated to be 65% Federal and 35% Non-Federal. The Non-Federal funding share will be provided by the State of Louisiana, the Pontchartrain Levee District, St. John the Baptist Parish, St. James Parish, and Ascension Parish. The State and the PLD will provide 80% and the Parishes will provide 20% of the Non-Federal Funds required. The Parishes will provide 20% of the Non-Federal Funds required for the portion of construction within their Parish.

The estimated project cost in 2009 dollars for the Alignment B from the Upper Guide Levee to the Hope Canal is \$304,000,000.00.

Federal	\$197,710,600
<u>Non-Federal</u>	<u>\$106,459,500</u>
Total	\$304,170,100

State/PLD	\$85,167,600	20.98mi Levee, 4 Pump Stations
St. Charles Parish	\$716,400	0.58mi Levee, Partial Pump Station
St. John the Baptist Parish	\$20,575,500	20.40mi Levee, 4 Pump Stations

The estimated project cost in 2009 dollars for the Alignment D from the Upper Guide Levee to the Marvin Braud Pump Station is \$448,585,600.00.

Federal	\$291,580,600
<u>Non-Federal</u>	<u>\$157,005,000</u>
Total	\$448,585,600

State/PLD	\$125,604,000	28.40mi Levee, 6 Pump Stations
St. Charles Parish	\$717,500	0.58mi Levee, Partial Pump Station
St. John the Baptist Parish	\$18,177,100	16.26mi Levee, 4 Pump Stations
St. James Parish	\$8,005,700	6.76mi Levee, 1 Pump Station
Ascension Parish	\$4,500,700	4.80mi Levee, 1 Pump Station



U.S. Army Corps of Engineers - New Orleans District
 West Shore - Lake Pontchartrain Hurricane Protection Project; Alternative Alignments



Legend

- Alignment A
- Alignment B
- Alignment C
- Alignment D
- Non-Federal Levee
- Bonnet Carre Spillway Guide Levee
- Mississippi River Levee



2010-0246

INTRODUCED BY: PAUL J. HOGAN, PE, COUNCILMAN, DISTRICT IV

An ordinance to enact a **MORATORIUM** on the placement of animals other than pets in any zoning district other than OL in St. Charles Parish, said Moratorium shall remain in effect until January 31, 2011.

WHEREAS, the current requirements for allowing animals in zoning districts other than O-L is inadequate; and,

WHEREAS, there are many questions regarding the present permitting process; and,

WHEREAS, it is in the best interest of the residents of St. Charles Parish to have a clear and concise procedure specified in the Parish Code in regards to allowing animals in zoning districts other than O-L.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That a **MORATORIUM** is hereby placed on the future allowance of animals other than pets in districts other than O-L.

SECTION II That this **MORATORIUM** shall be in effect until January 31, 2011.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, HOGAN

NAYS: RAYMOND, TASTET, BENEDETTO, COCHRAN, LAMBERT, NUSS

ABSENT: NONE

PROPOSED ORDINANCE FAILED FOR LACK OF A FAVORABLE MAJORITY ON JULY 26, 2010.

2010-0248

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF WATERWORKS)**

ORDINANCE NO. 10-7-11

An ordinance to approve and authorize the execution of a Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the West Bank and Vicinity Louisiana Project in Luling.

WHEREAS, the Department of the Army proposes to construct the West Bank and Vicinity, Louisiana Project for hurricane storm damage reduction in Southeast Louisiana, which includes protection for US Highway 90 East of the Davis Diversion Facility and for the residents of Ama; and,

WHEREAS, it will be necessary to relocate a section of the St. Charles Parish Waterworks' 12" water main located along the North side of said section of US Highway 90 in Luling to perform this project; and,

WHEREAS, it is in the best interest of both parties that the Department of the Army perform the relocations of the Parish's Facilities necessary for the WBV-73 reach of the Project on behalf of St. Charles Parish.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Memorandum of Agreement between the Department of the Army and the Parish of St. Charles for the West Bank and Vicinity Louisiana Project be hereby approved.

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

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.
SECRETARY: Barbara Jacob Tucker
DLVD/PARISH PRESIDENT: July 27, 2010
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: July 27, 2010
AT: 11:20 AM RECD BY: [Signature]

**MEMORANDUM OF AGREEMENT
BETWEEN
THE DEPARTMENT OF THE ARMY
AND
THE PARISH OF ST. CHARLES
FOR
THE WEST BANK AND VICINITY
LOUISIANA PROJECT**

THIS AGREEMENT entered into this ____ day of _____, 2010, by and between THE DEPARTMENT OF THE ARMY acting by and through the U.S Army Engineer for the New Orleans District (“Government”) and the Parish of St. Charles (“Parish”), as authorized by the Parish Council, acting by and through its President.

WITNESSETH THAT:

WHEREAS, Section 401(b) of the Water Resource Development Act of 1986, Public Law 99-662, as amended by Sections 101(a)(17) and 101(b)(11) of the Water Resource Development Act of 1996, Public Law 104-303, Section 328 of the Water Resource Development Act of 1999, Public Law 106-53, an Section 3084 of the Water Resource Development Act of 2007, Public Law 110-114, authorized the Secretary of the Army to construct the West Bank and Vicinity, Louisiana Project for hurricane storm damage reduction in Southeast Louisiana (hereinafter referred to as the “Project”); and

WHEREAS, the Flood Control and Coastal Emergencies (FC&CE) heading, Chapter 3, Title I of Public Law 109-148, and the Flood Control and Coastal Emergencies heading, Chapter 3, Title III of Public Law 110-252 authorized the Secretary of the Army, at Full Federal Expense, to accelerate completion of unconstructed portions of the Project; and

WHEREAS, PL 109-234, Title II, Chapter 3, Construction, and Flood Control and Coastal Emergencies; PL 110-28, Title IV, Chapter 3, Flood Control and Coastal Emergencies and Sec. 4302; the Water Resources Development Act (WRDA) of 2007 (Public Law 110-114) Section 3084 and Section 7012); and P.L. 110-252, Title III, Chapter. 3, Construction, authorized incremental improvement necessary to achieve to 100-year level of risk reduction; and

WHEREAS the Government is undertaking the construction of WBV- 73 reach of the Project, the construction of which will impact facilities owned by the Parish, namely those facilities listed in Exhibit A (hereinafter referred to as “Facilities”).

WHEREAS the current time constraints on the Project require an expedited delivery schedule, including the performance of all relocations the Government has determined to be necessary for the Project, and considering that the Government has already significantly developed the plans and specifications for the project, including the locating and identifying of interfering facilities, the parties agree that in order to maintain efficiency and expediency, it is in the best interest of the Project that the Government perform the relocations of the Parish’s Facilities necessary for the WBV-73 reach of the Project on behalf of the Parish; and

WHEREAS, the Parish, with the approval of the Parish Council, herein authorizes the Government to perform the relocation on behalf of the Parish, a detailed description of the work to be performed is attached hereto as Exhibit B; and

WHEREAS, in furtherance thereof, the Government and the Parish desire to enter into this agreement providing for the Government to incorporate the Parish's relocation plan into the plans and specifications and ensure the performance of the relocations of the Parish's Facilities that the Government determines to be necessary for the construction of the WBV-73 reach of the Project and for the Parish to pay the Government for performing these services on its behalf.

NOW, THEREFORE, the Government and the Parish, agree as follows:

I. Obligations of the Parish

The Parish, with the approval of the Parish Council, hereby authorizes the Government to perform the relocation of the Facilities on behalf of the Parish. A detailed description of the facility relocation work is shown on Exhibit A attached hereto. A detailed estimate of all of the relocation cost is shown on the attached Exhibit B. Before the Government will begin the work, the Office of Coastal Protection and Restoration, on behalf of the Parish, will advance to the Government the funds necessary to perform the relocation work, including all engineering design cost, all geophysical investigations costs required in order to perform the work, all administrative cost directly attributable to any of the relocation works, any cost necessary to acquire any permits needed to perform the work, any other incidental cost directly attributable to the relocation work,. The Parish will insure that these funds are advanced to the Government and any additional funds should the actual cost exceed the attached estimate. Once all cost and expenses have been paid, if the actual cost to perform the relocation work is less than amount advanced, the difference will be promptly remitted.

II. Obligations of the Government

The Government agrees to perform the work described in Exhibit B as a part of the construction of the WBV-73 Project. Construction will be performed by the Corps' contractor as part of the construction of the subject project, but all cost associated with the relocation of the facilities will be kept as a separate account.

III. Liability

As a requirement of the Government undertaking the described work, that as long as the Government and its contractor perform the plans in a workmanlike manner, the Parish hereby agrees to hold the United States of America, its employees, officers, and assigns, harmless for any damage that may occur as a result of the relocation of the above facilities except as indicated in this paragraph below. The Government agrees to act in a reasonable manner in conducting their activities on the property covered by this Agreement. The United States has waived sovereign immunity for negligence in the Federal Tort Claims Act, 28 U.S.C. 1346, 2671-2680, and the Department of the Army acknowledges that in the event its employees are negligent, liability may attach for such negligence under the Federal Tort Claims Act. Under the Permits and Responsibilities clause of the Federal Acquisition Regulations (FAR 52.236-7), the contract between the United States and its contractor under which the subject work will be performed, will require the contractor to be responsible for all damages to persons or property that occur as a result of the Contractor's fault or negligence. The Parish has no responsibility to hold and save the Government or its contractors harmless for such negligence.

IV. Acceptance and Release

Once the subject work is complete the Government will tender the work to the Parish. At that time the Parish will perform its final inspect of the subject work for compliance and completeness and, after appropriate testing of the work, sign a Final Acceptance and Release. This Final Acceptance and Release will certify that the work performed by the Government and its contractors has been reviewed and found to be complete and in compliance with all project plans, specifications, agreements, and all local, state and federal laws governing the work; that the Government and its contractors have fulfilled all contractual obligations in performance of the relocation of the Parish's Facility; and the Parish understands that by signing this Final Acceptance and Release it will release and relieve, subject to the one-year warranty of CFR 52.246-21, the Government, its contractors, assigns and their employees from any and all liability due to the performance and fitness of any and all work carried out in the relocation of Parish's Facilities.

V. Effective Date and Duration

a. This Agreement shall become effective upon execution by the District Engineer. If terminated prior to the signing of the Final Acceptance and Release, it shall remain effective until terminated by any party upon 60 days written notice. In the event of termination, the parties shall consult with each other concerning all claims for termination cost.

b. The Parish shall continue to be obligated for payment of costs incurred by the Government under this Agreement, and for costs of closing out or transferring any ongoing relocation work until the time of signing of the Final Acceptance and Release.

c. This Agreement may be modified, supplemented or amended only by written agreement of the parties.


d. All notices under this Agreement shall be provided as follows:

ST. CHARLES PARISH
Department of Waterworks
P.O. Box 108
Luling, LA 70070

DISTRICT ENGINEER
U.S. Army Corps of Engineers
New Orleans District
P.O. Box 60267
New Orleans, LA 70160-0267

PARISH OF ST. CHARLES

THE UNITED STATES OF AMERICA


BY: 
V.J. ST. PIERRE
Parish President
Department of Waterworks
Parish of St. Charles, as authorized by
the St. Charles Parish Council

BY: _____
ALVIN B. LEE
Colonel, Corps of Engineers
District Engineer

ATTORNEY'S CERTIFICATE OF AUTHORITY

I, Leon C. Vial, III, Attorney for the St. Charles Parish, certify that V.J. St. Pierre, President of St. Charles Parish, as authorized by the St. Charles Parish Council, has authority to grant the above Authorization for and Right of Entry for pipeline relocation, West Bank and Vicinity, Louisiana Hurricane and Storm Damage Risk Reduction Project, WPV-73, St. Charles Parish, LA.; that said irrevocable authorization for and right of entry is executed by the proper duly-authorized officer; and that the irrevocable authorization for and right of entry is in sufficient form to grant the authorization for and right of entry therein stated.

Witness my signature as Attorney for the Parish of St. Charles this 27th day of July 2010.

BY: 
(sign) #58825
LEON C. VIAL, III
Attorney for St. Charles Parish

2010-0250

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 10-7-12

An ordinance approving and authorizing the execution of Change Order No. 2 for Parish Project No P090103-3, St. Charles Parish Road Maintenance 2009, to increase the contract amount by \$89,692.31.

WHEREAS, Ordinance No. 09-12-16 adopted December 21, 2009 by the St. Charles Parish Council awarded construction of Parish Project No P090103-3, Road Maintenance 2009, to Barriere Construction Co, LLC; and,

WHEREAS, Ordinance No. 10-3-2, adopted March 1, 2010 for Change Order 1 to increase the contract amount by \$246,807.98 to add additional work due to the construction bid coming in lower than estimated; and,

WHEREAS, it is necessary to amend the contract to adjust the original contract quantities with actual quantities resulting in an increase to the contract amount by \$89,692.31.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Change Order Change Order No. 2 for Parish Project No. P090103-3, St. Charles Parish Road Maintenance 2009, to increase the contract amount by \$89,692.31 is hereby approved and accepted.

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

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS

NAYS: NONE

ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after this publication in the official journal.

CHAIRMAN:

Billy Raymond, Sr

SECRETARY:

Bobby J. Tucker

DLVD/PARISH PRESIDENT:

July 27, 2010

APPROVED:

DISAPPROVED:

PARISH PRESIDENT:

V. St. Pierre

RETD/SECRETARY:

July 27, 2010

AT:

11:20 AM

RECD BY:

BST

CHANGE ORDER

No. 2

DATE OF ISSUANCE _____

EFFECTIVE DATE _____

OWNER: St. Charles Parish
 CONTRACTOR: Barriere Construction Co., L.L.C.
 Contract: St. Charles Parish Road Maintenance 2009
 Project: St. Charles Parish Road Maintenance 2009
 OWNER's Contract No.: P090103-3
 ENGINEER: G.E.C., Inc.

ENGINEER's Contract No.: 51206102-003

You are directed to make the following changes in the Contract Documents:

Description:

1. Delete the Following Work Items:

- a. Contract Item No. 6: Base Bid: Relocation of Infrastructure Items

DESCRIPTION: Relocation of Infrastructure Items				X Base Bid or <input type="checkbox"/> Alt.# _____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
6	Lump	Lump Sum	\$20,000.00	\$20,000.00

A difference of (-\$20,000.00)

Total of Change in Deleted Bid Items= (-\$20,000.00)

2. Add the Following Work Items:

- a. Contract Item No. Added Item: Base Bid: Shoulder Material

DESCRIPTION: Shoulder Material				X Base Bid or <input type="checkbox"/> Alt.# _____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
10	284.31	Cubic Yards	\$125.00	\$35,538.75

A difference of (+\$35,538.75)

- b. Contract Item No. Added Item: Alternate 1: Shoulder Material

DESCRIPTION: Shoulder Material				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
10	230.19	Cubic Yards	\$125.00	\$28,773.75

A difference of (+\$28,773.75)

Total of Change in Added Items= (+\$64,312.50)

3. Revise the Following Work Item Quantities:

a. Contract Item No. 2: Base Bid: 6" Depth Asphalt Patching
Current:

DESCRIPTION: 6" Depth Asphalt Patching				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
2	540.31	Tons	\$150.00	\$81,046.50

Change to:

DESCRIPTION: 6" Depth Asphalt Patching				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
2	578.13	Tons	\$150.00	\$86,719.50

A difference of (+\$5,673.00)

b. Contract Item No. 3: Base Bid: Reflectorized Raised Pavement Markers
Current:

DESCRIPTION: Reflectorized Raised Pavement Markers				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
3	10	Each	\$5.00	\$50.00

Change to:

DESCRIPTION: Reflectorized Raised Pavement Markers				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
3	31	Each	\$5.00	\$155.00

A difference of (+\$105.00)

c. Contract Item No. 4A: Base Bid: Adjustment of Manholes
Current:

DESCRIPTION: Adjustment of Manholes				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4A	5	Each	\$10.00	\$50.00

Change to:

DESCRIPTION: Adjustment of Manholes				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4A	44	Each	\$10.00	\$440.00

A difference of (+\$390.00)

d. Contract Item No. 4B: Base Bid: Adjustment of Valve Boxes
Current:

DESCRIPTION: Adjustment of Valve Boxes				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4B	5	Each	\$5.00	\$25.00

Change to:

DESCRIPTION: Adjustment of Valve Boxes				X Base Bid or <input type="checkbox"/> Alt.# ____
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4B	9	Each	\$5.00	\$45.00

A difference of (+\$20.00)

e. Contract Item No.8: Base Bid: 2" Cold Plane

Current:

DESCRIPTION: 2" Cold Plane				X Base Bid or <input type="checkbox"/> Alt.# ___
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
8	38,577.10	Square Yards	\$1.00	\$38,577.10

Change to:

DESCRIPTION: 2" Cold Plane				X Base Bid or <input type="checkbox"/> Alt.# ___
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
8	37,547.27	Square Yards	\$1.00	\$37,547.27

A difference of (-\$1,029.83)

f. Contract Item No. 9: Base Bid: 2" Asphalt Overlay

Current:

DESCRIPTION: 2" Asphalt Overlay				X Base Bid or <input type="checkbox"/> Alt.# ___
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
9	4,252.93	Tons	\$82.00	\$348,740.26

Change to:

DESCRIPTION: 2" Asphalt Overlay				X Base Bid or <input type="checkbox"/> Alt.# ___
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
9	4,606.54	Tons	\$82.00	\$377,736.28

A difference of (+\$28,996.02)

Total of Change in Revised Base Bid Items= (+\$34,154.19)

a. Contract Item No. 2: Alternate 1: 6" Depth Asphalt Patching

Current:

DESCRIPTION: 6" Depth Asphalt Patching				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
2	444.28	Tons	\$150.00	\$66,642.00

Change to:

DESCRIPTION: 6" Depth Asphalt Patching				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
2	576.86	Tons	\$150.00	\$86,529.00

A difference of (+\$19,887.00)

b. Contract Item No. 3: Alternate 1: Reflectorized Raised Pavement Markers

Current:

DESCRIPTION: Reflectorized Raised Pavement Markers				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
3	20	Each	\$5.00	\$100.00

Change to:

DESCRIPTION: Reflectorized Raised Pavement Markers				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
3	37	Each	\$5.00	\$185.00

A difference of (+\$85.00)

c. Contract Item No. 4A: Alternate 1: Adjustment of Manholes
Current:

DESCRIPTION: Adjustment of Manholes				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4A	5	Each	\$10.00	\$50.00

Change to:

DESCRIPTION: Adjustment of Manholes				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4A	36	Each	\$10.00	\$360.00

A difference of (+\$310.00)

d. Contract Item No. 4B: Alternate 1: Adjustment of Valve Boxes
Current:

DESCRIPTION: Adjustment of Valve Boxes				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4B	5	Each	\$5.00	\$25.00

Change to:

DESCRIPTION: Adjustment of Valve Boxes				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
4B	9	Each	\$5.00	\$45.00

A difference of (+\$20.00)

e. Contract Item No.8: Alternate 1: 2" Cold Plane
Current:

DESCRIPTION: 2" Cold Plane				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
8	33,260.00	Square Yards	\$1.00	\$33,260.00

Change to:

DESCRIPTION: 2" Cold Plane				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
8	17,929.48	Square Yards	\$1.00	\$17,929.48

A difference of (-\$15,330.52)

f. Contract Item No. 9: Alternate 1: 2" Asphalt Overlay
Current:

DESCRIPTION: 2" Asphalt Overlay				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
9	3,658.58	Tons	\$82.00	\$300,003.56

Change to:

DESCRIPTION: 2" Asphalt Overlay				<input type="checkbox"/> Base Bid or X Alt.# <u>1</u>
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (<i>Quantity times Unit Price</i>)
9	3,734.85	Tons	\$82.00	\$306,257.70

A difference of (+\$6,254.14)

Total of Change in Revised Alternate 1 Items= (+\$11,225.62)

Total of Change in Revised Bid Items= (+\$45,379.81)

Reason for Change Order:

1. Deleted Work Items
 - a. Infrastructure did not require relocation during the project so this item is being deleted.
2. Add Work Items
 - a-b . Shoulder material was added due to its requirement in areas where an insufficient amount was present.
3. Revise Work Item Quantities
 - a – f. These items are being revised to represent the field measured and observed quantities used to complete the required scope of the contract

Attachments: NONE

CHANGE IN CONTRACT PRICE:
Original Contract Price <u>\$726,761.44</u>
Net Increase (Decrease) from previous Change Orders No. <u>\$726,761.44</u> to <u>\$973,569.42</u> : <u>\$246,807.98</u>
Contract Price prior to this Change Order: <u>\$973,569.42</u>
Net increase (decrease) of this Change Order: <u>\$89,692.31</u>
Contract Price with all approved Change Orders: <u>\$1,063,261.73</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: _____ Ready for final payment: _____ (days or dates)
Net change from previous Change Orders No. ___ to No. ___: Substantial Completion: _____ Ready for final payment: _____ (days)
Contract Times prior to this Change Order: Substantial Completion: _____ Ready for final payment: _____ (days or dates)
Net increase (decrease) this Change Order: Substantial Completion: _____ Ready for final payment: _____ (days)
Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for final payment: _____ (days or dates)

RECOMMENDED:

By: [Signature]
ENGINEER (Authorized Signature)

Date: 6/25/10

APPROVED:

By: [Signature]
OWNER (Authorized Signature)

Date: 7/27/10

ACCEPTED:

By: [Signature]
CONTRACTOR (Authorized Signature)

Date: 6/29/2010

EJCDC 1910-8-B (1996 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America and the Construction Specifications Institute.

2010-0251

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PLANNING & ZONING)

ORDINANCE NO. 10-7-13

An ordinance to amend the Code of Ordinances to modify permit fees, Chapter 6, Article 2, Section 6-15. Fees.

WHEREAS, The St. Charles Parish Council desires to enter into a Cooperative Endeavor Agreement with South Central Planning and Development Commission (SCPDC) to perform Building Code Plan Reviews and Inspections pursuant to the requirements of St. Charles Parish Ordinance No. 07-3-6; and,

WHEREAS, The cost for SCPDC to perform said work will allow the St. Charles Parish Council to reduce some plan review and inspection fees; and,

WHEREAS, The permit fee schedule must be modified to reflect the new fee rates.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the St. Charles Parish Code, Chapter 6, Article 2, Section 6-15. Fees, is repealed and replaced as follows:

(a) Permit, Plan Review, and Inspection Fees by Type

Permit Type	Permit Fee	Plan Review & Inspection Fees (number of inspections included)
New Residential (One or Two-Family Dwellings)	\$400	\$0.36/SF (25)
New Residential accessory	\$100	\$0.18/SF--\$60 Min. (25)
Res. Renovation < \$2500	\$25	\$20 (1)
Res. Renovation < \$10000	\$25	\$80 (2)
Res. Renovation > \$10000	\$25	\$160 (2)
New Commercial	\$0.60/\$1000 Value--\$600 min.	\$2.40/\$1000 Value--\$200 Min. (25)
New Institutional	\$0.60/\$1000 Value--\$600 min.	\$2.40/\$1000 Value--\$200 Min. (25)
Commercial Renovation	\$0.60/\$1000 Value--\$600 min.	\$2.40/\$1000 Value--\$200 Min. (25)
Institutional Renovation	\$0.60/\$1000 Value--\$600 min.	\$2.40/\$1000 Value--\$200 Min. (25)
Commercial Storage	\$0.60/\$1000 Value--\$600 min.	\$2.40/\$1000 Value--\$200 Min. (25)
Commercial Parking	\$100	\$0.80/500 SF (2)
Trade Permits (Electrical, Mechanical, Plumbing, Gas)	\$25	\$100 (2)
Mobile Homes	\$55	\$120 (2)
Change of Occupancy	\$25	\$80 (2)
Sign Permits	\$100	\$80 (2)
Temporary Structures	\$25	\$80 (2)
Demolition Permit	\$100	n/a
Swimming Pool (in ground)	\$25	\$160 (2)
Swimming Pool (above ground)	\$25	n/a
Annual Maintenance Permit	\$40	\$160 (0)
Special Permit Use	\$50	n/a
Miscellaneous Permit	\$25	n/a
Additional Inspections	n/a	\$60 (1)

(b) Construction Contract Required. A valid contract with total project valuation must be submitted with all new Commercial Building, Commercial Storage, Commercial Renovation, New Institutional, Institutional Renovation, and Commercial Storage permit applications in order to determine permit fees. **When (i) no contract is available or (ii) the result is a lower total fee, the Building Official may use \$0.12 per square foot for permit fee and \$0.48 per square foot for plan review and inspection fees for these types of permits. The minimum permit fee and minimum plan review and inspection fee, as expressed in (a) above, shall apply.**

(c) Additional Building Inspections. If additional inspections are required, the applicant shall pay additional fees prior to the Parish issuing the final certificate of occupancy.

- (d) Fees non-refundable. Permit fees are non-refundable. Plan review and inspections fees may be partially refundable on a pro-rata basis.
- (e) Fees when Third Party Providers are utilized. Plan Review and Inspection Fees shall apply when Third Party Providers are utilized and a discount may be provided so long as said discount does not exceed 40% of the standard Plan Review and Inspection Fee that would otherwise be charged to the applicant. In the instance that a Third Party Provider is used for plan review only, there shall be no discount. In the instance that the Third Party Provider is used for inspections only, the discount shall be no greater than 30% of the standard permit fee.

SECTION II. That the above-noted changes become effective August 1, 2010.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO,
COCHRAN, LAMBERT, NUSS
NAYS: HOGAN
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.
 SECRETARY: Barbara Jean Tucker
 DLVD/PARISH PRESIDENT: July 27, 2010
 APPROVED: ✓ DISAPPROVED: _____
 PARISH PRESIDENT: U. S. H.
 RETD/SECRETARY: July 27, 2010
 AT: 11:20 AM RECD BY: BGT

2010-0183

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 10-7-14

An ordinance approving and authorizing the execution of Change Order No. 1(Final) for Parish Project No. P090202 Install New Pump and Station Cover New Sarpy PS to decrease the contract amount by \$13,718.49 and add forty (40) days to the contract time.

WHEREAS, Ordinance No. 09-10-7, adopted October 19, 2009, by the St. Charles Parish Council, approved and authorized the execution of a contract with Thigpen Construction Company for Parish Project No. P090202, Install New Pump and Station Cover New Sarpy PS in the amount of \$247,300.00; and,

WHEREAS, the decrease in contract amount resulted from the deletion of one line item and decrease of two line items in the amount of \$29,500 more than offsetting the addition of ten line items in the amount of \$15,781.51; and,

WHEREAS, the increase in contract time was needed to account for the longer than anticipated lead time of the new station cover.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Change Order No. 1(Final) for Parish Project No. P090202, Install New Pump and Station Cover New Sarpy PS to decrease the contract amount by \$13,718.49 and increase the contract time by forty (40) days is hereby approved and accepted.

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

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.
SECRETARY: Burton Jacob Tucker
DLVD/PARISH PRESIDENT: July 27, 2010
APPROVED: _____ DISAPPROVED: _____
PARISH PRESIDENT: [Signature]
RETD/SECRETARY: July 27, 2010
AT: 11:20 AM RECD BY: [Signature]

CHANGE ORDER

No. 1

DATE OF ISSUANCE April 20, 2010

EFFECTIVE DATE _____

OWNER St. Charles Parish Department of Public Works and Wastewater

CONTRACTOR Thigpen Construction Co., Inc.

Contract: _____

Project: **Replace Pump And Install Cover New Sarpy Pump Station**

OWNER's Contract No. P090202

ENGINEER's Contract No. N/A

ENGINEER Danny J. Hebert, P. E., L.L.C.

You are directed to make the following changes in the Contract Documents:

Description:

A. Revise the Following Work Item Quantities:

New Item10 Lump Sum Flange Work (T&M)	\$5,445.00
New Item11 Lump Sum New Drive	\$439.01
New Item12 Lump Sum Low Voltage Transformer (site lighting)	\$240.00
Contract Item 4 Deduct for Pump Skids	(\$1,000.00)
Contract Item 5 Deduct for Pre-Engineered Canopy	(\$8,500.00)
New Item13 Lump Sum Tower Removal	\$500.00
New Item14 330 Square Yards Cloth Geotextile	\$990.00
New Item15 91.5 Tons 610 Stone	\$4,117.50
New Item16 Lump Sum Exhaust Pipes	\$800.00
New Item17 Lump Sum Stone Installation	\$2,250.00
New Item18 Lump Sum Move Shower	\$500.00
New Item19 Lump Sum Move Fuel Tank	\$500.00
Contract Item 9 Deduct for Miscellaneous/Relocation of Infrastructure	(\$20,000.00)
TOTAL CREDIT	\$13,718.49

See Attachment No 1 - Description of Changes for more detail

Reason for Change Order:

1) Contract Quantities:

- Item 10-12 Modified discharge flange to fit new pump. Modified drive shaft to fit new gear box to diesel motor.
- Item 13-19 Items requested by St. Charles Parish to upgrade station ground and work area and enhance station security

2) Contract Time:

- The contractor submitted a pre-fab recreational cover as a substitute for the build in place in the design and would give the parish a deduct because of lower cost. Multiple iterations of engineer and owner reviews were required to modify their design to fit our requirements of equipment access hatches, wind load design, and personnel safety in removing the panels. Once their design was modified, wind load calculations were required since their standard structure was modified in order to make sure it met our 130mph design. This process took approximately 60 days to complete before the cover was put in to their manufacturing process. All other project requirements were completed – replacing the old pump, etc – within the original contract allotted 100 days. The parish received a \$8500 deduct by working with the engineer and manufacturer and achieving an acceptable design.

Attachments: (List documents supporting change)

1. Email from Lucas H. Ehrensing, Jr., Date 4/28/10, 1 Page, Re: Cost Breakdown on Remaining Items
2. Email from Luke Ehrensing, Dated 3/15/10-3/17/10, 3 Pages, Re: Pricing-New Sarpy
3. Email from Luke Ehrensing, Dated 3/8/10, Re: New Sarpy Canopy-Revised Pricing

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>247,300.00</u>
Net Increase (Decrease) from previous Change Orders No. ___ to ___: \$ <u>N/A</u>
Contract Price prior to this Change Order: \$ <u>247,300.00</u>
Net (increase) decrease of this Change Order: \$ <u>(13,718.49)</u>
Contract Price with all approved Change Orders: \$ <u>233,581.51</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: <u>March 11, 2010</u> Ready for final payment: <u>N/A</u> (days or dates)
Net change from previous Change Orders No. ___ to No. ___: Substantial Completion: <u>N/A</u> Ready for final payment: <u>N/A</u> (days)
Contract Times prior to this Change Order: Substantial Completion: <u>March 11, 2010</u> Ready for final payment: <u>N/A</u> (days or dates)
Net increase (decrease) this Change Order: Substantial Completion: <u>40 Days</u> Ready for final payment: <u>N/A</u> (days)
Contract Times with all approved Change Orders: Substantial Completion: <u>April 20, 2010</u> Ready for final payment: <u>N/A</u> (days or dates)

RECOMMENDED:

By: [Signature]
 ENGINEER (Authorized Signature)

APPROVED:

By: [Signature]
 OWNER (Authorized Signature)

ACCEPTED:

By: [Signature]
 CONTRACTOR (Authorized Signature)

Date: 7/1/10

Date: 7/27/10

Date: 7-2-10

EJCDC 1910-8-B (1996 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America and the Construction Specifications Institute.

ATTACHMENT NO 1 - DESCRIPTION OF CHANGES

P090202 Replace Pump and Install Station Cover New Sarpy PS

Item No.	Description	Unit	Unit Price	Original Contract		Change Order No. 1		Change Order No. 2		Total to Date		Increases	Decreases	Deletions	Additions	
				Quantity	Cost	Quantity	Cost	Quantity	Cost	Quantity	Cost					
1	36" Vertical Lift Pump Replacement, includes millwright adjustments and welding to pump skids.	EA	\$80,000.00	1.00	\$80,000.00		\$0.00			1.00	\$80,000.00					
2	Propeller Pump Combination Drive	EA	\$24,000.00	1.00	\$24,000.00		\$0.00			1.00	\$24,000.00					
3	Relocate Electrical Feed (S.S. Control Panels, includes subsurface feed to existing power pole.)	EA	\$30,000.00	2.00	\$60,000.00		\$0.00			2.00	\$60,000.00					
4	Replace Pump Skids (Complete including installation to concrete deck.)	EA	\$2,000.00	1.00	\$2,000.00	0.50	\$1,000.00			0.50	\$1,000.00		\$1,000.00			
5	Pump Canopy (Complete including installation and permanent bracing.)	EA	\$48,000.00	1.00	\$48,000.00	0.18	\$8,500.00			0.82	\$39,500.00		\$8,500.00			
6	Replace/Modify Fencing, 8' Heavy Duty H.D. Galvanized, including double leaf gates, anchor to existing concrete with S. S. anchors.	LF	\$55.00	180.00	\$9,900.00		\$0.00			180.00	\$9,900.00					
7	Connect Control Panel to St. Charles Parish telemetry system (Interface cost by St. Charles Parish)	EA	\$1,000.00	1.00	\$1,000.00		\$0.00			1.00	\$1,000.00					
8	Project Sign	EA	\$2,400.00	1.00	\$2,400.00		\$0.00			1.00	\$2,400.00					
9	Miscellaneous/Relocation of Infrastructure	LS	\$20,000.00	1.00	\$20,000.00	1.00	\$20,000.00			0.00	\$0.00		\$20,000.00			
10	Inst new flange on discharge pipe	LS	\$5,445.00	1.00	\$5,445.00		\$5,445.00			1.00	\$5,445.00				\$5,445.00	
11	Modify drive shaft	LS	\$439.01	1.00	\$439.01		\$439.01			1.00	\$439.01				\$439.01	
12	Low voltage transformer	LS	\$240.00	1.00	\$240.00		\$240.00			1.00	\$240.00				\$240.00	
13	Abandoned tower removal	LS	\$500.00	1.00	\$500.00		\$500.00			1.00	\$500.00				\$500.00	
14	Geotextile cloth	SYDS	\$3.00	330.00	\$990.00		\$990.00			330.00	\$990.00				\$990.00	
15	Crushed stone	Tons	\$45.00	91.50	\$4,117.50		\$4,117.50			91.50	\$4,117.50				\$4,117.50	
16	Exhaust pipe for diesel motor	LS	\$800.00	1.00	\$800.00		\$800.00			1.00	\$800.00				\$800.00	
17	Install Rip Rap	LS	\$2,250.00	1.00	\$2,250.00		\$2,250.00			1.00	\$2,250.00				\$2,250.00	
18	Relocate safety shower	LS	\$500.00	1.00	\$500.00		\$500.00			1.00	\$500.00				\$500.00	
19	Relocate fuel tank	LS	\$500.00	1.00	\$500.00		\$500.00			1.00	\$500.00				\$500.00	
20										0.00	\$0.00					
21										0.00	\$0.00					
22										0.00	\$0.00					
23										0.00	\$0.00					
24										0.00	\$0.00					
25										0.00	\$0.00					
26										0.00	\$0.00					
27										0.00	\$0.00					
28										0.00	\$0.00					
29										0.00	\$0.00					
30										0.00	\$0.00					
				TOTALS:		\$247,300.00	(\$13,718.49)	\$0.00	\$233,581.51	\$0.00	(\$9,500.00)	(\$20,000.00)	\$15,781.51			

-5.55% of Base Bid

(\$13,718.49)

RESULTING COST INCREASE TO ST. CHARLES PARISH

THIGPEN CONSTRUCTION CO., INC.
GENERAL CONTRACTORS
LICENSED - BONDED - INSURED

361 Almedia Road
P.O. Box 810
St. Rose, LA 70087
(504) 467-6336

April 28, 2010

Danny Hebert, P.E.
Civil and Environmental Consulting Engineers
13919 River Rd, One American Plaza, Suite 310
Luling, LA 70070

Via Email

Re: Cost Breakdown on Remaining Items-New Sarpy Pump Station

Dear Mr. Hebert,

- 1) Add-Breaker to feed low voltage transformer for site lighting-\$240.00. No labor charged to install.
- 2) Deduct-Pump Skids were painted not replaced-(\$1,000.00)
- 3) Add-Moving Fuel Tank **\$500.00**
- 4) Add-Flange Work-(Welder, truck, and welding equipment @ \$ 85.00/hr x 17hrs=\$1,445.00
Thigpen Crew (1 Foreman, 1 Operator, 2 Laborers, Welding Truck, Boat, Walking Scaffold) @
\$1,000.00/day x 4days= \$4,000.00. Total add-\$ **5,445.00**

Please review and let me know if you have any questions.

Sincerely,

Lucas H. Ehrensing, Jr.
Vice President

Danny Hebert

From: luke ehrensing [lukeehrensing@gmail.com]
Sent: Tuesday, April 27, 2010 4:59 PM
To: Danny Hebert
Subject: Exhaust Pricing-New Sarpy-For Change Order

----- Forwarded message -----

From: **Danny Hebert** <dhebert@hebertengineering.com>
Date: Wed, Mar 17, 2010 at 4:34 PM
Subject: FW: FW: Pricing-New Sarpy
To: luke ehrensing <lukeehrensing@gmail.com>
Cc: Johnny Thompson <jthompson220@cox.net>, Scott Naquin <snaquin@mlengine.com>

Luke-

Please see directive below from Mr. Schultz and proceed accordingly.

Regards-

Danny

From: Greg Schultz [mailto:gshultz@stcharlesgov.net]
Sent: Wednesday, March 17, 2010 3:53 PM
To: Danny Hebert
Cc: Johnny Thompson; Scott Naquin
Subject: RE: FW: Pricing-New Sarpy

Proceed with installing the exhaust piping. \$800

Greg

From: Danny Hebert [mailto:dhebert@hebertengineering.com]
Sent: Wednesday, March 17, 2010 12:35 PM
To: Greg Schultz
Cc: 'Johnny Thompson'; 'Scott Naquin'
Subject: FW: FW: Pricing-New Sarpy

Greg-

To: Danny Hebert
Cc: Greg Schultz
Subject: Re: Pricing-New Sarpy

Danny,

The price to install rip rap is \$15.00/Ton. My estimate was 150 tons to do the job, that would be \$ 2,250.00 for the installation. Parish to provide the rip rap.

Let me know if you need anything else.

Luke

On Wed, Mar 17, 2010 at 5:05 PM, Danny Hebert <dhebert@hebertengineering.com> wrote:

Thanks

From: luke ehrensing [<mailto:lukeehrensing@gmail.com>]
Sent: Wednesday, March 17, 2010 4:59 PM
To: Greg Schultz
Cc: Danny Hebert
Subject: Re: Pricing-New Sarpy

Greg,

Yes, you are correct we will be within the 180 LF of fencing for the project.

Luke

On Wed, Mar 17, 2010 at 4:52 PM, Greg Schultz <gschultz@stcharlesgov.net> wrote:

Danny, as we determined today, we will add a fence line from the northwest corner fence post to the waterline including an extension to prevent walkaround. We will also keep the existing corner post on each side facing the suction area and tie the new fence to those post. The partial fencing running towards the pumps will also remain. Luke took measurements and believes that we are still within the 180 Ln Ft bid item. **Luke, can you confirm??** Based on this, we will not go forward with the request to add pipe post below.

I have reviewed the items below. It appears that most if not all of these items can be completed and still be within the allocated amount for the project and contingencies.

Should I have Thigpen proceed?

Thanks Danny

From: luke ehrensing [mailto:lukeehrensing@gmail.com]
Sent: Monday, March 15, 2010 8:12 PM
To: Danny Hebert
Cc: Greg Schultz
Subject: Pricing-New Sarpy

Danny,

Below is some cost estimates on the items Greg Schultz requested:

1) Removal of abandoned antenna tower: \$ 500.00

2) Grade, add cloth, and 610 crushed concrete in area on interior side of existing fence and part of roadway leading into fences +/- 20 LF on either side of fence:

Cloth 330 SYD @ \$3.00/SYD = \$ 990.00
170 tons of 610 Crushed concrete @ \$ 45.00/Ton = \$ 7,650.00
91.5

3) Add rip rap in the 50' x 15' area on exterior side of existing fence:

150 tons of # 30 Rip rap @ \$ 60.00/Ton = \$ 9,000.00

These were my estimates without any surveying. You have the unit price/ton and we will only bill you for what we bring to the job.

3) Exhaust pipe extensions-I'm waiting on pricing from M&L- I will send to you when I receive pricing.

Hey Greg-

Please see the email below.

Based on our discussion earlier, do you approve of the classic-rec system with the smaller 30# panels? This allows you to remove the panels without removing flashing/gutters, etc. The colors you requested are available.

Also, do you want Thigpen to install the (8) eyebolts for attaching personal fall protection? If so then the credit would be \$6500 dollars. If not then the credit would be \$8500 dollars.

Please let me know ASAP as the system has a several week delivery time.

Thanks, call if questions.

Danny Hebert

--- On Mon, 3/8/10, luke ehrensing <lukeehrensing@gmail.com> wrote:

From: luke ehrensing <lukeehrensing@gmail.com>
Subject: New Sarpy Canopy-Revised Pricing
To: "Danny Hebert" <dhebert@hebertengineering.com>
Cc: "Linda Schuster" <linda@tcc.nocoxmail.com>
Date: Monday, March 8, 2010, 7:41 PM

Danny,

The revised pricing for the Canopy at the New Sarpy Pump Station we discussed. The cost deduction is as follows:

Original Bid Price \$ 48,000.00

Prefabricated Metal Shelter-\$ 39,500.00

Installation of 8 eyebolts at locations to be determined by others- \$ 2,000.00

(cables and fall protection system to be installed by others)

Total Deduction- (\$ 6,500.00)

Let me know if you have any questions.

CHANGE ORDER

INSTRUCTIONS

A. GENERAL INFORMATION

This document was developed to provide a uniform format for handling contract changes that affect Contract Price or Contract Times. Changes that have been initiated by a Work Change Directive must be incorporated into a subsequent Change Order if they affect Price or Times.

Changes that affect Contract Price or Contract Times should be promptly covered by a Change Order. The practice of accumulating Change Orders to reduce the administrative burden may lead to unnecessary disputes.

If Milestones have been listed in the Agreement, any effect of a Change Order thereon should be addressed.

For supplemental instructions and minor changes not involving a change in the Contract Price or Contract Times, a Field Order should be used.

B. COMPLETING THE CHANGE ORDER FORM

Engineer normally initiates the form, including a description of the changes involved and attachments based upon documents and proposals submitted by Contractor, or requests from Owner, or both.

Once Engineer has completed and signed the form, all copies should be sent to Owner or Contractor for approval, depending on whether the Change Order is a true order to the Contractor or the formalization of a negotiated agreement for a previously performed change. After approval by one contracting party, all copies should be sent to the other party for approval. Engineer should make distribution of executed copies after approval by both parties.

If a change only applies to price or to times, cross out the part of the tabulation that does not apply.

2010-0209

INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 10-7-15

An ordinance to approve and authorize the execution of an Act of Cash Sale by David J. Vial, M.D., L. L. C., to St. Charles Parish for a certain 7.3788 acre parcel of property located at 166 Scorpio Street in Hahnville.

WHEREAS, the current Department of Public Works maintenance yard, office and shop are located at 307 Third Street in Luling partly on an unimproved street right-of-way and partly on Department of Waterworks property; and,

WHEREAS, the Department of Waterworks is in need of expanding its facility at 301 Third Street; and,

WHEREAS, the Parish is in need of additional property to relocate the Department of Public Works maintenance yard and provide for future expansion; and,

WHEREAS, David J. Vial, M.D., L. L. C., is the owner of a certain 7.3788 acre parcel of property located at 166 Scorpio Street in Hahnville, designated as Lot DV-1, as per the Survey Plat prepared by Riverlands Surveying Company which would house the current Department of Public Works maintenance yard and provide for future expansion; and,

WHEREAS, it is the desire of the Parish Council to acquire said property.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Act of Cash Sale by David J. Vial, M.D., L. L. C., to St. Charles Parish for the above described property in the amount of \$404,675.00 is hereby approved.

SECTION II. That the Parish President is hereby authorized to execute said Act of Cash Sale on behalf of St. Charles Parish.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN,
COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Billy Raymond, Sr.

SECRETARY: Barbara Jane Tucker

DLVD/PARISH PRESIDENT: July 27, 2010

APPROVED: ✓ DISAPPROVED: _____

PARISH PRESIDENT: None

RETD/SECRETARY: July 27, 2010

AT: 11:20 AM RECD BY: CSA

ACT OF CASH SALE

UNITED STATES OF AMERICA

BY: DAVID J. VIAL, M.D., L.L.C.

STATE OF LOUISIANA

TO: PARISH OF ST. CHARLES

PARISH OF ST. CHARLES

BE IT KNOWN, that on this ____ day of _____, in the year of Our Lord Two Thousand Ten (2010).

BEFORE ME, LOUIS G. AUTHEMENT, Notary Public, duly commissioned and qualified, in and for the Parish of St. Charles, therein residing, and in the presence of the witnesses hereinafter named and undersigned:

PERSONALLY CAME AND APPEARED:

DAVID J. VIAL, M.D., L.L.C. (TIN:****), a Louisiana limited liability company domiciled in the Parish of St. Charles, with its stated address at 126 Post Drive, Luling, Louisiana 70070, appearing herein in accordance with the attached Certificate of Authority by and through the **SUCCESSION OF DAVID J. VIAL, M. D.**, (TIN:****), Proceeding No. P-8689, Div. "C" 29th Judicial District Court for the Parish of St. Charles, State of Louisiana appearing herein through its duly appointed Co-Independent Administrators, Stephen O. Vial and Francesca Vial, pursuant to the attached Letters of Co-Independent Administrators incorporated herein by reference,

hereinafter referred to as seller, who declared that it does by these presents grant, bargain, sell, convey, transfer, assign, set over, abandon and deliver, with all legal warranties and with full substitution and subrogation in and to all the rights and actions of warranty which it has or may have against all preceding owners and vendors, unto:

ST. CHARLES PARISH, a political subdivision of the State of Louisiana, herein represented by its President, V.J. St. Pierre, Jr., whose mailing address is P. O. Box 302, Hahnville, Louisiana, 70057; pursuant to the authority granted by File No. 2010-0209, Ordinance No. 10-7-15 adopted by the St. Charles Parish Council on July 26, 2010, a copy of which is attached hereto and made a part hereof;

hereinafter referred to as purchaser, here present accepting, and purchasing for itself, its successors and assigns, and acknowledging due delivery and possession thereof, all and singular the following described property, to-wit:

ONE CERTAIN LOT OR PORTION OF GROUND, together with all buildings and improvements thereon, and all rights, ways, privileges, servitudes, appurtenances, and advantages thereunto belonging or in anywise appertaining, situated in the Parish of St. Charles, State of Louisiana, in Sections 3, 23 and 68,

T13S-R20E designated as **LOT DV-1** on that certain survey and plan of resubdivision by Riverlands Surveying Company entitled "Survey Plat and Resubdivision of Hahville Land & Development Co., Inc. Tract, a Portion of a 2.5' Reserved Strip & Lot 88 of St. Charles Industrial Complex into Lots Herein Designated as Lot DV-1, DV-2 & Remainder of Hahnville Land & Development Co., Inc. Tract (the "Survey") dated May ___, 2010 and approved by the St. Charles Parish President and Director of Planning and Zoning and recorded at COB ___, folio ___, Instrument No. _____, according to which Lot DV-1 measures as follows:

Lot DV-1 has a front along Scorpio Street of 100' along a bearing line of S67°53'05"W; proceed from a #4 iron rod set at the Southwest corner of Lot DV-1 along Scorpio Street (the "Point of Beginning") a distance of 167.50' along a bearing line of N22°06'55"W to a point marked with a #4 iron rod; thence proceed a distance of 277.92' along a bearing line of S67°53'05"W to a point; thence proceed a distance of 394.28' along a bearing line of N22°06'55"W to a point; thence proceed a distance of 756.39' along a bearing line of N67°57'02"E to a point marked with a #4 iron rod; thence proceed a distance of 309.69' along a bearing line of S22°03'14"E to a point; thence proceed 81.86' along a bearing line of N67°56'46"E to a point marked with a #4 iron rod; thence proceed 83.63' along a bearing line of S22°06'55"E to a point marked with a #4 iron rod; thence proceed 460.00' along a bearing line of S67°53'05"W to a point marked with a #4 iron rod; thence proceed 167.50' along a bearing of S22°06'55"E to a point marked with a #4 iron rod; thence proceed 100' along a bearing line of S67°53'05"W back to the Point of Beginning, consisting of 7.3788 acres all as more fully shown on the Survey which is incorporated herein by reference.

Being a portion of the same property acquired by seller herein by act dated December 27, 1999, and recorded at COB 562, folio 733.

The above-described property is subject to:

- 1) Apparent ditch servitudes as depicted on the Survey.
- 2) 5' Servitude for water recorded at COB 257, folio 356 as depicted on the Survey.
- 3) Fence encroachment or misalignment as depicted on the Survey.

TO HAVE AND TO HOLD the above described property unto the said purchaser, its successors and assigns forever.

This sale is made and accepted for and in consideration of the price and sum of **FOUR HUNDRED AND FOUR THOUSAND SIX HUNDRED SEVENTY FIVE AND NO/100 (\$404,675.00) DOLLARS** Cash, which the said purchaser has well and truly paid, in ready and current money to the said seller who hereby acknowledges the receipt and sufficiency thereof and grants full acquittance and discharge therefor.

Purchaser accepts the above described property subject to the restrictions referred to herein and agrees for itself, its successors and assigns to be bound thereby.

All State and Parish taxes up to and including the taxes due and exigible in 2009 have been paid as per representation by seller herein.

All parties hereby agree to waive the production of tax and mortgage certificates and hereby relieve and release me, Notary, for any liability regarding their non-production. Should any zoning, planning or other Parish ordinances affect this transfer, the parties hereto relieve me, Notary, from any liability or for any responsibility to determine or see to compliance of these regulations. The parties hereto further relieve me, Notary, from any liability or for any responsibility to determine the wetland delineation or flood zone determination pertaining to the above described property.

The parties hereto declare that they have not requested an Environmental Site Assessment and/or Environmental Impact Study of the herein conveyed property; nor have they requested any kind of study or evaluation of the property or the buildings thereon for any harmful pollutant or noxious substances (including asbestos); nor have they requested any opinion or evaluation of the usability of said property due to any considerations of the environment (including a declaration that the said property is "wetlands"). The parties further acknowledge that said Notary has advised them of the availability of obtaining any of the above evaluations or studies and they have chosen to proceed without such studies; and they do hereby relieve and release me, Notary, from any responsibility in connection therewith.

The seller herein further declares that there are no judgments, mortgages or liens against the hereinabove described property and it has conveyed no portion of the premises nor done any act or allowed any act to be done which has changed or could change the boundaries of the premises.

All agreements and stipulations herein contained and all of the obligations herein assumed shall inure to the benefit of and be binding upon the successors and assigns of the respective parties hereto.

No survey or title examination was requested of or made by the undersigned Notary and the parties hereto hereby relieve and release said Notary from any and all liability in connection therewith.

As the context herein may require, the singular shall be deemed to include the plural and the masculine form shall be deemed to include the feminine and neuter.

THUS DONE AND PASSED at Hahnville, Louisiana, on the day, month and year herein first above written, in the presence of the undersigned competent witnesses, who hereunto sign their names with the said appearers, and me, Notary, after reading of the whole.

WITNESSES:

DAVID J. VIAL, M.D., L.L.C.
Through the Succession of David J. Vial M.D.

Printed Name: _____

BY: Stephen O. Vial
ITS: Independent Co- Administrator

Printed Name: _____

BY: Francesca Vial
ITS: Independent Co- Administrator

ACCEPTANCE BY:
ST. CHARLES PARISH

BY: V.J. St. PIERRE, JR.
PARISH PRESIDENT

LOUIS G. AUTHEMENT
NOTARY PUBLIC
NOTARY ID#25814

2010-0224

RESOLUTION NO. 5761

A resolution to appoint a member to the Civil Service Board.

WHEREAS, There exists a vacancy on the **CIVIL SERVICE BOARD**; due to the expiration of the term of Mr. Ralph M. Wilderson on August 1, 2010; and,

WHEREAS, It is the desire of the Parish Council to fill this vacancy; and,

NOW, THEREFORE, BE IT RESOLVED, that Mr. Ralph M. Wilderson
68 Belle Grove Drive, Destrehan, LA 70047
is hereby appointed to the **CIVIL SERVICE BOARD**; and,

BE IT FURTHER RESOLVED that said appointment shall be effective **AUGUST 1, 2010** and shall expire **AUGUST 1, 2013**.

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

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN,
COCHRAN, LAMBERT, NUSS
NAYS: NONE
ABSENT: NONE

And the resolution was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

APPOINT Civil Service Bd. PC

CHAIRMAN: Billy Raymond, Sr
SECRETARY: Bobby Jacob Tucker
DLVD/PARISH PRESIDENT: July 27, 2010
APPROVED: [Signature] DISAPPROVED: _____

PARISH PRESIDENT: [Signature]
RETD/SECRETARY: July 27, 2010
AT: 11:20 AM RECD BY: [Signature]

2010-0226

RESOLUTION NO. 5762

A resolution appointing a member to the Zoning Board of Adjustment as the District VI Representative.

WHEREAS, There exists a vacancy on the ZONING BOARD OF ADJUSTMENT due to the resignation of Mr. Joshua D. Johnson on June 25, 2010; and,

WHEREAS, it is the desire of the Parish Council to fill this vacancy; and,

NOW, THEREFORE, BE IT RESOLVED, that Mr. Robert G. Fisher, Jr. 100 Scarlett Lane, Montz, LA 70068 be appointed to fill unexpired term on the ZONING BOARD OF ADJUSTMENT as the District VI Representative; and,

BE IT FURTHER RESOLVED, that this appointment shall be effective **IMMEDIATELY** and terminate **DECEMBER 7, 2013**.

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

- YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS
- NAYS: NONE
- ABSENT: NONE

And the resolution was declared adopted this 26th day of July, 2010, to become effective five (5) days after publication in the Official Journal.

APPOINT ZBA DIST. 6 resigned

CHAIRMAN: Billy Raymond, Sr.

SECRETARY: Barbara J. Tucker

DLVD/PARISH PRESIDENT: July 27, 2010

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: W. Sullivan

RETD/SECRETARY: July 27, 2010

AT: 11:20 AM RECD BY: BOA