

2023-0029

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

ORDINANCE NO. 23-2-4

An ordinance approving and authorizing the execution of Amendment No. 1 to Ordinance No. 22-3-4 which approved a Contract with River Birch Renewable Energy, LLC, for Storm Debris Disposal 2021 (Project No. P210803).

WHEREAS, on March 7, 2022, the St. Charles Parish Council approved Ordinance No. 22-3-4, a contract with River Birch Renewable Energy, LLC for providing all necessary storm debris disposal services for the 2021 Storm Debris Disposal RFP, Project No. P210803; and,

WHEREAS, the contract between St. Charles Parish and River Birch Renewable Energy, LLC needs to be amended to revise the company name to be River Birch, LLC rather than River Birch Renewable Energy, LLC.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Amendment No. 1 to the Contract with River Birch, LLC, for Storm Debris Disposal 2021 (Project No. P210803) is hereby approved and accepted.

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

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

YEAS: BILLINGS, FONSECA, DARENSBOURG GORDON, CLULEE, GIBBS,
DUFRENE, BELLOCK, FISHER, FISHER-CORMIER
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 27th day of February, 2023, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: *Bob Billings*
SECRETARY: *Michelle Spadato*
DLVD/PARISH PRESIDENT: February 28, 2023
APPROVED: *[checkmark]* DISAPPROVED: _____

PARISH PRESIDENT: *Matthew Jewell*
RETD/SECRETARY: March 1, 2023
AT: 9:21 am RECD BY: *[signature]*

**AMENDMENT NO. 1
TO ORDINANCE
NO. 22-3-4
2021 STORM DEBRIS DISPOSAL (P210803)**

THIS AMENDMENT NO. 1 is made and entered into on this 10 day of March, 2023;

BY AND BETWEEN:

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

RIVER BIRCH, LLC, represented herein by Albert J. Ward, Jr., duly authorized by Corporate Resolution attached hereto (hereafter sometimes referred to as "CONSULTANT"):

WHEREAS, on March 7, 2022, the St. Charles Parish Council approved Ordinance No. 22-3-4, a contract with River Birch Renewable Energy, LLC for providing all necessary storm debris disposal services for the 2021 Storm Debris Disposal RFP, Project No. P210803; and,

WHEREAS, the contract between St. Charles Parish and River Birch Renewable Energy, LLC needs to be amended to revise the company name to be River Birch, LLC rather than River Birch Renewable Energy, LLC.

THUS DONE AND SIGNED in the presence of the undersigned competent witnesses, on this 10 day of March, 2023.

Witnesses:

Jennifer Crisp

Billy Raymond

ST. CHARLES PARISH

By: Matthew Jewell
Matthew Jewell
Parish President

Date: 3/1/23

RIVER BIRCH, LLC

Albert J. Ward, Jr.

By: Albert J. Ward, Jr.
Albert J. Ward, Jr.
President

Date: 3/10/23

MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF RIVER BIRCH LLC HELD
AT THE OFFICE OF THE LLC ON FEBRUARY 7, 2023, AT WHICH
A QUORUM WAS PRESENT PURSUANT TO NOTICES PREVIOUSLY GIVEN

The meeting was called to order by the President. Upon motion duly made, seconded and adopted, the following was adopted:

RESOLVED that Albert J. Ward, Jr, President, be and he is hereby authorized and empowered to execute all documents related to the following:

Request for Proposal (Project P210803) Storm Debris Disposal 2023 for the Parish of St Charles.

The President is further authorized to sign any and all documentation necessary and proper to accomplish the foregoing and to include within such documentation such terms and provisions as the said President should deem necessary and appropriate and which are not inconsistent with the terms as previously agreed to by the parties.

There being no further business, the meeting was adjourned.

CERTIFICATE

I, the undersigned Secretary of River Birch LLC hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the Board of Directors of said LLC on the 7th day of February 2023, at a meeting called pursuant to proper notice, at which a quorum was present and voting and said resolution remains in full force and effect.

Avondale, Louisiana this 7th day of February 2023.


Adrea D. Heebe, Secretary