

**2023-0031**

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

**ORDINANCE NO. 23-2-6**

An ordinance approving and authorizing the execution of an Amendment No. 1 to Ordinance No. 22-5-9 which approved the Professional Services Agreement with McKim & Creed, Inc., to perform engineering services for the Luling Pond Lift Station and Upgrades Project (Project No. S211204), in the not to exceed amount of \$470,092.00.

**WHEREAS,** On May 2, 2022, the St. Charles Parish Council approved Ordinance No. 22-5-9 to authorize an Agreement between St. Charles Parish and McKim & Creed, Inc., for the modeling/conceptual phase work of the Luling Pond Lift Station and Upgrades Project (Project No. S211204); and,

**WHEREAS,** St. Charles Parish desires for McKim & Creed, Inc., to complete all necessary permit applications and engineering design services necessary to complete drawings and specifications for bidding of the project; and,

**WHEREAS,** St. Charles Parish and McKim & Creed, Inc., have mutually agreed upon a not to exceed fee of \$470,092.00 to complete permitting and design work; and,

**WHEREAS,** the Amendment No. 1 to the Professional Services Agreement between St. Charles Parish and McKim & Creed, Inc., describes the details of the proposed services and compensation.

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

**SECTION I.** That Amendment No. 1 to the Professional Services Agreement between St. Charles Parish and McKim & Creed, Inc., for the Luling Pond Lift Station and Upgrades Project (Project No. S211204) in the amount not to exceed \$470,092.00 is hereby approved and accepted.

**SECTION II.** That the Parish President is hereby authorized to execute said Amendment on behalf of 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: *Boyd Billings*  
SECRETARY: *Michelle Dupontato*  
DLVD/PARISH PRESIDENT: February 28, 2023  
APPROVED: *[Signature]* DISAPPROVED: \_\_\_\_\_

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

**AMENDMENT NO. 1  
TO  
PROFESSIONAL SERVICES AGREEMENT  
FOR LULING POND LIFT STATION AND  
UPGRADES PROJECT (PROJECT NO.  
S211204)**

THIS AMENDMENT NO. 1 is made and entered into on this 7<sup>th</sup> 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

**MCKIM & CREED, INC.**, represented herein by David A. Einsel, P.E., duly authorized by Corporate Resolution attached hereto (hereafter sometimes referred to as “ENGINEER”):

WHEREAS, On May 2, 2022 the St. Charles Parish Council approved Ordinance No. 22-5-9 to authorize an Agreement between St. Charles Parish and McKim & Creed, Inc., for the modeling/conceptual phase work of the Luling Pond Lift Station and Upgrades Project (Project No. S211204); and,

WHEREAS, St. Charles Parish desires for McKim & Creed, Inc., to complete all necessary permit applications and engineering design services necessary to complete drawings and specifications for bidding of the project; and,

WHEREAS, St. Charles Parish and McKim & Creed, Inc., have mutually agreed upon a not to exceed fee of \$470,092.00 to complete permitting and design work.

**ATTACHMENT “A” PROJECT SCOPE:**

**PART 2 – ADDITIONAL SERVICES**

**DELETE both Survey and Geotechnical Investigation services. The OWNER will coordinate these services and agreements directly with the consultants chosen to complete the survey and geotechnical work.**

**ATTACHMENT “B” PROJECT SCHEDULE:**

**Update the following verbiage within Attachment “B”.**

	<u>Number of Days to Complete</u>
Preliminary Design Phase	30
Final Design Phase	90
Bid Phase	45
Construction Phase	365

**ATTACHMENT "C" PROJECT COMPENSATION:**

**Update the following verbiage within Attachment "C".**

OWNER shall pay ENGINEER on a Not to Exceed basis for Basic Services set forth in Attachment A as follows:

- a. The total compensation for basic services as described in Attachment A is estimated to be \$197,600.00 based on the following estimated distribution of compensation:

1. Preliminary Design Phase (30%)	\$59,280.00
2. Final Design Phase (40%)	\$79,040.00
3. Bid Phase (10%)	\$19,760.00
4. Construction Phase (including Closeout) (20%)	\$39,520.00

OWNER shall pay ENGINEER on a Not to Exceed basis for Additional Services set forth in Attachment A as follows:

a. Permitting	\$27,492.00
b. Additional Construction Administration	\$50,000.00

OWNER shall pay ENGINEER for Resident Project Representative Basic Services as follows:

1. Resident Project Representative Services: For services of ENGINEER's Resident Project Representative, if requested, as outlined in Part 2.C of Attachment A, a total amount of \$195,000.00.
2. Resident Project Representative Schedule: The total amount set forth above is based on full-time RPR Services on an eight-hour workday Monday through Friday over a 365-Day construction schedule. See Attachment C-1 for hourly rates references.

THUS DONE AND SIGNED in the presence of the undersigned competent witnesses, on this 7<sup>th</sup> day of March, 2023.

Witnesses:

Jennifer Cusp

Billy Raymond

Allaha S. Morgan

RJ Schreyer

ST. CHARLES PARISH

By: Matthew Jewell  
Matthew Jewell  
Parish President

Date: 3/1/23

MCKIM & CREED, INC.

By: David A. Einsel  
David A. Einsel, P.E.

Date: 3/7/23



2023 Schedule of Hourly Rates  
Gonzales, Louisiana

<u>Employee Classification</u>	<u>Fee/Hour</u>
<b><u>Engineering</u></b>	
Principal .....	\$295.00
Sr. Project Manager .....	\$245.00
Project Manager III .....	\$224.00
Engineer Intern.....	\$125.00
Designer II.....	\$125.00
Sr. Administrative Assistant.....	\$75.00
<b><u>Construction</u></b>	
Construction Administrator I.....	\$114.00
Project Representative II .....	\$110.00

*Rates are valid through December 31, 2022*

1022 S. Purpera Ave. | Gonzales, LA 70737  
(225) 644-5523 | [www.mckimcreed.com](http://www.mckimcreed.com)

**Excerpts from the  
MINUTES OF THE MEETING OF THE  
BOARD OF DIRECTORS  
OF MCKIM & CREED, INC**

**RESOLVED**, that Glenn Shaheen or David Einsel or Kimberly Koehl as duly authorized officers of McKim & Creed, Inc., and they are hereby authorized and empowered for and on behalf of McKim & Creed, Inc. to execute any and all documents that either deems necessary and as required to contract with St. Charles Parish, Louisiana for the year 2023 and future years until rescinded.

McKim & Creed, Inc.

BY: 

**John Lucey Jr.  
Chairman**

**CERTIFICATION**

I, Herb McKim, Secretary of McKim & Creed, Inc. do certify that the above and foregoing to be a true and correct copy of excerpts of the minutes of the Board of Directors of said Corporation, duly and legally called, convened electronically on the 3rd day of February, 2023, where at a quorum of the Directors was present and that the same has not been revoked or rescinded.

**WITNESS** my signature and the seal of the Corporation at Raleigh, North Carolina, this 7<sup>th</sup> day of February, 2023.

BY: 

**Herb McKim, Jr.  
Secretary**