

2010-0026

PETITION TO ADDRESS THE COUNCIL

St. Charles Parish Council Chairman
P. O. Box 302
Hahnville, LA 70057
(985) 783-5000

Today's Date:

Dear Chairman:

Please place my name to address the Council on:

DATE: 1-25-10

SPECIFIC TOPIC: TIM VIAL - COMPLICES OF INTERESTS

(*see specific guidelines on reverse and refer to Parish Charter- Article VII., Sec. I.) FALSE FINDING PUBLIC RECORDS

DOCUMENTS, IF ANY: YES NO LETTER ALREADY SENT IN

NAME: DALE RIRMIN

MAILING ADDRESS: 716 SAINT ROSE AVE

SAINT ROSE, LA 70087

PHONE: 504-383-5452

SIGNATURE: Dale Rirmin

Dear Constituent:

Thank you for your active participation. Your views and comments will be considered by the Council in making our decisions. The Council has a considerable amount of business to conduct in a limited amount of time, therefore, please note the following items that are expected of you:

- The Home Rule Charter provides for citizens to address the Council. It makes no provision for initiating debate, discussion, or question and answer sessions with Councilmembers or Administration Officials. Your right is also guaranteed to examine public documents as you prepare your presentation. Should you have any questions for Councilmembers and/or Department Heads as you prepare, please forward such inquiries to the Council Office to insure a timely response. Should you wish to speak to any Official or Department personally, a complete list of contact information will be furnished at your request.
- Please be brief and limit your comments to the specific subject matter on which you have requested to address the Council.
- Please forward supporting documents to the Council Secretary for distribution to the Parish Council before your scheduled appearance in order for the Council to prepare themselves, if necessary.
- Upon completion of your allotted time to address the Council, please respect the time given to Councilmembers to respond to your comments by not interrupting or interjecting remarks.
- **Slanderous remarks and comments will not be tolerated.** If slanderous remarks or comments are made, your opportunity to address the Council will end, regardless of the remaining time left to address the Council.
- Repetitious comments and subject matter will be strictly limited.

A confirmation letter will follow when your name is placed on the agenda.

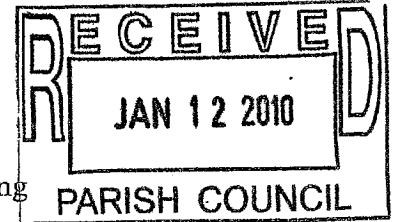
Sincerely,

Billy Raymond, Sr.

BILLY RAYMOND, SR.
COUNCIL CHAIRMAN

Dale Firmin
716 Saint Rose Avenue
Saint Rose, Louisiana 70087
December 11, 2009

Saint Charles Parish Council Secretary
Saint Charles Parish Courthouse
P.O. Box 302
Hahnville, Louisiana 70057



Subject: Request to Speak at Next Available Parish Council Meeting

Re: Falsifying Public Records, Criminal Malfeasance in Office, Conflict of Interest, Conspiracy, Misappropriation of Government Funds in regards to Chief Administrative Officer, Mr. Tim Vial.

Dear Sir or Madam:

Please consider this my request to address the Parish Council at the very next public meeting. Please include a copy of this letter to all council members and the parish president.

As you know, I have submitted proof that the contract for the East Regional Expansion Project knowingly contains false information submitted for the purpose of illegally having the contract transferred from CSRS, Inc., the firm awarded the contract, to Chenevert Architects, LLC, a firm not even incorporated or licensed at the time. Norman Chenevert was deposed on Friday, January 8, 2010 and confessed, under oath, that the author of the contract was Mr. Tim Vial. I believe that this constitutes a conflict of interest and criminal malfeasance as well as conspiracy and intentionally falsifying public records—all serious felonies. Since Chenevert Architects, LLC did not exist as a corporation or a legally licensed business, I believe that this also constitutes misappropriation of government funds and conspiracy to do the same on Mr. Vial's part.

The sworn deposition should be available by the time of the council meeting and I will present a copy of it in as far advanced as possible, or extracts from it, to be presented to the council members and entered into the public record. A separate public records request is being submitted. I am inviting U.S. District Attorney, Mr. Jim Letten, or someone from his staff, to be present. I ask that Mr. Tim Vial to be present to answer the allegations.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dale J. Firmin".

Dale Firmin

cc:

U.S. District Attorney, Jim Letten
Attorney, R. David Brown

BY MR. LOEB:

9 Q. Mr. Chenevert, I wanted to just make
10 sure we were clear about something on the
11 record. I'm going to show you a document
12 previously introduced as Exhibit No. 6. Do
13 you see that document?

14 A. Yes, I do.

15 Q. You previously identified the
16 attachment which is behind the fax transmittal
17 sheet. Can you identify that again for us,
18 please?

19 A. That is the proposed contract for
20 architectural services for the East Regional
21 Library.

22 Q. The language in the first paragraph,
23 do you see that?

24 A. I do.

25 Q. Who authored that language?

Marsha R. Wills, CCR
VERBATIM REPORTING, L.L.C.
(225) 335-8524

103

1 A. St. Charles Parish.

2 Q. Was there any part of this agreement
3 that you authored?

4 A. No. This is their standard form
5 contract for architectural services.

6 Q. Tell me how this works. They sent you
7 what, and then what happened?

8 A. What they told me to do was take my
9 St. Rose contract, mark it up, revise it, and
10 then go ahead and forward it to them in draft
11 form, and they would make the final edits.

12 Q. Who at St. Charles Parish sent you
13 this?

14 A. Tim Vial.

15 MR. LOEB:

16 That's all the questions I have.

17 MR. BROWN:

18 And I just have one last question
19 for you, Mr. Chenevert.

20 R E - E X A M I N A T I O N

21 BY MR. BROWN:

22 Q. Referring again to Exhibit No. 6 of

23 this proposed contract, did you sign that?

24 A. I did.

25 MR. BROWN:

Marsha R. Wills, CCR
VERBATIM REPORTING, L.L.C.
(225) 335-8524

104

1 That's all I have. Nothing

2 further.

3 (Whereupon, the Deposition was concluded

4 at or about 12:05 p.m.)

5

6

7

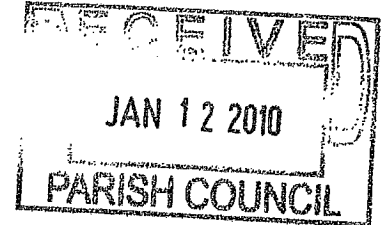
8

9

10

Dale Firmin
716 Saint Rose Avenue
Saint Rose, Louisiana 70087
December 11, 2009

Saint Charles Parish Council Secretary
Saint Charles Parish Courthouse
P.O. Box 302
Hahnville, Louisiana 70057



Subject: Public Records Request

Certified Mail Return Receipt No.: 7002-3150-0002-2593-7749

Dear Ms. Barbara Jacobs-Tucker:

I have made a public records request from Ms. desBordes and she has ignored most of it. Since it is a criminal offense to deny access to public records, I have filed criminal charges against her, however I am still without my records. Please provide me the records that she refuses. These records are with regards to contracts, invoices and payments made to Chenevert Architects, LLC with respect to the East Regional Library Project, the Saint Rose Library Expansion Project, the West Regional (Lakewood) Library Project, the Paradis Library Feasibility Study and the Hahnville Library Project.

I request the following documents:

- 1) For each of these projects, please provide a copy of the ordinance/resolution approving Chenevert Architects, LLC (not CSRS, Inc) as the architect.
- 2) Parish Ordinance 2-9 requires that this contractor must supply a questionnaire and affidavit. For each of these projects, please provide a copy of these questionnaires and affidavits.
- 3) Parish Ordinance 2-12 was modified in February 2009. Prior to this modification, all professional and architectural contracts must go out on bid regardless of the dollar amount. Please provide the Notice for Bid and proof of publication.

It is my belief that none of these documents exist. The Louisiana Public Records Act requires that you provide these documents within three to five days. If, for any reason, (including there nonexistence) you are unable to provide these documents within this time period, you must provide a written reason. Please contact me by mail when these documents are ready, or the required letter, as the case may be.

Sincerely,


Dale Firmin