

**2019-0296**

**INTRODUCED BY: LARRY COCHRAN, PARISH PRESIDENT  
(DEPARTMENT OF LEGAL SERVICES)**

**ORDINANCE NO. 19-10-1**

An ordinance to authorize the Parish President to make full and final settlement in the matter entitled **“St. Charles Parish v. Aegis Construction, Inc. and Duplantis Design Group, PC.”, 29<sup>th</sup> Judicial District Court, Parish of St. Charles, No. 84389.**

**WHEREAS,** St. Charles Parish filed a Petition for Damages alleging that Duplantis Design Group, PC failed to properly design the St. Charles Parish EOC building, and that Aegis Construction, Inc. failed to properly construct the St. Charles Parish EOC building; and,

**WHEREAS,** in the same litigation, St. Charles Parish filed a Supplemental Petition for Damages alleging that Gulf Equipment Corporation of Alabama failed to properly design and construct the communications tower adjacent to the St. Charles Parish EOC building and that MS Benbow and Associates failed to provide adequate engineering services for the communications tower and the St. Charles Parish EOC building; and,

**WHEREAS,** the parties have agreed to compromise and make a full and final settlement; and,

**WHEREAS,** the defendants have agreed to pay \$325,000.00 to St. Charles Parish, inclusive of all damages, costs and fees in exchange for a full release by St. Charles Parish for all claims asserted in this litigation against all parties.

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

**SECTION I.** That the President of St. Charles Parish is hereby authorized to settle the matter entitled **“St. Charles Parish v. Aegis Construction, Inc. and Duplantis Design Group, PC.”, 29<sup>th</sup> Judicial District Court, Parish of St. Charles, No. 84389** by accepting payment of \$325,000.00 from the defendants, payable to St. Charles Parish, in exchange for a full and final release of all claims against all parties. The President of St. Charles Parish is hereby further authorized to execute any releases or other documents necessary to complete this settlement and the dismissal of this litigation.

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

**YEAS:** BENEDETTO, HOGAN, WILSON, CLULEE, GIBBS, WOODRUFF,  
BELLOCK, FLETCHER, FISHER-PERRIER  
**NAYS:** NONE  
**ABSENT:** NONE

And the ordinance was declared adopted this 7<sup>th</sup> day of October, 2019, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: [Signature]  
SECRETARY: Michelle Spantato  
DLVD/PARISH PRESIDENT: October 9, 2019  
APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_  
PARISH PRESIDENT: \_\_\_\_\_  
RETD/SECRETARY: October 9, 2019  
AT: 2:20pm RECD BY: [Signature]