

Ord.

2001-0062

INTRODUCED BY: BARRY MINNICH, COUNCILMAN, DISTRICT VII

ORDINANCE NO. 01-4-2

An ordinance to approve and authorize the execution of an Agreement with the South Central Planning and Development Commission to provide Professional Services to develop the 2000 Reapportionment Plan.

WHEREAS, the St. Charles Parish Council is required to reapportion itself based on the results of the 2000 Census; and,

WHEREAS, in order to ensure compliance with all applicable State and Federal laws it is the desire of the Parish Council to engage Professional assistance.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That the Agreement for Professional Services between St. Charles Parish and South Central Planning and Development Commission 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: RAMCHANDRAN, FAUCHEUX, HILAIRE, FABRE, ABADIE, AUTHEMENT,
BLACK, MARINO, MINNICH
NAYS: NONE
ABSENT: NONE

And the ordinance was declared adopted this 2nd day of April, 2001, to become effective five (5) days after publication in the Official Journal.

2000 Reapportionment Plan

CHAIRMAN: Barry Minnich

SECRETARY: Barbara J. Jarob

DLVD/PARISH PRESIDENT: 04-03-01

APPROVED: DISAPPROVED:

PARISH PRESIDENT: Albert D. Legere

RETD/SECRETARY: 04-04-01

AT: MLL RECD BY: hjj

AGREEMENT FOR PROFESSIONAL SERVICES

BETWEEN

ST. CHARLES PARISH

AND

SOUTH CENTRAL PLANNING AND DEVELOPMENT COMMISSION

This agreement (AGREEMENT) made and entered into this 6 day of April,
2001

BY AND BETWEEN

- (1) St. Charles Parish, represented herein by Albert D Laque, Parish President (hereinafter sometimes referred to as "PARISH"); and
- (2) SOUTH CENTRAL PLANNING AND DEVELOPMENT COMMISSION, represented by Kevin P. Belanger, Chief Executive Officer of South Central Planning and Development Commission (hereinafter sometimes referred to as "CONSULTANT"),

For and in consideration of the agreements herein, the respective appearers having full authority of their respective entities to enter into this contract, do contract as follows:

WITNESSETH

WHEREAS, the PARISH desires to retain the CONSULTANT for the purpose of completing the "2000 Voting Districts Reapportionment Plan" and obtaining pre-clearance of said plan from the U.S. Department of Justice as required under the Federal Voting Rights Act of 1965 for the Parish of St. Charles, and;

WHEREAS, the PARISH PRESIDENT, Pursuant to Ordinance No. 01-4-2 is authorized to enter into an agreement with South Central Planning and Development Commission for professional services to the PARISH, and;

WHEREAS, CONSULTANT, represented by Kevin P. Belanger, its Chief Executive Officer, as authorized by the Board of Commissioners for South Central Planning and Development Commission, is authorized to enter into contracts and agreements on behalf of South Central Planning and Development Commission,

NOW, THEREFORE, the PARISH and the CONSULTANT for the consideration, and under the conditions set forth, do agree as follows:

I. SCOPE OF CONTRACT

This contract contains three (3) typewritten pages, signed by appearers and authenticated; "Exhibit A" consisting of the ordinance of the PARISH; and, Exhibit B, "A Proposal to Perform Redistricting Services, 2000 Reapportionment Plan", as submitted by the CONSULTANT, this contract may only be amended by written agreement of the parties specifically stating that such written agreement is intended to amend this contract. The written communications between the parties called for hereunder shall not constitute amendments to this contract.

II. SCOPE OF SERVICES

South Central Planning and Development Commission will perform the tasks, as specified in Exhibit B, in completing the "2000 Reapportionment Plan" and obtaining pre-clearance of said plan from the U.S. Department of Justice, as required under the Federal Voting Rights Act of 1965 on behalf of both the St. Charles Parish Council, and the St. Charles Parish School Board, if requested by the School Board.

III. PARISH'S RESPONSIBILITIES

- A. Authorize the CONSULTANT to perform certain specific tasks, the scope of, the schedule for completion of and the fee for, being mutually agreed upon by the CONSULTANT and the Parish. The scope of these tasks will be based upon the type of work delineated in this agreement and the recommendations adopted by the PARISH. If the CONSULTANT cannot perform according to the schedule, through no fault of his own, he shall apply to the PARISH for an extension of time to perform. Such request shall not be unreasonably denied.
- B. Furnish to CONSULTANT all existing plans, reports and other available data as well as, if possible, obtain additional reports and data as required which are pertinent to the completion of the services to be provided under the terms of this contract, that SCP&DC may not already have.
- C. Arrange reasonable access to Public Records and Property as required.
- D. PARISH shall elect in writing to either be billed direct for 100% of billing, or a percentage thereof.

IV. COMPENSATION

- A. CONSULTANT shall be compensated on a fixed fee lump-sum basis of Twenty Five Thousand Dollars (\$25,000).
 - a. CONSULTANT shall invoice the PARISH on a monthly basis, if there is enough activity for that month.
 - b. CONSULTANT shall invoice the PARISH on a percentage of completion as detailed by task in Exhibit B.
 - c. Invoices shall be payable to the CONSULTANT within thirty (30) days of receipt.

V. ASSIGNABILITY

The CONSULTANT shall not assign any interest in this contract and shall not transfer any interest in the same without prior written consent of the PARISH.

VI. DURATION OF AGREEMENT

A. This Agreement shall continue in full force until preclearance is received by St. Charles Parish for Parish Council, School Board, Justice of the Peace and Constable Districts from the U. S. Department of Justice.

IN WITNESS WHEREOF, the parties hereto have affixed their legal hand in multiple counterparts on this 6 day of April, 2001.

WITNESSES:

Barbara J. Gant
Valerie Berthelot

ST. CHARLES PARISH

BY: Albert D. Laque
Mr. Albert D. Laque
Parish President

CONSULTANT:

SOUTH CENTRAL PLANNING AND
DEVELOPMENT COMMISSION
HOUMA, LOUISIANA

Melissa B. Meneau
Julie D. Bondreau

BY: Kevin P. Belanger
Kevin P. Belanger
Chief Executive Officer