

**LAFOURCHE PARISH COUNCIL  
NOVEMBER 22, 2011  
UNANIMOUS AGENDA**

**A. PROPOSED ORDINANCES:**

1. **PROPOSED ORDINANCE providing for a 2011 Supplemental Appropriation (11-036) within the 2011 Operations and Maintenance Budget and the 2011 Capital Budget to de-obligate remaining funding for the Wharf and Pavilion Project for Council District No. 2** and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter. (M. DELATTE FOR ADMINISTRATION)
2. **PROPOSED ORDINANCE amending Ordinance Number 5046 that provided for a 2011 Supplemental Appropriation (11-033) within the 2011 Operations and Maintenance Budget and the 2011 Capital Budget to fund the repair of the Ferd H. Block Building Balcony, the Relocation of LA 1 and Highway 24 Connection, and de-obligate funding of the East 1<sup>ST</sup> and 2<sup>ND</sup> Streets Drainage Project** and authorizing the Parish President to sign, execute and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter. (P. GOUAUX FOR ADMINISTRATION)

**B. RESOLUTIONS:**

3. **RESOLUTION requesting the Lafourche Parish District Attorney to render an opinion on who owns the right of way that the utility company has in the Parish of Lafourche.** (J. FERTITTA)
4. **RESOLUTION approving Change Order No. 2 to the project entitled “Renovations to the Mathews Government Complex” for an increase in contract sum by \$200,917.00 and an increase in contract time by 45 days** and authorizing the Parish President to sign, execute and administer any and all relevant documents upon State approval. (L. TOUPS FOR ADMINISTRATION)

# ITEM 1

The following ordinance was introduced by \_\_\_\_\_ in regular session convened on \_\_\_\_\_.

## PROPOSED ORDINANCE

The following ordinance, having been previously introduced and published, was offered for final adoption by \_\_\_\_\_, seconded by \_\_\_\_\_.

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE PROVIDING FOR A 2011 SUPPLEMENTAL APPROPRIATION (11-036) WITHIN THE 2011 OPERATIONS AND MAINTENANCE BUDGET AND THE 2011 CAPITAL BUDGET TO DE-OBLIGATE REMAINING FUNDING FOR THE WHARF AND PAVILION PROJECT FOR COUNCIL DISTRICT 2 AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE, AND ADMINISTER SAID TRANSACTIONS AS PROVIDED FOR BY ARTICLE VI OF THE LAFOURCHE PARISH HOME RULE CHARTER.**

**WHEREAS**, administration has determined it is necessary to de-obligate remaining funding for the Wharf and Pavilion Project in Council District 2 (project 09010); and

**WHEREAS**, this ordinance was sponsored for Administration by Mr. Michael Delatte, Councilman, District 2; and

**WHEREAS**, it is recommended by the Administration of the Lafourche Parish Government that the council approve the de-obligation of the remaining funding for the Wharf and Pavilion Project in Council District 2 and authorizes the Parish President to sign, execute, and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.



**THEREFORE BE IT ORDAINED**, by the Lafourche Parish Council, convened in Regular Session on \_\_\_\_\_, and hereby authorizes the Parish President to sign, execute, and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter; and

**BE IF FURTHER ORDAINED**, that:

**SECTION 1.** A supplemental appropriation of the 2011 Operations and Maintenance Budget is hereby approved as follows:

### **FUND 110 – RECREATION**

To de-obligate remaining funding for the Wharf and Pavilion Project for Council District 2 (project 09010);

# ITEM 1

1. a decrease in TRANSFERS OUT to fund 299 in the amount of \$4,600 for project 09010.

**SECTION 2.** A supplemental appropriation of the 2011 Capital Budget is hereby approved as follows:

## **FUND 299 - CAPITAL PROJECTS**

To de-obligate remaining funding for the Wharf and Pavilion Project for Council District 2 (project 09010);

1. a decrease in TRANSFERS IN from fund 110 in the amount of \$4,600 for project 09010
2. a decrease in CAPITAL OUTLAY in the amount of \$4,600 in the amount of \$4,600

**SECTION 3.** If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this ordinance which can be given affect without the invalid provisions, items or application, and to this end the provisions of this ordinance are declared severable.

**SECTION 4.** All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

**SECTION 5.** This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

**SECTION 6.** A certified copy of this ordinance shall be forwarded to Lafourche Parish Government's Finance Department, Department of Parks and Recreation, and the Parish Administrator.

**SECTION 7.** This Ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of said council, was then submitted to an official vote as a whole, the vote thereon being as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

**NOT VOTING:**

**SECTION 8.** This Ordinance shall become effective on December 13, 2011.

# ITEM 1

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**LOUIS RICHARD, CHAIRMAN  
LAFOURCHE PARISH COUNCIL**

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

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**Delivered to the Parish President on**

\_\_\_\_\_, 2011, at \_\_\_\_\_, \_\_.m.

**APPROVED:** \_\_\_\_\_

**VETOED:** \_\_\_\_\_

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**Charlotte A. Randolph  
Lafourche Parish President**

**Returned to the Council Clerk on**

\_\_\_\_\_, 2011, at \_\_\_\_\_, \_\_.m.

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Ordinance No.\_\_\_\_\_, enacted by the Assembled Council in Regular Session on \_\_\_\_\_, at which meeting a quorum was present, and was finally adopted on \_\_\_\_\_.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS \_\_\_\_\_, DAY OF \_\_\_\_\_, 2011.

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

DATE PUBLISHED: \_\_\_\_\_

DATE EFFECTIVE: \_\_\_\_\_

# ITEM 2

The following ordinance was introduced by \_\_\_\_\_ in regular session convened on \_\_\_\_\_.

## PROPOSED ORDINANCE

The following ordinance, having been previously introduced and published, was offered for final adoption by \_\_\_\_\_, seconded by \_\_\_\_\_.

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE AMENDING ORDINANCE NUMBER 5046 THAT PROVIDED FOR A 2011 SUPPLEMENTAL APPROPRIATION (11-033) WITHIN THE 2011 OPERATIONS AND MAINTENANCE BUDGET AND THE 2011 CAPITAL BUDGET TO FUND THE REPAIR OF THE FERD H. BLOCK BUILDING BALCONY, THE RELOCATION OF LA 1 AND HIGHWAY 24 CONNECTION, AND DE-OBLIGATE FUNDING OF THE EAST 1<sup>ST</sup> AND 2<sup>ND</sup> STREETS DRAINAGE PROJECT AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE, AND ADMINISTER SAID TRANSACTIONS AS PROVIDED FOR BY ARTICLE VI OF THE LAFOURCHE PARISH HOME RULE CHARTER.**

**WHEREAS**, administration has determined it necessary to repair the Ferd H. Block Building Balcony (project 11049); funding in the amount of \$20,000 **28,000** will be transferred from Building and Maintenance (Fund 102); and

**WHEREAS**, administration has determined it is necessary to relocate the LA 1 and Highway 24 connection (project 11050): funding in the amount of \$50,000 will be transferred from Road Sales Tax District 2 (Fund 161); and

**WHEREAS**, administration has determined it is necessary to de-obligate funding from the East 1<sup>st</sup> and 2<sup>nd</sup> Street Drainage Project (project 11007); funding in the amount of \$75,578.96 will be transferred from Capital Outlay Road Sales Tax District 2 (Fund 201); and

**WHEREAS**, this ordinance was sponsored for Administration by Mr. Phillip Gouaux, Councilman, District 7; and

**WHEREAS**, it is recommended by the Administration of the Lafourche Parish Government that the council approve the above adjustments of the 2011 Operations and Maintenance and Capital Budgets and authorizes the Parish President to sign, execute, and administer said transactions as provided for by Article VI of the Lafourche Parish Home Rule Charter.



**THEREFORE BE IT ORDAINED**, by the Lafourche Parish Council, convened in Regular Session on \_\_\_\_\_, and hereby authorizes the Parish President to sign, execute, and administer said transactions as provided for by Article VI of the Lafourche Parish

# ITEM 2

Home Rule Charter; and

**BE IF FURTHER ORDAINED**, that:

**SECTION 1.** A supplemental appropriation of the 2011 Operations and Maintenance Budget is hereby approved as follows:

**FUND 102 – BUILDING & MAINTENANCE**

To fund repairs to the Ferd H. Block Building balcony (project 11049);

1. an increase in TRANSFERS OUT to fund 299 in the amount of ~~\$20,000~~  
**28,000**

**FUND 161 – ROAD SALES TAX DISTRICT 2**

To de-obligate funding from the East 1<sup>st</sup> and 2<sup>nd</sup> Streets drainage project (project 11007);

1. a decrease in TRANSFERS OUT to fund 201 in the amount of \$75,578.96

To fund the LA 1 and Highway 24 relocation project (project 11050);

2. an increase in TRANSFERS OUT to fund 201 in the amount of \$50,000

**SECTION 2.** A supplemental appropriation of the 2011 Capital Budget is hereby approved as follows:

**FUND 201 CAPITAL PROJECTS – ROAD SALES TAX DISTRICT 2**

~~To fund repairs to the Ferd H. Block Building balcony – project 11049.~~

1. ~~an increase in TRANSFERS IN from fund 102 in the amount of \$20,000~~
2. ~~an increase in CAPITAL OUTLAY in the amount of \$20,000~~

To de-obligate funding from the East 1<sup>st</sup> and 2<sup>nd</sup> Streets drainage project:

1. a decrease in TRANSFERS IN from fund 161 in the amount of \$75,578.96
2. a decrease in CAPITAL OUTLAY in the amount of \$75,578.96

To fund the LA 1 and Highway 24 relocation project:

1. an increase in TRANSFERS IN from fund 161 in the amount of \$50,000
2. an increase in PROFESSIONAL SERVICES in the amount of \$50,000

**FUND 299 – CAPITAL PROJECTS**

**To fund repairs to the Ferd H. Block Building balcony – project 11049.**

1. **an increase in TRANSFERS IN from fund 102 in the amount of \$28,000**
2. **an increase in CAPITAL OUTLAY in the amount of \$28,000**

**SECTION 3.** If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or application of this ordinance which can be given affect without the invalid provisions, items or application, and to this end the provisions of this ordinance are declared severable.

# ITEM 2

**SECTION 4.** All Ordinances by the Lafourche Parish Council conflicting with or inconsistent with the provisions of these regulations are hereby repealed.

**SECTION 5.** This Ordinance shall be published in the Official Journal of the Lafourche Parish Council in the manner provided by law.

**SECTION 6.** A certified copy of this ordinance shall be forwarded to Lafourche Parish Government's Finance Department, Department of Public Works, Department of Building and Maintenance, and the Office of the Parish Administrator.

**SECTION 7.** This Ordinance, having been submitted in writing, having been read and adopted by sections at a public meeting of said council, was then submitted to an official vote as a whole, the vote thereon being as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

**NOT VOTING:**

**SECTION 8.** This Ordinance shall become effective December 13, 2011.

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**LOUIS RICHARD, CHAIRMAN  
LAFOURCHE PARISH COUNCIL**

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

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**Delivered to the Parish President on**

\_\_\_\_\_, 2011, at \_\_\_\_\_, \_\_.m.

**APPROVED:** \_\_\_\_\_

**VETOED:** \_\_\_\_\_

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**Charlotte A. Randolph**

# ITEM 2

**Lafourche Parish President**

**Returned to the Council Clerk on**

\_\_\_\_\_, 2011, at \_\_\_\_\_, \_\_.m.

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Ordinance No.\_\_\_\_\_, enacted by the Assembled Council in Regular Session on \_\_\_\_\_, at which meeting a quorum was present, and was finally adopted on \_\_\_\_\_.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS \_\_\_\_\_, DAY OF \_\_\_\_\_, 2011.

\_\_\_\_\_  
**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

DATE PUBLISHED: \_\_\_\_\_

DATE EFFECTIVE: \_\_\_\_\_

# ITEM 3

On motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the following resolution was introduced and adopted:

**RESOLUTION NO.** \_\_\_\_\_

**RESOLUTION REQUESTING THE LAFOURCHE PARISH DISTRICT ATTORNEY TO RENDER AN OPINION ON WHO OWNS THE RIGHT OF WAY THAT THE UTILITY COMPANY HAS IN THE PARISH OF LAFOURCHE.**

**WHEREAS**, it is the duty upon oath that the Governing Authority and State Officials address concerns dealing with the general health, safety and welfare of the citizens and said resolution satisfies this criteria; therefore

**BE IT RESOLVED**, by the Lafourche Parish Council convened in regular session on November 22, 2011, that it does hereby request the Lafourche Parish District Attorney to render an opinion on who owns the right of way that the utility company has in the Parish of Lafourche.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution shall be forwarded to the Lafourche Parish District Attorney and the Office of the Parish Administrator.

This resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

And the resolution was declared adopted this \_\_\_\_ day of \_\_\_\_\_.

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**LOUIS RICHARD, CHAIRMAN  
LAFOURCHE PARISH COUNCIL**

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

# ITEM 3

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Resolution No. 11-, adopted by the Assembled Council in Regular Session on \_\_\_\_\_, at which meeting a quorum was present.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2011.

\_\_\_\_\_  
CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL

# ITEM 4

On motion by \_\_\_\_\_, seconded by \_\_\_\_\_, the following resolution was introduced and adopted;

## RESOLUTION NO. \_\_\_\_

**RESOLUTION APPROVING CHANGE ORDER NO. 2 TO THE PROJECT ENTITLED “RENOVATIONS TO THE MATHEWS GOVERNMENT COMPLEX” FOR AN INCREASE IN CONTRACT SUM BY \$200,917.00 AND AN INCREASE IN CONTRACT TIME BY 45 DAYS AND AUTHORIZING THE PARISH PRESIDENT TO SIGN, EXECUTE AND ADMINISTER ANY AND ALL RELEVANT DOCUMENTS UPON STATE APPROVAL.**

**WHEREAS**, said change order is being presented to add countertop on platform in Chambers; sprinkler heads in break room; add surge protector on the utility side of automatic transfer switch; replace two defective electrical panels; additional work in corridor areas and upgrades to existing restrooms, server, utility, dining and break rooms and various electrical and data outlets in Council on Aging area; and

**WHEREAS**, the contract sum will increase by this Change Order in the amount of \$200,917.00 for a new contract sum of \$2,643,674.95; and

**WHEREAS**, the contract time will be increased by 45 days; and

**WHEREAS**, said Change Order No. 2 is pending State review and approval; and

**WHEREAS**, it is recommended by Architect, Weimer Gros Flores, LLC and this Administration that said Change Order No. 2 be accepted; and

**WHEREAS**, this resolution was sponsored for Administration by Mr. Lindel Toups, Councilman, District 6; and

**WHEREAS**, it is recommended by the Administration of the Lafourche Parish Government that the Council approves Change Order No. 2 to the project entitled “Renovations to the Mathews Government Complex” for an increase in contract sum by \$200,917.00 and an increase in contract time by 45 days and authorizes the Parish President to sign, execute and administer any and all relevant documents upon State approval.



**THEREFORE, BE IT RESOLVED**, that the Lafourche Parish Council convened in regular session on November 22, 2011, and does hereby approve Change Order No. 2 to the project entitled “Renovations to the Mathews Government Complex” for an increase in contract sum by \$200,917.00 and an increase in contract time by 45 days and authorizes the Parish President to sign, execute and administer any and all relevant documents upon State approval.

# ITEM 4

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution shall be forwarded to Weimer Gros Flores, LLC, 307 Canal Boulevard, Thibodaux, LA 70301; Lafourche Parish Government Department of Public Works, Department of Building and Maintenance, Department of Finance, Office of Risk Management, and the Office of the Parish Administrator.

This resolution having been submitted to a vote, the vote thereon was as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

And the resolution was declared adopted this \_\_\_\_\_ day of \_\_\_\_\_.

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**LOUIS RICHARD, CHAIRMAN  
LAFOURCHE PARISH COUNCIL**

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

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I, CARLEEN B. BABIN, Council Clerk for the Lafourche Parish Council, do hereby certify that the foregoing is a true and correct copy of Resolution No. \_\_\_\_\_ adopted by the Assembled Council in Regular Session on \_\_\_\_\_, at which meeting a quorum was present.

GIVEN UNDER MY OFFICIAL SIGNATURE AND SEAL OF OFFICE THIS \_\_\_\_\_,  
DAY OF \_\_\_\_\_, 2011.

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**CARLEEN B. BABIN, COUNCIL CLERK  
LAFOURCHE PARISH COUNCIL**

# ITEM 4

## DRAFT AIA® Document G701™ - 2001

### Change Order

**PROJECT** (Name and address):

Renovations to the Mathews  
Government Complex,  
Lafourche Parish Government  
Mathews, LA

**CHANGE ORDER NUMBER:** 002

**DATE:** November 11, 2011

CDBG Project No. 29-Para-3203

**OWNER:**

**ARCHITECT:**

**CONTRACTOR:**

**FIELD:**

**OTHER:**

**TO CONTRACTOR** (Name and address):

B.E.T. Construction, Inc.  
301 Main Project Road  
Schriever, LA 70395

**ARCHITECT'S PROJECT NUMBER:** 0932

**CONTRACT DATE:** June 14, 2011

**CONTRACT FOR:** General Construction

**THE CONTRACT IS CHANGED AS FOLLOWS:**

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

See attached Work Changes Proposal Requests, Plans, Descriptions of Work, Proposals by Contractor and Breakdown of Costs.

1. Work Changes Proposal Request No. 03.....	\$ 11,417.00
2. Work Changes Proposal Request No. 04.....	\$ 2,126.00
3. Work Changes Proposal Request No. 05A.....	\$ 1,002.00
4. Work Changes Proposal Request No. 05B.....	\$ 6,434.00
5. Work Changes Proposal Request No. 06.....	\$ 179,938.00

Total Additions.....\$200,917.00

The original Contract Sum was

\$ 2,422,500.00

The net change by previously authorized Change Orders

\$ 20,257.95

The Contract Sum prior to this Change Order was

\$ 2,442,757.95

The Contract Sum will be increased by this Change Order in the amount of

\$ 200,917.00

The new Contract Sum including this Change Order will be

\$ 2,643,674.95

The Contract Time will be increased by forty-five (45) days.

The date of Substantial Completion as of the date of this Change Order therefore is April 14, 2012.

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Weimer Gros Flores, LLC

**ARCHITECT** (Firm name)

307 Canal Boulevard  
Thibodaux, LA 70301

**ADDRESS**

**BY** (Signature)

(Typed name)

**DATE**

B.E.T. Construction, Inc.

**CONTRACTOR** (Firm name)

301 Main Project Road  
Schriever, LA 70395

**ADDRESS**

**BY** (Signature)

(Typed name)

**DATE**

Lafourche Parish Government

**OWNER** (Firm name)

402 Green Street  
Thibodaux, LA 70301

**ADDRESS**

**BY** (Signature)

(Typed name)

**DATE**