

AMENDMENT NO. 1  
TO  
PROFESSIONAL SERVICES AGREEMENT  
BETWEEN  
ST BERNARD PARISH  
AND  
DIGITAL ENGINEERING AND IMAGING, INC.

This Amendment No. 1 is made and entered into on this 30<sup>th</sup> day of June, 2015 by and between ST. BERNARD PARISH, hereinafter called the OWNER, represented by David E. Peralta, Parish President, and DIGITAL ENGINEERING AND IMAGING, INC., an Engineer (Engineering Firm) licensed in the State of Louisiana, hereinafter called the ENGINEER.

WITNESS THAT:

**WHEREAS**, there is a Professional Services Agreement between St. Bernard Parish (OWNER) and Digital Engineering & Imaging, Inc. (ENGINEER) which was signed May 19, 2015 to Prepare Guidance on Stormwater Pollution Prevention and Inspection at Construction Sites; and

**WHEREAS**, there is a need for St. Bernard Parish to hire a Stormwater Program Manager to manage the Municipal Separate Storm Sewer System (MS4) Permit and requirements; and

**WHEREAS**, there is a need for technical assistance to assist St. Bernard Parish in response to a recent Expedited Penalty Agreement and Notice of Potential Penalty; and

**WHEREAS**, considering the ENGINEER's familiarity with St. Bernard Parish's MS4 Permit and Program requirements and previous work performed on it, it is in the best interest of the OWNER to extend the Professional Services Agreement for one (1) year from May 19, 2016 to May 19, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the St. Bernard Parish President, the governing authority of St. Bernard Parish, that the Agreement of May 19, 2015 be amended as follows:

SECTION 2. SERVICES

Add the following Tasks to the list of services to be provided in the agreement:

**B. TASK 2 – PREPARE 2011 MS4 ANNUAL REPORT:**

Description: Collect review and compile all available data from 2011 related to the MS4 Program from St. Bernard Parish Departments and prepare final 2011 MS4 Annual Report for submittal to LDEQ.

Methodology: Prepare 2011 Annual Report.

Milestones: Final Draft Submittal of 2011 MS4 Annual Report on July 15, 2015.

Deliverables: Final Draft of 2011 MS4 Annual Report.

**C. TASK 3 - PREPARE 2012 MS4 ANNUAL REPORT**

Description: Collect review and compile all available data from 2011 related to the MS4 Program from St. Bernard Parish Departments and prepare final 2012 MS4 Annual Report for submittal to LDEQ.

Methodology: Prepare 2012 Annual Report.

Milestones: Final Draft Submittal of 2012 MS4 Annual Report on July 15, 2015.

Deliverables: Final Draft of 2012 MS4 Annual Report.

**D. TASK 4 - DEVELOP STORMWATER MANAGEMENT PLAN EXPEDITED PENALTY AGREEMENT RESPONSE**

Description: Review stormwater management plan permit requirements and develop response narrative and schedule of implementation.

Methodology: Prepare response narrative and schedule.

Milestones: Submit response to Expedited Penalty Agreement regarding the stormwater management plan on July 15, 2015.

Deliverables: Response to Expedited Penalty Agreement.

E. TASK 5 – STORMWATER MANAGEMENT PROGRAM DEVELOPMENT AND IMPLEMENTATION

Description: Develop and implement the following required stormwater management programs as part of the St. Bernard Parish MS4 Permit.

1. Public education and outreach on storm water impacts
2. Public involvement/Participation
3. Illicit discharge detection and elimination program (program and training)
4. Industrial and high risk facility inspection (program and training)\*
5. Post-construction stormwater management in new development
6. Pollution prevention/good housekeeping for municipal operations (program and training)
7. Discharges to water quality impaired water bodies

\*Item 4 above will be funded through a separate funding source other than this amendment. The funding source is a Pontchartrain Restoration Program Grants.

Methodology: Develop and implement the program above

Milestones: Schedule for development and implementation of each program listed above will be developed in Task 4.

Deliverables: Program guidance for each program listed above to submit to LDEQ and training for St. Bernard Parish implementation where noted it is required.

F. TASK 6 – PREPARE 2015 MS4 ANNUAL REPORT

Description: Collect review and compile all available data from 2015 related to the MS4 Programs developed and implemented from St. Bernard Parish Departments and prepare 2015 MS4 Annual Report for submittal to LDEQ.

Methodology: Prepare 2015 Annual Report.

Milestones: Preliminary Draft Submittal of 2015 Annual Report to St. Bernard Parish on February 1, 2016  
Final Draft Submittal of 2015 MS4 Annual Report on March 10, 2015.

Deliverables: Preliminary Draft of 2015 MS4 Annual Report  
Final Draft of 2015 MS4 Annual Report.

SECTION 6. PAYMENTS:

Add the following to the services section:

SERVICES

Task 2 – Prepare 2011 MS4 Annual Report (Lump Sum)	\$6,650.00
Task 3 – Prepare 2012 MS4 Annual Report (Lump Sum)	\$6,650.00
Task 4 – Develop Stormwater Management Plan Expedited Penalty Agreement Response (Lump Sum)	\$4,880.00
Task 5 – Stormwater Management Program Development and Implementation (Lump Sum)	\$64,172.00
Task 6 – Prepare 2015 MS4 Annual Report (Lump Sum)	\$7,440.00
Total Payments for Amendment No.1	\$89,792.00

Payment will be due within 30 days after each task is complete.

SECTION 8. TERMINATION OR SUSPENSION:

Revise the second paragraph to read as follows:

This Agreement shall automatically terminate upon satisfactory completion of all services and obligations described herein or on May 19, 2017, whichever occurs first.

Section 10. GENERAL:

Add the following:

All requirements of the aforesaid Agreement signed May 19, 2015, except as specifically modified by the Amendment No. 1 shall remain in full force and effect.

SECTION. 11:

This amendment is executed in four (4) originals. IN TESTIMONY WHEREOF, they have executed this agreement, the day and year first above written.

WITNESSES

Margen Lampu  
Lenor Duplessis

ST BERNARD PARISH

BY [Signature]  
David E. Peralta  
Parish President  
[Signature]

Digital Engineering & Imaging, Inc.

[Signature]  
[Signature]

BY [Signature]  
Thomas P. Hickey, P.E.  
President