



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbsp.net

Guy McInnis
Councilman
at Large

George Cavignac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

Nathan Gorbaty
Councilman
District B

Richard "Richie" Lewis
Councilman
District C

Casey W. Hunnicutt
Councilman
District D

**Manuel "Monty"
Montelongo III**
Councilman
District E

Roxanne Adams
Clerk of Council

#26

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON TUESDAY, MAY 6, 2014 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lewis, seconded by Mr. Gorbaty, it was moved to **adopt** the following ordinance:

ORDINANCE SBPC #1500-05-14

Summary No. 3069

Introduced by: Administration on 4/15/14
Public hearing held on 5/6/14

AN ORDINANCE TO OBTAIN THE SERVICES OF AN ATTORNEY TO PROVIDE IN-HOUSE LEGAL COUNSEL FOR ST. BERNARD PARISH GOVERNMENT, WHICH INCLUDES ADMINISTRATION AND ST. BERNARD PARISH COUNCIL, TO AUTHORIZE A CONTRACT FOR SAID SERVICES; TO SPECIFY REPORTING PROCEDURES TO BE FOLLOWED; AND TO ESTABLISH THE AUTHORITY FOR THE SETTLEMENT OF CLAIMS.

WHEREAS, St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; has general liabilities, automobile liability, workers compensation and unemployment compensation exposures; and,

WHEREAS, legal services are required to represent St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; in any legal proceeding involving St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the District Attorney's Office does not have sufficient staff to provide the legal services required for all exposures and legal issues faced by St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; and,

WHEREAS, the authority to settle claims against Parish Government, which includes Administration and St. Bernard Parish Council; needs to be delineated.

NOW THEREFORE, BE IT ORDAINED:



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Guy McInnis
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George Cavignac
*Councilman
at Large*

SECTION 1. The parish president is hereby authorized to enter into a contract for legal services as provided in the attached contract and in accordance with section 4-02 (b) of the home rule charter. Said contract is attached hereto as attachment "a" and includes the special handling and reporting instructions policy.

Ray Lauga, Jr.
*Councilman
District A*

SECTION 2. All settlements above \$10,000.00 must be authorized by resolution of the Parish Council with the consent of the Parish President if the Parish President does not concur, a two-thirds majority of the council shall rule.

Nathan Gorbaty
*Councilman
District B*

SECTION 3. Settlements below \$10,000.00 shall be within the administration's authority.

Richard "Richie" Lewis
*Councilman
District C*

SECTION 4. Effective Date. This ordinance shall become effective immediately upon the date of President's approval. In the event of a veto this ordinance shall become effective on the date of the override.

Casey W. Hunnicutt
*Councilman
District D*

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

**Manuel "Monty"
Montelongo III**
*Councilman
District E*

Roxanne Adams
Clerk of Council

YEAS: Lauga, Gorbaty, Lewis, Hunnicutt, Montelongo, Cavignac

NAYS: None

ABSENT: None

The Council Chair, Mr. McInnis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 6th day of May, 2014.



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District E

Roxanne Adams
Clerk of Council


ROXANNE ADAMS
CLERK OF COUNCIL


GUY MCINNIS
COUNCIL CHAIR

Delivered to the Parish President

5/9/2014 1:20pm
Date and Time

Approved 

Vetoed _____

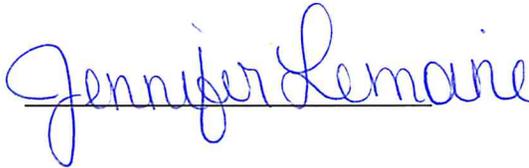
Parish President


David E. Peralta

Returned to Clerk of the Council

5/12/2014 4:12pm
Date and Time

Received by



ORDINANCE SBPC #1500-05-14

SUMMARY NO. 3069

“ATTACHMENT A”

CONTRACT FOR IN-HOUSE LEGAL SERVICES BETWEEN THE ST. BERNARD PARISH GOVERNMENT, WHICH INCLUDES ADMINISTRATION AND ST. BERNARD PARISH COUNCIL; AND CORY STEVEN GRANT.

THIS AGREEMENT is made and entered into this 7th day of May, 2014 by and between the St. Bernard Parish Government, which includes Administration and St. Bernard Parish Council; (hereinafter referred to as "the Parish Government") and Cory Steven Grant, Attorney at Law (hereinafter referred to as "the Attorney").

WITNESSETH

WHEREAS, the Parish Government desires to engage an attorney to handle legal issues and matters of general liability, automobile liability and workman's compensation lawsuits, as well as personnel matters, to consist of legal representation relative to litigation or settlement of lawsuits;

WHEREAS, Cory Steven Grant, is a qualified lawyer who holds a Juris Doctor Degree and is licensed to practice law in the State of Louisiana; therefore

THE ST. BERNARD PARISH GOVERNMENT and Cory Steven Grant, Attorney at Law, for the considerations and under the conditions set forth herein do agree as follows:

1. Cory Steven Grant will provide legal services to the St. Bernard Parish Government and will represent the entity St. Bernard Parish Government.

2. The contract for services shall be an at will service contract.

3. The Attorney will receive all benefits afforded other parish employees, including but not limited to health and related insurance coverage, and retirement benefits.

4. The salary of the Attorney will be Forty-eight thousand dollars (\$48,000.00) per annum. The salary of the attorney may be adjusted by a separate ordinance including the adoption of the annual Operating Budget.

5. Attorney shall devote full time and best efforts to the performance of the duties under this Agreement. During the term of this employment under this Agreement, the Attorney shall be allowed to engage in professional practice in legal activity in addition to the duties outlined in this agreement. Additional services may not create a conflict of service or an appearance of conflict of service.

6. Attorney shall perform the duties under this agreement in accordance with such

standards of professional ethics and practice as may from time to time be applicable during the terms of this employment hereunder. Furthermore, Attorney shall adhere to the following "Reporting Instructions" Attorney shall provide a quarterly report to the Parish Council of all active and open cases under his jurisdiction. Failure of the Attorney to comply with the Reporting Instructions shall be considered just cause for contract cancellation.

7. In the event the Attorney for any reason shall cease to be an active member of the Louisiana bar in good standing or shall become otherwise disqualified to practice law in Louisiana, this Agreement shall automatically and immediately be terminated.

8. (a) No amendments or additions to this Agreement shall be binding unless in writing and signed by the attorney, the Parish President and thru Council resolution. (b) This agreement shall be governed by and construed in accordance with the laws of the State of Louisiana.

9. Should the Parish President and/or Parish Council terminate the contract of the Attorney and/or repeal the applicable ordinance and/or terminate the employment of the Attorney by any other means, the Attorney shall be given two months severance pay equal to that of the Attorney's then current salary as consideration for services rendered under the contract.

ORIGINALS SIGNED THIS 7th DAY OF MAY, 2014, CHALMETTE, LOUISIANA.

IN WITNESS THEREOF:

ST. BERNARD PARISH GOVERNMENT

David E. Peralta
Parish President

Cory Steven Grant
Parish Attorney