



St. Bernard Parish Council

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

#18

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

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, DECEMBER 2, 2014 AT SEVEN O'CLOCK P.M.

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

ORDINANCE SBPC #1584-12-14

Summary No. 3147

Introduced by: Administration on 9/22/14

Executive/Finance Committee recommended Approval on 11/26/14

Public hearing held on 12/2/14

AN ORDINANCE TO ADOPT THE 2015 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2015 is hereby adopted as per attached in Exhibit "A".

WHEREAS, it is the policy of the Governing Authority of St. Bernard Parish that the organizational chart provided in the passed budget document shall be the only authorized positions of St. Bernard Parish Government unless otherwise passed via the ordinance process by the St. Bernard Parish Council, and;

WHEREAS, when the consultant's results are in with the proper pay grids, that the finance department as well as Administration, returns to the St. Bernard Parish Council with a properly documented budget amendment which will pull the salaries in line with the red line of the upper levels with the grid, should that become necessary; and,

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that departments specific budget.



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Guy McInnis
Councilman
at Large

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Extract #18 continued
December 2, 2014

George Cavnac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

SECTION 2. Effective Date. This ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto this ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

Nathan Gorbaty
Councilman
District B

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion of this Ordinance with the invalid portions omitted.

Richard "Richie" Lewis
Councilman
District C

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

Casey W. Hunnicutt
Councilman
District D

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

Manuel "Monty" Montelongo III
Councilman
District E

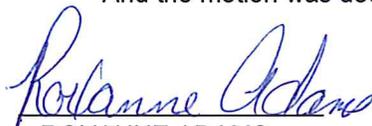
NAYS: None

Roxanne Adams
Clerk of Council

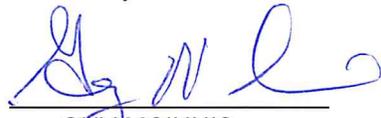
ABSENT: None

The Chairman, Mr. McInnis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 2nd day of December, 2014.


ROXANNE ADAMS

CLERK OF COUNCIL


GUY MCINNIS

COUNCIL CHAIR

Delivered to the Parish President 12/5/2014 2:30pm
Date and Time

Approved _____

Vetoed _____

SIDE ATTACHMENT



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Guy McInnis
Councilman
at Large

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December 2, 2014

George Cavignac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

Parish President

David E. Peralta

Nathan Gorbaty
Councilman
District B

Returned to Clerk of the Council

12/11/2014 3:00pm

Date and Time

Richard "Richie" Lewis
Councilman
District C

Received by

Casey W. Hunnicutt
Councilman
District D

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

Roxanne Adams
Clerk of Council

ST. BERNARD PARISH GOVERNMENT
SUMMARY STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCES
 2015 Capital & Operating Budget, As Adopted 12-2-2014

DEPARTMENT	2015 Proposed Amended Revenues	2015 Proposed Amended Expenditures	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES	TRANSFERS		EXCESS REV. OVER <UNDER> AFTER TRANS	FUND BALANCE	
				SALES TAX	OTHER		JAN. 1, 2015	DEC. 31, 2015
GENERAL FUNDS								
001 GENERAL FUND	14,431,222	18,888,438	(4,457,216)	4,457,214				
005 34TH JUDICIAL COURT	28,000	2,729,583	(2,701,583)	2,701,580			101,346	101,346
50 SALES TAX	12,904,638	1,028,263	11,876,375	(11,896,370)	20,000		1,498,383	1,498,383
52 CIVIC AUDITORIUM	120,000	286,553	(166,553)	166,553				
60 COMMUNITY DEV	1,941,507	2,344,446	(402,939)	402,939			50,748	50,748
066 ASSESSOR'S OFFICE	85,000	110,000	(25,000)	25,000				
Total General Fund	29,510,367	25,387,284	4,123,084	(4,143,084)	20,000		1,650,477	1,650,477
SPECIAL REVENUES								
53 CRIMINAL COURT 34TH	252,500	46,581	205,920		(33,600)	172,320	78,784	251,104
54 FIRE DEPT	9,205,638	9,468,736	(263,098)	263,098	(257,727)	(257,727)	3,470,757	3,213,030
59 COUNCIL ON AGING	297,065	297,065	-				339,982	339,982
61 RECREATION	993,719	1,929,180	(935,461)	935,461				
62 PUBLIC WORKS	3,140,304	4,189,688	(1,049,384)	1,049,384				
63 ROAD LIGHTING	383,540	859,731	(476,191)	476,191				
64 SANITATION DEPT	5,189,841	5,071,909	117,932			117,932	1,029	118,961
67 WIA	3,337,301	3,306,300	31,001			31,001	(31,001)	
71 HEALTH	195,840	98,798	97,042			97,040	886,690	983,730
73 COMMUNICATIONS	365,000	345,767	19,233			19,230	368,751	387,981
77 HOUSING & REDEVELOPMENT	5,960,019	5,960,019	-				2,282,291	2,282,291
79 U.M.T.A.	442,000	590,735	(148,735)		(1,133,200)	(1,281,930)	2,093,246	811,316
86 DEPUTY WITNESS FEES	62,000	95,600	(33,600)		33,600			
Total Special Revenue	29,824,767	32,260,108	(2,435,341)	2,724,134	(1,390,927)	(1,102,134)	9,490,529	8,388,395
TOTAL OPERATING ACCOUNTS	59,335,134	57,647,392	1,687,743	(1,418,950)	(1,370,927)	(1,102,134)	11,141,006	10,038,872

ST. BERNARD PARISH GOVERNMENT
SUMMARY STATEMENT OF REVENUES AND EXPENDITURES & FUND BALANCES
 2015 Capital & Operating Budget, As Adopted 12-2-2014

DEPARTMENT	2015 Proposed Amended Revenues	2015 Proposed Amended Expenditures	EXCESS OF REVENUES OVER <UNDER> EXPENDITURES		TRANSFERS		EXCESS REV. OVER <UNDER> AFTER TRANS	FUND BALANCE JAN. 1, 2015	FUND BALANCE DEC. 31, 2015
			SALES TAX	OTHER	SALES TAX	OTHER			
CAPITAL PROJECTS									
115 2003 SALES TAX CONSTRUCTION			-				-	452,609	452,609
143 COURT HOUSE CAPITAL			-				-	587,346	587,346
151 1990 GENERAL OBLIGATION BOND							-	-	-
157 CAPITAL PROJECT FUND		1,363,200	(1,363,200)			1,363,200	-	585,300	585,300
160 COBG DISASTER RECOVERY	11,727,801	9,100,464	2,627,337				2,627,337	(2,627,337)	-
162 ROAD RECONSTRUCTION			-				-	-	-
163 REBUILD ST. BERNARD			-				-	-	-
164 HURRICANE RECONSTRUCT FUND			-				-	40,259	40,259
170 HAZARD MITIGATION	13,523,360	13,284,603	238,757				238,757	5,778,104	5,778,104
252 S/F 1990 GO BONDS			-				-	2,376,297	2,376,297
428 SW99 1/2 CENT SALES TAX I&I			-				-	-	-
434 1999/2008 SALES TAX CONSTRUCTION			-				-	-	-
829 FEMA FUNDING	45,711,100	45,711,100	-				-	-	-
Total Capital Projects	70,962,261	69,459,367	1,502,894			1,363,200	2,866,094	7,192,578	10,058,672
DEBT SERVICE FUNDS									
429 W&S SALES TAX	4,226,186	126,979	4,099,207		(4,099,207)		-	-	-
201 BOND RESERVE 1973-80			-				-	929	929
209 VERSAILLES PAVING LIENS			-				-	-	-
211 2003 SALES TAX BONDS			-				-	-	-
212 2012 SALES TAX BONDS		4,218,225	(4,218,225)				-	-	-
430 2004 SALES TAX DEBT SERVICE		69,875	(69,875)				-	853,585	853,585
432 1999/2008 SALES TAX DEBT SERVICE		817,202	(817,202)				-	-	-
433 1999/2008 SALES TAX RESERVE			-				-	-	-
454 Fire Vehicle Bonding		257,727	(257,727)				-	-	-
Total Debt Service	4,226,186	5,490,008	(1,263,822)		1,006,095	257,727	-	854,514	854,514
INTERNAL SERVICE FUND									
350 INSURANCE	927,729	1,340,584	(412,855)			412,855	-	(1,216,833)	(1,216,833)
375 W&S INSURANCE	267,532	243,305	24,227				24,230	503,968	528,198
Total Internal Service	1,195,261	1,583,889	(388,628)		412,855	-	24,230	(712,865)	(688,635)
WATER & SEWER DIVISION									
400 WATER & SEWER OPERATIONS	6,030,724	6,638,068	(607,344)			(250,000)	(857,340)	216,508,163	215,650,823
Total Water & Sewer	6,030,724	6,638,068	(607,344)		-	(250,000)	(857,340)	216,508,163	215,650,823
TOTAL ALL FUNDS	141,749,566	140,818,724	930,843		-	-	930,850	234,983,396	235,914,246



St. Bernard Parish Government

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Chalmette, Louisiana 70043
Fax (504) 278-4330

David E. Peralta
Parish President

December 11, 2014

Council Chair Mr. Guy McInnis
8201 W. Judge Perez Drive
Chalmette LA, 70043

Re: Veto Certain Line Items in the 2015 Budget

Dear Council Chair Mr. Guy McInnis:

Please consider this letter formal notification of my intent to veto certain line items in the 2015 budget ordinance SBPC #1584-12-14. Having considered it with that solemn regard to the principles of the Home Rule Charter, I have come to the conclusion that certain line items ought not to become the law and policy of St. Bernard Parish.

The District Attorney's office performs the essential function of keeping every citizen of St. Bernard safe. I have known Judge Nicosia for many years. In order to provide better protections for the citizens of St. Bernard he has asked for my help in funding his new office. He plans to modernize his office and place key personnel in positions that will streamline the process to prosecute criminals. He will also establish a diversion program for those offenders that have a chance at rehabilitation. It is my honor and privilege to help support Judge Nicosia in all his future endeavors and I have no doubt that he will deliver on every promise he has made to our citizens.

However, my support of his office must be tempered by the hard fiscal truths we experience today. Late in the evening on December 2nd, the Council crafted a budget amendment that threw into chaos months of work performed by my finance department. In one deed the budget was slashed and essential lines were cut without my consultation. The majority of the items I will let stand in the spirit of cooperation and secure in the knowledge that Judge Nicosia shall use the funds wisely and for the good of all. I must, for the integrity of my administration and for the right of every citizen to have a fully functioning government, veto seven line items included in that amendment and one expense elsewhere in the budget to keep the budget balanced.

First, I am vetoing the additional projected sales tax in excess of \$60,000.00. As the guardian of the public fisc, it is my solemn duty to protect the citizen's investment from spending whose revenue source may never materialize. This is a dangerous precedent that, if left unchecked, could lead to detrimental consequences for our financial future. Second, \$57,200.00 was taken from various professional services in finance and administration. These funds are slated for important outside consultants with regards to the legal and financial position of the parish. Third, a supervisor position was eliminated at my road department. Although I am willing to sacrifice certain expenses, I am not willing to give up key personnel for the sake of other agencies of government. This veto would reduce the Council's decreases in the budget leaving a \$126,638.24 deficit. The Charter prohibits our government from operating under an imbalanced budget. Therefore, I must compensate by vetoing an equal or greater value expenditure elsewhere.

The Economic Development Foundation (hereinafter referred to as "EDF") is a boon to St. Bernard Parish. No one can say that it has not met or exceeded its goals. It is therefore, with a heavy heart, I must veto the funding afforded to the EDF in its entirety. This will bring the budget into balance. I am only vetoing the entirety of the amount due to the constraints of the "line item veto" power. The "line item veto" can only be used to veto an entire line item and cannot be used to amend certain amounts in that line item. I would gladly entertain a budget amendment that would replace all surplus funds to the EDF. Additionally, if additional funds become available during the fiscal year I will inform Council of such surpluses to help fund the EDF.

In conclusion, I would like to applaud this Council's diligence and hard work on the budget. We have successfully worked together to lower our expenses and ensure that the spirit and mandates of the charter are heeded. It is my hope that you let this veto stand and we can move forward into the next year as partners for the betterment of St. Bernard Parish.

Sincerely,



David E. Peralta
Parish President
St. Bernard Parish Government

**St. Bernard Parish Government
Proposed 2015 Budget Amendment 12/2/2014**

FUND	G/L ACCOUNT CODE		LEDGER CODE	ACCOUNT TITLE	ENTRY AMOUNT	
	COST CENTER	PROJECT			INCREASE	DECREASE
005	2161	0048	505444	Pension	\$ 29,290.00	
005	2161	0048	505456	Salaries	\$ 202,000.00	
005	2161	0048	505466	Taxes	\$ 2,929.00	
005	2161	0048	520434	Ins - Hosp. & Life	\$ 31,743.90	
001	2010	0000	535446	Prof Svcs - Legal		\$ 33,000.00
001	2310	0000	535446	Prof Svcs - Legal		\$ 27,200.00
001	2310	0000	545472	Travel, Training, Etc.		\$ 8,000.00
001	2310	0000	560114	Small Equipment		\$ 3,500.00
001	2315	0000	560114	Small Equipment		\$ 1,500.00
001	2311	0000	560114	Small Equipment		\$ 1,250.00
001	2311	0000	545472	Travel, Training, Etc.		\$ 1,600.00
001	2320	0000	545472	Travel, Training, Etc.		\$ 9,000.00
001	2320	0000	560104	Computer Equipment		\$ 2,000.00
001	2320	0000	535448	Professional Services		\$ 30,000.00
001	2320	0000	531009	Prof Svcs - Software Support		\$ 13,500.00
001	2330	0000	545472	Travel, Training, Etc.		\$ 1,700.00
001	2330	0000	560107	Furniture & Fixtures		\$ 2,200.00
001	4040	0000	545472	Travel, Training, Etc.		\$ 1,300.00
062	4015	0000	505444	Pension		\$ 7,540.00
062	4015	0000	505456	Salaries		\$ 52,000.00
062	4015	0000	505466	Taxes		\$ 3,640.00
062	4015	0000	520434	Insurnace - Health & Life		\$ 6,258.24
					\$ 265,962.90	\$ 205,188.24
				<i>Gross Difference</i>	\$ (60,774.66)	
			050-2400-400304	Sales Tax Revenue	\$ 60,774.66	VETO
			391000	<i>Net Effect on Fund Balance</i>	\$ -	
					\$ 126,638.24	REDUCTION IN EXP.
					\$ 187,412.90	S/T CONTRIBUTION

This Budget Amendment is to be presented as an Amendment to the Currently Proposed 2015 Capital & Operating Budget and relates to a request for additional Personnel (Operating) Expenditures for the District Attorney. They will be paid for with a reduction in expenditures throughout General Fund and Council Anticipated Increased Sales Tax Revenue.

	A	B	C	D	E	H	I
1020	001 - GENERAL FUND						
1021	6510 - Economic Development Comm.						
1022	(In Whole Numbers)						
1023		Classification (U,EO,C)		2013 Actual (1/1/2013 - 12/31/2013)	2014 Adopted Budget (as of 9/2/2014)	2015 Originally Adopted Budget	Change between 2014 and 2015
1024							
1025							
1026	EXPENDITURES						
1027	OPERATING EXPENDITURES					VETO	
1028	Grant-Economic Development		560319	243,750.00	150,000.00	225,000.00	75,000.00
1029	Total OPERATING EXPENDITURES			243,750.00	150,000.00	225,000.00	75,000.00
1030	Total EXPENDITURES			243,750.00	150,000.00	225,000.00	75,000.00
1031							
1032	NET EFFECT ON FUND BALANCE			(243,750.00)	(150,000.00)	(225,000.00)	(75,000.00)



St. Bernard Parish Government

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Chalmette, Louisiana 70043
Fax (504) 278-4330

David E. Peralta
Parish President

January 6, 2015

Council Clerk Roxanne Adams
8201 W. Judge Perez Drive
Chalmette LA, 70043

Re: Veto of Certain Line Items in the 2015 Budget

Dear Council Clerk:

Please consider this letter formal notification of my intent to retract the veto of certain line items in the 2015 budget ordinance SBPC #1584-12-14.

My original reason for the veto was three-fold. First, I was concerned with the increase of unsubstantiated sales tax revenues. My concern was abated with the increase in the sales tax revenue from a series of tax audits received after the veto went into effect. My second and third concerns dealt with the ability of government to function properly with decreases in certain budgets. These concerns were abated with the introduction of the budget amendment Summary No. 3181. This amendment was constructed with input from council, Mr. Grobaty, and myself.

In conclusion, I would like to thank the Council for working with me and my staff to resolve all of my concerns in a professional and timely manner. I therefore withdraw the veto of SBPC #1584-12-14.

Sincerely,

A handwritten signature in blue ink, appearing to read "D. Peralta", is written over a horizontal line.

David E. Peralta
Parish President
St. Bernard Parish Government