



# St. Bernard Parish Council

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

**#22**

**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 REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON WEDNESDAY, FEBRUARY 18, 2015 AT THREE O'CLOCK P.M.

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

## **ORDINANCE SBPC #1615-02-15**

### **Summary No. 3197**

Introduced by: Administration on 2/3/15

Executive/Finance Committee recommended **Approval** on 2/10/15

Public hearing held on 2/18/15

AN ORDINANCE TO AUTHORIZE THE RETENTION OF AND PAYMENT OF ATTORNEY RANDALL A. SMITH FOR THE PROVISION OF LEGAL SERVICES TO DIRECTOR OF RECOVERY, DONALD BOURGEOIS AND ST. BERNARD PARISH GOVERNMENT, IN CONNECTION WITH STATE VS. DAVID PERALTA, 22<sup>ND</sup> JDC # 553759.

ST. BERNARD PARISH COUNSEL DOES HEREBY ORDAIN:

**SECTION 1.** St. Bernard Parish Council, The Governing Authority, does hereby approve, authorize and ratify, the employment of Randall A. Smith of Smith and Fawer, LLC as legal counsel to Represent St. Bernard Parish Government and Director of Recovery, Donald Bourgeois, in connection with State Vs. David Peralta, 22<sup>nd</sup> JDC # 553759.

**SECTION 2.** Salary. The compensation shall be at the rates not to exceed the fee schedule from the Louisiana Attorney General.

**SECTION 3.** 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.

**SECTION 4.** 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 this Ordinance with the invalid portions omitted.

**SECTION 5.** The parish president is hereby authorized to enter a contract for legal services at rates not to exceed the fee schedule from the attorney general and in accordance with section 4-02 (b) of the home rule charter.



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Extract #22 continued  
February 18, 2015

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

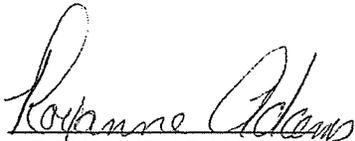
**YEAS:** Lauga, Gorbaty, Hunnicutt, Montelongo

**NAYS:** None

**ABSENT:** Cavnac, McInnis

The Presiding Officer, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 18<sup>th</sup> day of February, 2015.

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
RICHARD LEWIS  
PRESIDING OFFICER

Delivered to the Parish President 2/19/2015 2:05pm  
Date and Time

Approved \_\_\_\_\_ Vetoed \_\_\_\_\_

Parish President \_\_\_\_\_  
David E. Peralta

Returned to Clerk of the Council 2/23/2015 10:45am  
Date and Time

Received by Jennifer Lemaire