



St. Bernard Parish Council

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

#24a

Guy McInnis
*Councilman
at Large*

George Cavnac
*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 WEDNESDAY, NOVEMBER 5, 2014 AT SEVEN O'CLOCK P.M.

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

RESOLUTION SBPC #1247-11-14

A RESOLUTION REQUESTING THE LOUISIANA ATTORNEY GENERAL'S OFFICE AND/OR THE LOUISIANA LEGISLATIVE AUDITOR TO COME IN AND INVESTIGATE THE ST. BERNARD PARISH ADMINISTRATION FOR POSSIBLE VIOLATIONS OF SECTION 4-01 (B) AND 5-06 (A) OF THE ST. BERNARD PARISH HOME RULE CHARTER.

WHEREAS, the Council feels that there are possible violations of the following sections of the St. Bernard Parish Home Rule Charter.

Sec. 4-01. General provisions.

(b) Except as otherwise provided by this Charter, the salaries of the chief administrative officer and directors of the departments appointed by the president shall be set by the president subject to approval by the council.

Sec. 5-06. Administration of operating and capital budgets.

(a) No payment shall be made or obligation incurred against any allotment or appropriation except in accordance with the approved operating and capital budgets and appropriations duly made, and unless the president or the president's designee first certified that there is a sufficient unencumbered balance in such allotment or appropriation and that sufficient funds therefrom are or will be available to cover the claim or meet the obligation when it becomes due and payable. This provision shall not limit the authority to borrow funds in anticipation of revenues as provided in the general laws of the state. Any authorization of payment or incurring of obligation in violation of the provisions of this Charter shall be void, and any payment so made illegal. Any such violation shall be cause for removal of any official, officer, or employee who knowingly authorized or made such payment or incurred such obligation or who caused such payment to be



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Page -2-
Extract #24a continued
November 5, 2014

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authorized or caused such obligation to be incurred. Such person shall also be personally financially liable to the parish government for any amount so paid.

THEREFOR BE IT RESOLVED, the St. Bernard Parish Council, the governing authority of St. Bernard Parish, does hereby request the Louisiana Attorney General's office and/or the Louisiana Legislative Auditor to come in and investigate the St. Bernard Parish Administration for possible violations of Section 4-01 (b) and 5-06 (a) of the St. Bernard Parish Home Rule Charter.

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

YEAS: Lauga, Gorbaty, Lewis, Montelongo, Cavnignac

NAYS: None

ABSENT: Hunnicutt

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

And the motion was declared **adopted** on the 5th day of November, 2014.

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Wednesday, November 5, 2014.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of November, 2014.

ROXANNE ADAMS
CLERK OF COUNCIL