



# St. Bernard Parish Council

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

**#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, SEPTEMBER 18, 2018 AT SEVEN O'CLOCK P.M.

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

## **ORDINANCE SBPC #2093-09-18**

### **Summary No. 3625**

Introduced by: Administration on 8/21/18  
Public Hearing held on 9/18/18

AN ORDINANCE RETAINING ALAN I. SALTMAN AND THE FIRM OF SMITH, CURRIE, AND HANCOCK, LLP, CLASS COUNSEL, TO REPRESENT ST. BERNARD PARISH GOVERNMENT IN THE CLASS ACTION ENTITLED "KANE COUNTY V UNITED STATES", U.S. F.C.C. NOS. 17-739C and 17-1991C.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council, the Governing Authority, does hereby approve and authorize the employment of Alan I. Saltman and the Firm Of Smith, Currie, and Hancock, LLP, Class Counsel, to represent St. Bernard Parish Government in the class action entitled "Kane County v United States", U.S. F.C.C. Nos. 17-739c and 17-1991c.

**SECTION 2. COMPENSATION.** The compensation shall be pursuant to a contract that provides that St. Bernard Parish Government is not responsible for any fees or expenses, unless class council makes a recovery on behalf of St. Bernard Parish Government sufficient to cover the fees and expenses, and further that any fees and expenses shall be ordered by the court.

**SECTION 3.** The Parish President is hereby authorized to enter into a contract for legal services as provided in section 2 above and in accordance with Section 4-02 (b) of the Home Rule Charter

**SECTION 4. 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 5. 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

**Kerri Callais**  
Councilmember  
at Large

**Richard "Richie" Lewis**  
Councilmember  
at Large

**Gillis McCloskey**  
Councilmember  
District A

**Nathan Gorbaty**  
Councilmember  
District B

**Howard Luna**  
Councilmember  
District C

**Wanda Alcon**  
Councilmember  
District D

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

**Roxanne Adams**  
Clerk of Council



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**Kerri Callais**  
Councilmember  
at Large

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September 18, 2018

**Richard "Richie" Lewis**  
Councilmember  
at Large

hereby expresses and declares that it would have adopted the remaining portion of this ordinance with the invalid portions omitted.

**Gillis McCloskey**  
Councilmember  
District A

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

**Nathan Gorbaty**  
Councilmember  
District B

**YEAS:** McCloskey, Gorbaty, Luna, Alcon, Montelongo, Lewis

**Howard Luna**  
Councilmember  
District C

**NAYS:** None

**Wanda Alcon**  
Councilmember  
District D

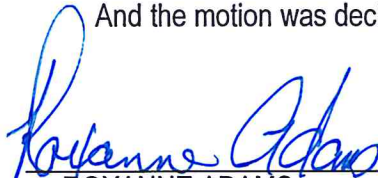
**ABSENT:** None

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

The Council Chair, Ms. Callais, cast her vote as **YEA**.

**Roxanne Adams**  
Clerk of Council

And the motion was declared adopted on the 18<sup>th</sup> day of September, 2018.

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
KERRI CALLAIS  
COUNCIL CHAIR

Delivered to the Parish President 9/19/18 @ 2:45pm  
Date and Time

Received by Maegen Campo

Approved ✓

Vetoed \_\_\_\_\_

Parish President

  
Guy McInnis

Returned to Clerk of the Council

9/20/18 4:30 pm  
Date and Time

Received by

Elihan Melancon