



# *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)

**#14**

**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*

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 16, 2017 AT THREE O'CLOCK P.M.

On motion of Mr. Luna, seconded by Mrs. Alcon, it was moved to **adopt** the following ordinance:

## **ORDINANCE SBPC #1878-05-17**

### **Summary No. 3483**

Introduced by: Administration on 5/2/17

Public hearing held on 5/16/17

AN ORDINANCE TO AUTHORIZE THE RETENTION OF GREGORY J. NOTO TO PROVIDE LEGAL REPRESENTATION TO FORMER PARISH PRESIDENT, DAVID PERALTA IN SHARON SCHAEFER V. DAVID PERALTA, NO.14-270-C AND ANY RELATED MATTERS, AND TO PROVIDE LEGAL REPRESENTATION TO FORMER PARISH PRESIDENT, DAVID PERALTA IN SHARON SCHAEFER V. DAVID PERALTA, INDIVIDUALLY AND OFFICIALLY ST. BERNARD PARISH, ST. BERNARD PARISH SHERIFF'S OFFICE, ST. BERNARD PARISH COUNCIL, SHARON WILLIAMS OFFICIALLY, BILLY MCGOEY OFFICIALLY, MELISSIA O'NEIL OFFICIALLY, DONALD BOURGEOIS OFFICIALLY, KIM OWENS OFFICIALLY, GUY MCINNIS OFFICIALLY, XYZ INSURANCE COMPANIES, USDC NO. 16-17784 AND ANY RELATED MATTERS.

### **ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:**

**SECTION I.** The St. Bernard Parish Council, the Governing Authority, does hereby approve and authorize the retention of Gregory J. Noto to provide legal representation to former Parish President, David Peralta in *Sharon Schaeffer V. David Peralta*, No.14-270-c and any related matters, and to provide legal representation to former Parish President, David Peralta In *Sharon Schaeffer V. David Peralta*, individually and officially St. Bernard Parish, St. Bernard Parish Sheriff's Office, St. Bernard Parish Council, Sharon Williams Officially, Billy McGoey Officially, Melissia O'neil Officially, Donald Bourgeois Officially, Kim Owens Officially, Guy McInnis officially, XYZ insurance companies, USDA No. 16-17784 and any related matters, all pursuant to the contract attached as Exhibit A.

**SECTION 2.** Compensation. The compensation shall be pursuant to the contract attached as Exhibit A.



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Page -2-  
Extract #14 continued  
May 16, 2017

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*Clerk of Council*

**SECTION 3.** 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 Exhibit "A".

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

**SECTION 6.** 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.

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

**YEAS:**                    McCloskey, Luna, Alcon, Montelongo, Callais

**NAYS:**                    None

**ABSENT:**                Gorbaty

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

And the motion was declared adopted on the 16<sup>th</sup> day of May, 2017.





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Page -3-  
Extract #14 continued  
May 16, 2017

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District A

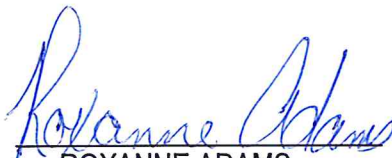
**Nathan Gorbaty**  
Councilmember  
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**Howard Luna**  
Councilmember  
District C

**Wanda Alcon**  
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District E

**Roxanne Adams**  
Clerk of Council

  
ROXANNE ADAMS  
CLERK OF COUNCIL

  
RICHARD LEWIS  
COUNCIL CHAIR


Delivered to the Parish President

5/18/2017 1:10pm  
Date and Time

Approved 

Vetoed \_\_\_\_\_

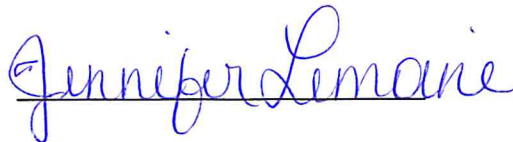
Parish President

  
Guy McInnis

Returned to Clerk of the Council

5/18/2017 1:20pm  
Date and Time

Received by



*Noto Law Firm*  
A LIMITED LIABILITY CORPORATION

Attorney and Counselor at Law

GREGORY J. NOTO

April 25, 2017

532 EAST JUDGE PEREZ DRIVE  
SUITE 102  
CHALMETTE, LOUISIANA 70043  
TEL: 504/279-6686  
FAX: 504/324-0329  
[www.notolaw.com](http://www.notolaw.com)  
E-MAIL: [greg@notolawfirm.com](mailto:greg@notolawfirm.com)  
[melissa@notolawfirm.com](mailto:melissa@notolawfirm.com)

**CONTRACT FOR LEGAL REPRESENTATION**

This contract is entered into between Gregory J. Noto of the Noto Law Firm and the St. Bernard Parish Governing Authority. The Noto Law Firm is to provide legal representation for David Peralta in case 2:16-cv-17784, USDC, entitled "Sharon Schaefer vs. David Peralta, et al"; and case 14-1270, 34<sup>th</sup> Judicial District Court, Div "E" entitled "Sharon Schaefer vs David Peralta".

Gregory J. Noto of Noto Law Firm agrees to accept the State of Louisiana hourly billing rate for legal services plus any costs.



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Gregory J. Noto  
Noto Law Firm  
532 E. Judge Perez  
Suite 102  
Chalmette, LA 70043

\_\_\_\_\_  
Hon. Guy McInnis  
St. Bernard Parish President  
8201 W. Judge Perez Dr.  
Chalmette, LA 70043