

OFFICIAL PROCEEDINGS OF  
THE ST. MARY PARISH COUNCIL OF THE  
PARISH OF ST. MARY, STATE OF LOUISIANA

MARCH 28, 2018  
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session with Chairman Kevin Voisin presiding and the following members present: Rev. Craig Mathews, J Ina, Dale Rogers, Glen Hidalgo, Ken Singleton, Patrick Hebert, James Bennett, Sterling Fryou, and Paul P. Naquin, Jr. Absent was Gabriel Beadle.

The Invocation was pronounced by Mr. Hebert and the Pledge of Allegiance was led by Mr. Singleton.

Mr. Naquin moved that the reading of the minutes of the First Regular Meeting, March 14, 2018, and the Special Session Meeting, March 14, 2018 be dispensed with and that the same be approved. Mr. Fryou seconded the motion, which carried.

The Council congratulated Carla Bourgeois Weidenboerner as the newly elected Third Ward Marshal for the Ward Three / Franklin City Court.

Mr. Larry Rader, 2012 East Admiral Doyle Drive, New Iberia, appeared before the Council to announce his candidacy for U. S. Congress 3<sup>rd</sup> Congressional District.

Clerk of the Council, Lisa Morgan stated that Representatives from the Laborde Earles Law Firm telephoned and stated that they will not be attending tonight's meeting to discuss the Louisiana litigation against the pharmaceutical manufacturers and distributors of prescription opioid pain medication.

Mr. Singleton moved that the Parish Council go into Executive Session to receive oral report from counsel regarding the matter styled: Mosquito Control Contractors, Inc. v. St. Mary Parish Government, docket number 130146, pursuant to the provisions of R.S. 42:17 that, in pertinent part, reads as follows:

A. A public body may hold an executive session pursuant to R.S. 42:16 for one or more of the following reasons:  
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**or litigation when an open meeting would have a detrimental effect on the bargaining or litigating position of the public body.** (2) Strategy sessions or negotiations with respect to collective bargaining, prospective litigation after formal written demand.

Mr. Hebert seconded the motion, which carried.

Following Executive Session, Mr. Singleton moved that the March 28, 2018 Regular Meeting be reconvened. Mr. Naquin seconded the motion, which carried.

Mr. Voisin requested to move up Item 16A, "Discussion and action regarding the above noted executive session."

Legal Counsel, Eric Duplantis informed that a motion is needed to approve the consent judgement on attorney fees and the stipulated agreement on attorney fees regarding Mosquito Control Contractors, Inc. v. St. Mary Parish Government, Docket Number 130146.

Mr. Hidalgo moved to approve the consent judgement on attorney fees and the stipulated agreement on attorney fees regarding Mosquito Control Contractors, Inc. v. St. Mary Parish Government, Docket Number 130146. Mr. Rogers seconded the motion, which carried.

Parish President, David Hanagriff requested to move up Item 16C, "Discussion and related action relative to the "Resolution authorizing the participation of St. Mary Parish in the Industrial Tax Exemption Program and providing for other matters in connection therewith" adopted at the February 28, 2018 Council Meeting."

Mr. Rogers asked for more information regarding the Industrial Tax Exemption Program.

Jason Akers, Foley & Judell, L.L.P., expounded on the current Industrial Tax Exemption Program versus the Resolution authorizing the participation of St. Mary Parish in the Industrial Tax Exemption Program and providing for other matters in connection therewith adopted at the February 28, 2018 Council Meeting.

In response to Mr. Ina's inquiry, Mr. Hanagriff explained the benefits of the program regarding the streamline process, taxes and job availability.

Mr. Ina stated that his concern is that schools will be affected.

In response to several Councilmen inquiries, Mr. Akers explained that the program is for new manufacturing businesses or expansion of existing manufacturing businesses and also explained that if a municipality, school board or Sheriff does not participate, the business would have to follow the current process.

Chief Administrative Officer, Henry "Bo" LaGrange, presented his report for a two (2) week period ending March 28, 2018.

Item 1 in Mr. LaGrange's report stated, "The Mississippi River Commission will make its annual High Water inspection trip during the period of April 16-20, 2018. A public meeting will be held at the Corp's New Orleans District Dock onboard the Motor Vessel MISSISSIPPI on Friday, April 20<sup>th</sup>, 2018. In addition, there will be an opportunity to ride downstream on the Motor Vessel MISSISSIPPI by boarding at the Old River Lock at Noon and disembark at 6:30 p.m. at the Baton Rouge Dock."

Mr. Duplantis clarified that Mosquito Control Contractors, Inc. will be paying St. Mary Parish Government \$14,578 in re-imbusement for legal fees.

Rev. Mathews introduced the following ordinance:

#### **ORDINANCE NO.**

An ordinance providing for the incurring of debt and issuance of Ten Million Dollars (\$10,000,000) of Limited Tax Revenue Bonds, Series 2018, of the Parish of St. Mary, State of Louisiana; prescribing the form, terms and conditions of said Bonds; designating the date, denomination and place of payment of said Bonds; providing for the payment thereof in principal and interest; and providing for other matters in connection therewith.

**WHEREAS**, the Parish Council of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority for the Parish of St. Mary, State of Louisiana (the "Issuer"), currently levies and collects an ad valorem tax of 7.25 mills (3.62 mills within incorporated municipalities) (the "Tax") within the Issuer, such rate being subject to adjustment from time to time due to reassessment, under the authority conferred by Article VI, Section 26 of the Constitution of the State of Louisiana of 1974, as amended, and other constitutional and statutory authority; and

**WHEREAS**, the Issuer now desires to incur debt and issue its Limited Tax Revenue Bonds, Series 2018, in the principal amount of Ten Million Dollars (\$10,000,000) (the "Bonds"), pursuant to Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended and other constitutional and statutory authority, for the purpose of paying costs of improving roads,

streets and bridges within the Issuer, including drainage and other improvements associated therewith, and paying the costs of issuance of the Bonds; and

**WHEREAS**, the Issuer has no outstanding indebtedness of any kind payable from a pledge or dedication of the proceeds of the Tax, EXCEPT its Revenue Refunding Bonds, Series 2012, maturing on November 1 in the years 2018 and 2019 (the "Outstanding Parity Bonds"); and

**WHEREAS**, the estimated income to be realized from the levy of the Tax in Fiscal Year 2018 is approximately \$3,000,000, and the maximum amount of principal and interest due in any year on the Bonds and the Outstanding Parity Bonds will not exceed seventy-five percent (75%) of said estimated income; and

**WHEREAS**, it is the desire of the Issuer to fix the details necessary with respect to the issuance of the Bonds and to provide for the authorization and issuance thereof;

**NOW, THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Issuer, that:

**Definitions.** As used herein, the following terms shall have the following meanings, unless the context otherwise requires:

**"Act"** means Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other applicable constitutional and statutory authority.

**"Agreement"** means the agreement to be entered into between the Issuer and the Paying Agent pursuant to this Ordinance, if required.

**"Bond"** means any bond of the Issuer authorized to be issued by this Ordinance, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any bond previously issued.

**"Bonds"** means the Issuer's Limited Tax Revenue Bonds, Series 2018, authorized by this Ordinance, in the total aggregate principal amount of Ten Million Dollars (\$10,000,000).

**"Bond Register"** means the records kept by the Paying Agent at its designated office in which registration and transfers of the Bonds shall be made as provided herein.

**"Code"** means the Internal Revenue Code of 1986, as amended.

**"Executive Officers"** means collectively the Parish President, the Council Chairman and Clerk of Council of the Parish of St. Mary, State of Louisiana.

**"Fiscal Year"** means the Issuer's one-year accounting period determined from time to time by the Governing Authority as the fiscal year of the Issuer, currently being the year ending each December 31<sup>st</sup>.

**"Governing Authority"** means the Parish Council of the Parish of St. Mary, State of Louisiana.

**"Government Securities"** means direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which are non-callable prior to their maturity, may be United States Treasury obligations such as the State and Local Government Series and may be in book-entry form.

**"Interest Payment Date"** means [May 1 and November 1] of each year in which the Bonds are outstanding, commencing [November 1, 2018].

**"Issuer"** or **"Parish"** means the Parish of St. Mary, State of Louisiana, a political subdivision of the State of Louisiana, and its successors or assigns.

**"Ordinance"** means this ordinance authorizing the issuance of the Bonds, as it may be supplemented and amended.

**"Outstanding"** when used with respect to Bonds means, as of the date of determination, all Bonds theretofore issued and delivered under this Ordinance, except:

1. Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
2. Bonds for which payment sufficient funds have been theretofore paid to or deposited in trust for the owners of such Bonds;
3. Bonds in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to this Ordinance;
4. Bonds alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Ordinance or by law; and
5. Bonds for the payment of the principal of and interest on which money or Government Securities or both are held in trust with the effect specified in this Ordinance.

**"Outstanding Parity Bonds"** means the Issuer's outstanding Revenue Refunding Bonds, Series 2012, maturing on November 1 in the years 2018 and 2019.

**"Owner"** or **"Owners"** when used with respect to any Bond means the Person in whose name such Bond is registered in the Bond Register.

**"Paying Agent"** means \_\_\_\_\_, in the City of \_\_\_\_\_, Louisiana, until a successor Paying Agent shall have been appointed pursuant to the applicable provisions of this Ordinance, and thereafter "Paying Agent" shall mean such successor Paying Agent.

**"Person"** means any individual, corporation, partnership, joint venture, association, joint-stock company, trust, unincorporated organization or government or any agency or political subdivision thereof.

**"Purchaser"** means Capital One Public Funding, LLC, of Melville, New York, the original purchaser of the Bonds.

**"Record Date"** for the interest payable on any Interest Payment Date means the 15th calendar day of the month next preceding such Interest Payment Date.

**"Tax"** means the ad valorem tax of 7.25 mills (3.62 mills within incorporated municipalities) currently being levied within the Issuer, such rate being subject to adjustment from time to time due to reassessment.

SECTION 2. **Authorization of Bond; Maturities.** In compliance with the terms and provisions of the Act and other constitutional and statutory authority, there is hereby authorized the incurring of an indebtedness of Ten Million Dollars (\$10,000,000) for, on behalf of, and in the name of the Issuer, for the purpose of paying costs of improving roads, streets and bridges within the Issuer, including drainage and other improvements associated therewith, and paying the costs of issuance of the Bonds, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Ten Million Dollars (\$10,000,000) of Limited Tax Revenue Bonds, Series 2018, of the Issuer. The Bonds shall be initially issued in the form of a single, fully-registered bond, dated the date of delivery thereof, numbered R-1 and in the denomination of Ten Million Dollars (\$10,000,000). The Bonds shall bear interest from the dated date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, such interest to be payable semi-annually on [May 1 and November 1 of each year, commencing November 1, 2018], at the rate of \_\_\_\_\_% per annum, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months and shall be subject to mandatory redemption as described in Section 4 below.

The principal of and interest on the Bonds shall be payable by check of the Paying Agent mailed by the Paying Agent to the Owner (determined as of the close of business on the Record Date) at the address shown on the Bond Register, provided, however, that principal of any Bond at maturity or upon optional redemption in full (but not in part) shall be payable at the designated office of the Paying Agent upon presentation and surrender thereof. Each Bond delivered under this Ordinance upon transfer of, in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond, and each such Bond shall bear interest (as herein set forth) so neither gain nor loss in interest shall result from such transfer, exchange or substitution.

No Bond shall be entitled to any right or benefit under this Ordinance, or be valid or obligatory for any purpose, unless there appears on such Bond a certificate of registration, substantially in the form provided in this Ordinance, executed by the Paying Agent by manual signature.

SECTION 3. **Optional Redemption of Bond.** [The unpaid principal of the Bond is callable for redemption at the option of the Issuer in full or in part at any time on or after November 1, 20\_\_\_, at the principal amount called for redemption, plus accrued interest on the called principal to the date of redemption.]

SECTION 4. **Mandatory Redemption of Bond.** The Bond shall be subject to mandatory sinking fund redemption on [November 1] in the years and in the principal amounts set forth below at a redemption price equal to 100% of the principal amount to be redeemed on such date, plus accrued interest thereon:

<u>Year</u> <u>([November 1])</u>	<u>Principal</u> <u>Amount</u>
2018	\$
2019	
2020	
2021	
2022	
2023	
2024	
2025	
2026	
2027	
2028	
2029	
2030	
2031	
2032	
2033	
2034	
2035	
2036	
2037*	

\* Final Maturity

Official notice of such call of any of the Bonds for optional and/or mandatory redemption will be given by first class mail, postage prepaid, by notice deposited in the United States mails, or by accepted means of electronic communication, not less than thirty (30) days prior to the redemption date addressed to the registered owner of each bond to be redeemed at his address as shown on the registration books of the Paying Agent. The notice provided for any optional redemption may provide that such optional redemption is conditioned upon the availability of funds therefor.

SECTION 5. **Registration and Transfer.** The Issuer shall cause the Bond Register to be kept by the Paying Agent. The Bonds may be transferred, registered and assigned

only on the Bond Register, and such registration shall be at the expense of the Issuer. A Bond may be assigned by the execution of an assignment form on the Bond or by other instruments of transfer and assignment acceptable to the Paying Agent. A new Bond or Bonds will be delivered by the Paying Agent to the last assignee (the new Owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or Bonds shall be in the denomination of \$100,000 or any integral multiple of \$5,000 in excess thereof within a single maturity. Neither the Issuer nor the Paying Agent shall be required to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Interest Payment Date.

SECTION 6. **Form of Bonds.** The Bonds and the endorsements to appear thereon shall be in substantially the following forms, respectively, to-wit:

(FORM OF BOND)

No. R-1

Principal Amount \$10,000,000

UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF ST. MARY

LIMITED TAX REVENUE BOND, SERIES 2018  
OF THE  
PARISH OF ST. MARY, STATE OF LOUISIANA

<u>Bond Date</u>	<u>Maturity Date</u>	<u>Interest Rate</u>
[June 1, 2018]	[November 1], 20__	_____%

The Parish of St. Mary, State of Louisiana (the "Issuer"), promises to pay, but solely from the source and as hereinafter provided, to:

CAPTIAL ONE PUBLIC FUNDING, LLC  
MELVILLE, NEW YORK

or registered assigns, the Principal Amount set forth above, to the extent not already paid, together with interest thereon from the Bond Date set forth above or the most recent interest payment date to which interest has been paid or duly provided for, at the Interest Rate per annum set forth above, payable semiannually on [May 1 and November 1] of each year, commencing [November 1, 2018] (each an "Interest Payment Date"). The principal of this Bond, on the Maturity Date set forth above, is payable in lawful money of the United States of America at the designated office of \_\_\_\_\_, in the City of \_\_\_\_\_, Louisiana, or successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Other payments of principal and interest on this Bond are payable by check mailed by the Paying Agent to the registered owner (determined as of the close of business on the 15<sup>th</sup> calendar day of the month next preceding each Interest Payment Date) at the address as shown on the registration books of the Paying Agent.

This Bond comprises the entire issue aggregating in principal the sum of Ten Million Dollars (\$10,000,000) of Limited Tax Revenue Bonds, Series 2018 (the "Bond"), said Bond having been issued by the Issuer pursuant to an Ordinance adopted by its governing authority on April 25, 2018 (the "Ordinance"), for the purpose of paying costs of improving roads, streets and bridges within the Issuer, including drainage and other improvements associated therewith, and paying the costs of issuance of the Bond, under the authority conferred by Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

[The unpaid principal of the Bond is callable for redemption at the option of the Issuer in full or in part at any time on or after November 1, 20\_\_\_\_, at the principal amount called for redemption, plus accrued interest on the called principal to the date of redemption.]

The Bond shall be subject to mandatory sinking fund redemption on [November 1] in the years and in the principal amounts set forth below at a redemption price equal to 100% of the principal amount to be redeemed on such date, plus accrued interest thereon:

<u>Year</u> <u>([November 1])</u>	<u>Principal</u> <u>Amount</u>
2018	\$
2019	
2020	
2021	
2022	
2023	
2024	
2025	
2026	
2027	
2028	
2029	
2030	
2031	
2032	
2033	
2034	
2035	
2036	
2037*	

\* Final Maturity

Official notice of such call of any of the Bonds for optional and/or mandatory redemption will be given by first class mail, postage prepaid, by notice deposited in the United States mails, or by accepted means of electronic communication, not less than thirty (30) days prior to the redemption date addressed to the registered owner of each bond to be redeemed at his address as shown on the registration books of the Paying Agent. The notice provided for any optional redemption may provide that such optional redemption is conditioned upon the availability of funds therefor.

The Issuer shall cause to be kept at the designated office of the Paying Agent a register (the "Bond Register") in which registration of the Bond and of transfers of the Bond shall be made as provided in the Ordinance. The Bond may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. The Bond may be assigned by the execution of the assignment form hereon or by other instrument of transfer and assignment acceptable to the Paying Agent. A new Bond or Bonds will be delivered by the Paying Agent to the last assignee (the new registered owner) in exchange for this transferred and assigned Bond after receipt of this Bond to be transferred in proper form.

This Bond is issued on a complete parity with the Issuer's outstanding Revenue Refunding Bonds, Series 2012 (the "Outstanding Parity Bonds"). It is certified that the Issuer, in issuing this Bond, has complied with all the terms and conditions set forth in the ordinance authorizing the issuance of the Outstanding Parity Bonds.

This Bond, equally with the Outstanding Parity Bonds, is secured by an irrevocable pledge and dedication of the proceeds to be derived from the levy and collection of a 7.25 mill ad valorem tax (3.62 mills within incorporated municipalities) (the "Tax") being levied within the Issuer, such rate being subject to adjustment from time to time due to reassessment, under the authority conferred by Article VI, Section 26 of the Constitution of the State of

Louisiana of 1974, as amended, and other constitutional and statutory authority. For a complete statement of the tax revenues from which and conditions under which this Bond is issued, reference is hereby made to the Ordinance. The Issuer, in the Ordinance, has also entered into certain other covenants and agreements with the registered owner of this Bond for the terms of which reference is made to the Ordinance.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Ordinance until the certificate of registration hereon shall have been signed by the Paying Agent.

It is certified that this Bond is authorized by and issued in conformity with the requirements of the Constitution and statutes of the State of Louisiana. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Issuer, including this Bond, does not exceed the limitations prescribed by the Constitution and statutes of the State of Louisiana.

IN WITNESS WHEREOF, the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Issuer, has caused this Bond to be executed in its name by the [manual or facsimile] signatures of the Parish President of the Issuer and the Chairman and the Clerk of the governing authority, and its corporate seal to be impressed hereon.

THE PARISH OF ST. MARY, STATE OF  
LOUISIANA

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
Parish President

[SEAL]

\* \* \* \* \*

(FORM OF PAYING AGENT'S CERTIFICATE OF REGISTRATION)

This Bond is the Bond referred to in the within mentioned Ordinance.

\_\_\_\_\_  
as Paying Agent

Date of Registration: \_\_\_\_\_

By: \_\_\_\_\_  
Authorized Officer

\* \* \* \* \*

(FORM OF ASSIGNMENT)

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers the within

bond and all rights thereunder unto

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_,  
who by its execution below hereby certifies to the Paying Agent/Registrar that (a) it is (i) an affiliate of the original owner of this Bond, (ii) a bank, insurance company or similar financial institution, each of which certifies that it is a "qualified institutional buyer" as defined in Rule 144A of the Securities Act of 1933, as amended ("Rule 144A"), or (iii) a special purpose entity, trust or custodial arrangement, the beneficial owners of which are restricted to "qualified institutional buyers" as defined in Rule 144A, and (b) it consents to the terms of the Purchaser Letter executed by the original owner of this Bond.

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

\* \* \* \* \*

SECTION 7. **Execution of Bonds.** The Bonds shall be signed by the Executive Officers for, on behalf of, in the name of and under the corporate seal of the Issuer, which signatures and corporate seal may be either manual or facsimile.

SECTION 8. **Pledge and Dedication of Revenues.** The Bonds, equally with the Outstanding Parity Bonds, shall be secured by and payable solely from an irrevocable pledge and dedication of the proceeds of the Tax. This Governing Authority does hereby obligate itself and its successors in office to impose and collect the Tax in each year, and does hereby irrevocably and irrepealably dedicate, appropriate and pledge the annual income to be derived from the assessment, levy and collection of the Tax in each year to the payment of the Bonds, so long as the Bonds and the Outstanding Parity Bonds are outstanding. The Issuer further covenants that it shall not lower the Tax rate to result in lower Tax revenues than were collected in the fiscal year prior to the proposed adjustment.

SECTION 9. **Additional Parity Bonds.** The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the proceeds of the Tax having priority over or parity with the Bonds and the Outstanding Parity Bonds, except that additional bonds may hereafter be issued on a parity with the Bonds and the Outstanding Parity Bonds under the following conditions:

(a) The Bonds herein authorized, or any part thereof, including the interest thereon, may be refunded, and the refunding bonds so issued shall enjoy complete equality of lien with the portion of the Bonds which is not refunded, if there be any, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues may have been enjoyed by the Bonds refunded; provided, however, that if only a portion of the Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during any year in excess of the principal and interest which would have been required in such year to pay the Bonds refunded thereby, then such Bonds may not be refunded without the consent of the Owner of the unrefunded portion of the Bonds issued hereunder (provided such consent shall not be required if such refunding bonds meet the requirements set forth in clause (b) of this Section).

(b) Additional bonds may be issued on and enjoy a full and complete parity with the Bonds and the Outstanding Parity Bonds with respect to the Tax, provided that the combined principal and interest requirements for any calendar year on the Bonds and the Outstanding Parity Bonds and the said additional bonds may not exceed 75% of the revenues estimated to be realized from the levy of the Tax in the year in which such additional bonds are issued.

As a condition to the issuance of additional bonds pursuant to this Section 9, the Issuer must be in full compliance with all covenants and undertakings in connection with the Bonds and there must be no delinquencies in payments required to be made in connection therewith.

Notwithstanding the forgoing, junior and subordinate bonds may be issued without restriction.

SECTION 10. **Sinking Fund.** (a) For the payment of the principal of and the interest on the Bonds, there has been created a special fund known as “Parish of St. Mary, State of Louisiana, Revenue Refunding Bonds, Series 2012 Sinking Fund,” said Sinking Fund to be maintained with the regularly designated fiscal agent bank of the Issuer. From the proceeds of the Tax received by the Issuer in a Fiscal Year, the Issuer shall deposit in the Sinking Fund at least one (1) day in advance of the date on which each payment of principal and/or interest falls due, funds fully sufficient to promptly pay the principal and/or interest on the Bonds so falling due on the Bonds in such Fiscal Year. The depository for the Sinking Fund shall transfer from the Sinking Fund to the Paying Agent or Owners, as the Issuer may direct, funds fully sufficient to pay promptly the principal and interest falling due on such date.

(b) It shall be specifically understood and agreed, however, and this provision shall be a part of this contract, that after the funds have actually been set aside out of the revenues of the Tax for any year sufficient to pay the principal and interest on the Bonds for that year, and all required amounts have been deposited in the aforesaid Sinking Fund established for the Bonds, then any annual revenues of the Tax remaining in that year shall be free for expenditure by the Issuer for the purposes for which the Tax is authorized.

(c) All moneys deposited with the regularly designated fiscal agent bank or banks of the Issuer or the Paying Agent under the terms of this Ordinance shall constitute sacred funds for the benefit of the Owners of the Bonds and shall be secured by said fiduciaries at all times to the full extent thereof in the manner required by law for the securing of deposits of public funds.

(d) All or any part of the moneys in the Sinking Fund shall, at the written request of the Issuer, be invested in accordance with the provisions of the laws of the State of Louisiana.

SECTION 11. **Budget; Annual Financial Statements.** As long as any of the Bonds are Outstanding, the Issuer shall prepare and adopt a budget prior to the beginning of each Fiscal Year and shall furnish a copy of such budget to any Owner upon request. While any portion of the Bonds is Outstanding, the Issuer shall make available to any Owner, upon request, its annual audited financial statements no later than 180 days after the end of the applicable Fiscal Year of the Issuer.

SECTION 12. **Application of Proceeds.** The Executive Officers are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Ordinance, to cause the necessary Bonds to be printed, to issue, execute and seal the Bonds, and to effect delivery thereof as hereinafter provided. The proceeds derived from the sale of the Bonds shall be deposited by the Issuer with its fiscal agent bank or banks in a special fund entitled “*Parish of St. Mary Limited Tax Revenue Bonds, Series 2018-Construction Fund*” to be used only for the purpose for which the Bonds are issued, including paying any and all costs of issuance incurred in connection with the issuance of the Bonds.

SECTION 13. **Bonds Legal Obligations.** The Bonds shall constitute valid and binding obligations of the Issuer and shall be the only representations of the indebtedness as herein authorized and created.

SECTION 14. **Ordinance a Contract.** The provisions of this Ordinance shall constitute a contract between the Issuer and the Owner or Owners from time to time of the Bonds, and any such Owner or Owners may at law or in equity, by suit, action, mandamus or other proceedings, enforce and compel the performance of all duties required to be performed by this Governing Authority or the Issuer as a result of issuing the Bonds.

No material modification or amendment of this Ordinance, or of any Ordinance amendatory hereof or supplemental hereto, may be made without the consent in writing of the

Owners of two-thirds (2/3) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no modification or amendment shall permit a change in the maturity provisions of the Bonds, or a reduction in the rate of interest thereon, or in the amount of the principal obligation thereof, or affecting the obligation of the Issuer to pay the principal of and the interest on the Bonds as the same shall come due from the revenues appropriated, pledged and dedicated to the payment thereof by this Ordinance, or reduce the percentage of the Owners required to consent to any material modification or amendment of this Ordinance, without the consent of the Owners of all of the outstanding bonds.

SECTION 15. **Severability; Application of Subsequently Enacted Laws.** In case any one or more of the provisions of this Ordinance or of the Bonds shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this Ordinance or of the Bonds, but this Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provisions enacted after the date of this Ordinance which validate or make legal any provision of this Ordinance and/or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance and to the Bonds.

SECTION 16. **Recital of Regularity.** This Governing Authority having investigated the regularity of the proceedings had in connection with the Bonds and having determined the same to be regular, the Bonds shall contain the following recital, to-wit:

"It is certified that this Bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of this State."

SECTION 17. **Effect of Registration.** The Issuer, the Paying Agent, and any agent of either of them may treat the Owner in whose name any Bond is registered as the Owner of such Bond for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes whatsoever, and to the extent permitted by law, neither the Issuer, the Paying Agent, nor any agent of either of them shall be affected by notice to the contrary.

SECTION 18. **Notices to Owners.** Wherever this Ordinance provides for notice to Owners of Bonds of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and delivered via accepted means of electronic communication or mailed, first-class postage prepaid, to each Owner of such Bonds, at the address of such Owner as it appears in the Bond Register. In any case where notice to Owners of Bonds is given by mail, neither the failure to mail such notice to any particular Owner of Bonds, nor any defect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Bonds. Where this Ordinance provides for notice in any manner, such notice may be waived in writing by the Owner or Owners entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Owners shall be filed with the Paying Agent, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

SECTION 19. **Cancellation of Bonds.** All Bonds surrendered for payment, transfer, exchange or replacement, if surrendered to the Paying Agent, shall be promptly canceled by it and, if surrendered to the Issuer, shall be delivered to the Paying Agent and, if not already canceled, shall be promptly canceled by the Paying Agent. The Issuer may at any time deliver to the Paying Agent for cancellation any Bonds previously registered and delivered which the Issuer may have acquired in any manner whatsoever, and all Bonds so delivered shall be promptly canceled by the Paying Agent. All canceled Bonds held by the Paying Agent shall be disposed of as directed in writing by the Issuer.

SECTION 20. **Mutilated, Destroyed, Lost or Stolen Bonds.** If (1) any mutilated Bond is surrendered to the Paying Agent, or the Issuer and the Paying Agent receive evidence to their satisfaction of the destruction, loss or theft of any Bond, and (2) there is delivered to the Issuer and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer or the Paying Agent that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute, and upon its request the Paying Agent shall register and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost, or stolen Bond, a new Bond of the same maturity and of like tenor, interest rate

and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Issuer in its discretion may, instead of issuing a new Bond, pay such Bond. Upon the issuance of any new Bond under this Section, the Issuer may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith. Every new Bond issued pursuant to this Section in lieu of any mutilated, destroyed, lost or stolen bond shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost or stolen Bond shall be at any time enforceable by anyone and shall be entitled to all the benefits of this Ordinance equally and ratably with all other Outstanding Parity Bonds. Any additional procedures set forth in the Agreement authorized in this Ordinance, shall also be available with respect to mutilated, destroyed, lost or stolen Bonds. The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement and payment of mutilated, destroyed, lost or stolen Bonds.

SECTION 21. **Discharge of Ordinance; Defeasance.** If the Issuer shall pay or cause to be paid, or there shall otherwise be paid to the Owners of all of the outstanding bonds, the principal of and interest on the Bonds, at the times and in the manner stipulated in this Ordinance, then the pledge of the money, securities, and funds pledged under this Ordinance and all covenants, agreements, and other obligations of the Issuer to the Owners shall thereupon cease, terminate, and become void and be discharged and satisfied, and the Paying Agent shall pay over or deliver all money held by it under this Ordinance to the Issuer.

Bonds or interest installments for the payment of which money shall have been set aside and shall be held in trust (through deposit by the Issuer of funds for such payment or otherwise) at the maturity date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section if they are defeased in the manner provided by Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended.

SECTION 22. **Successor Paying Agent; Paying Agent Agreement, if required.** The original Paying Agent shall be \_\_\_\_\_, in the City of \_\_\_\_\_, Louisiana. The Issuer will at all times maintain a Paying Agent meeting the qualifications hereinafter described for the performance of the duties hereunder for the Bonds. The designation of the initial Paying Agent in this Ordinance is hereby confirmed and approved. The Issuer reserves the right to appoint a successor Paying Agent by (a) filing with the Person then performing such function a certified copy of a resolution or ordinance giving notice of the termination of the Agreement and appointing a successor and (b) causing notice to be given to each Owner. Any successor Paying Agent appointed hereunder shall at all times be a bank or trust company organized and doing business under the laws of the United States of America or of any state, authorized under such laws to exercise trust powers, and subject to supervision or examination by Federal or State authority. If required, the Executive Officers are hereby authorized and directed to execute an appropriate Agreement with the Paying Agent for and on behalf of the Issuer in such form as may be satisfactory to said officers, the signatures of said officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 23. **Disclosure Under SEC Rule 15c2-12.** The Issuer will not be required to comply with the continuing disclosure requirements described in the Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR '240.15c2-12(b)].

SECTION 24. **Arbitrage.** The Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Code in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer further covenants and agrees that it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on any of the Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds".

The Executive Officers are hereby empowered, authorized and directed to take any and all action and to execute and deliver any instrument, document or bond necessary to effectuate the purposes of this Section.

SECTION 25. **Award of Bond**. The Issuer hereby accepts the offer to purchase the Bond of Capital One Public Funding, LLC, in Melville, New York, attached as **Exhibit "A"** hereto, and an Executive Officer is hereby authorized to execute said offer on behalf of the Issuer. As a condition to the delivery of the Bond to the Purchaser, the Purchaser will execute a standard letter, acceptable to it and the Issuer, indicating it has conducted its own analysis with respect to the Bond and is purchasing the Bond as a vehicle for making a commercial loan to the Issuer.

SECTION 26. **Publication**. This Ordinance shall be published one time in the official journal of the Issuer. For thirty days after the date of publication, any person in interest may contest the legality of this Ordinance, any provision of the Bonds, the provisions therein made for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Bonds. After the said thirty days, no person may contest the regularity, formality, legality or effectiveness of this Ordinance, any provisions of the Bonds to be issued pursuant hereto, the provisions for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to their authorization and issuance, for any cause whatever. Thereafter, it shall be conclusively presumed that the Bonds are legal and that every legal requirement for the issuance of the Bonds has been complied with. No court shall have authority to inquire into any of these matters after the said thirty days.

SECTION 27. **Post-Issuance Compliance**. The Executive Officers and/or their designees are directed to establish, continue, and/or amend, as applicable, written procedures to assist the Issuer in complying with various State and Federal statutes, rules and regulations applicable to the Bonds and are further authorized to take any and all actions as may be required by said written procedures to ensure continued compliance with such statutes, rules and regulations throughout the term of the Bonds.

SECTION 28. **Bonds are not "Bank-Qualified"**. The Bonds are *not* designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

SECTION 29. **Default**. Upon an Event of Default, the Owner may pursue any and all remedies, including but not limited to an action for mandamus, that may exist at law or in equity pursuant to the law of the State at the time of such Event of Default.

SECTION 30. **Headings**. The headings of the various sections hereof are inserted for convenience of reference only and shall not control or affect the meaning or construction of any of the provisions hereof.

SECTION 31. **Effective Date**. This Bond Ordinance shall become effective immediately.

This ordinance having been offered and read on this 28<sup>th</sup> day of March 2018; having been published in accordance with law.

**EXHIBIT A**

**OFFER TO PURCHASE**

**THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK**

Mr. Hidalgo moved that the following Ordinances be adopted. Mr. Singleton seconded the motion, which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Rev. Mathews, Messrs. Ina, Rogers, Hidalgo, Singleton, Hebert, Bennett, Fryou, Naquin, and Voisin

NAYS: None

ABSTAIN: None

ABSENT: Mr. Beadle

### **ORDINANCE NO. 2120**

An ordinance dissolving Hospital Service District No. 3 of the Parish of St. Mary, State of Louisiana; providing for the reversion of the property and assets of said District of the Parish of St. Mary, State of Louisiana; and providing for other matters in connection therewith.

**WHEREAS**, pursuant to Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act") and Ordinance No. 26 adopted by this St. Mary Parish Council (the "Governing Authority") on August 14, 1968, this Governing Authority created Hospital Service District No. 3 of the Parish of St. Mary, State of Louisiana (the "District"); and

**WHEREAS**, Article VI, §15 of the Louisiana Constitution of 1974, as amended gives this Governing Authority general power over any agency created by it, including the District, which shall include the power to abolish any such agency, including the District; and

**WHEREAS**, the District has no outstanding debt or other existing contractual obligations other than an existing lease agreement with the Parish of St. Mary, State of Louisiana (the "Parish"); and

**WHEREAS**, this Governing Authority now desires to dissolve the District; and

**WHEREAS**, the District has not provided health care services directly to patients in the last ten (10) years; and

**WHEREAS**, pursuant to the Louisiana Constitution of 1974, as amended, as interpreted in various opinions by the Office of the Louisiana Attorney General (see, e.g., Opinion Nos. 17-057, 05-372, and 82-119), the property and assets of the District shall revert to the Parish upon dissolution of the District;

**NOW, THEREFORE, BE IT ORDAINED** by the St. Mary Parish Council, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana (the "Parish") that:

SECTION 2) Effective as of July 1, 2018, the District shall be dissolved.

SECTION 3) All right, title and interest in and to all property of the District, including all appurtenances thereto and all equipment, supplies, movable and immovable property, and funds of the District, and all bank accounts held in the name of the District, shall by operation of law be transferred to and hereafter held in the name of the Parish. The District shall take any and all action necessary to accomplish the foregoing, including closing, transferring, or assigning bank accounts of the District, as applicable.

All liabilities and obligations of the District shall henceforth be liabilities and obligations of the Parish.

SECTION 4) The Parish President and the Chairman and Clerk of the Governing Authority are hereby authorized to do any and all things necessary and incidental to carry out the provisions of this Ordinance.

SECTION 5) All other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6) If any provision of this Ordinance shall be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 7) This Ordinance shall be effective immediately.

This ordinance having been offered and read on this the 28<sup>th</sup> day of February 2018; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 28<sup>th</sup> day of March 2018; was adopted.

**APPROVED:**

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 2<sup>nd</sup> day of April 2018, at the hour of 8:45 a.m.

**APPROVED:**

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**DAVID HANAGRIFF, PRESIDENT  
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 3<sup>rd</sup> day of April 2018, at the hour of 9:10 a.m.

In response to Mr. Hidalgo's inquiry, Mr. LaGrange explained that dissolving Hospital Service District No. 3 will be completed by July 1, 2018 and that the assets will become property of St. Mary Parish Government. Any remaining funds will be turned over to St. Mary Parish Government to be used for operation and maintenance of the facility. The current balance is approximately \$100,000.

**ORDINANCE NO. 2121**

**AN ORDINANCE AMENDING ORDINANCE NO. 2119, ST. MARY  
PARISH REZONINGS RELATIVE TO SECTION I CORRECTING  
THE ZONE DISTRICTS**

**WHEREAS**, Ordinance No. 2119 adopted by the St. Mary Parish Council on February 14, 2018 stated the zoning districts of the Parish of St. Mary, State of Louisiana, and

**WHEREAS**, Section I of said ordinance described Exhibit “A” is hereby rezoned from the current zoning of Single Family Residential (SR) to Existing Neighborhood (EN2) Zoned District, and

**WHEREAS**, the tract of land should be described as Existing Neighborhood (EN2) Zoned District to General Commercial (GC) Zoned District to operate a mechanic shop.

**THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana, delete Section I of Ordinance 2119 and replace such as follows:

**SECTION I** - That certain tract of land described in Exhibit “A” is hereby rezoned from the current zoning of Existing Neighborhood (EN2) to General Commercial (GC) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 28<sup>th</sup> day of February 2018; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 28<sup>th</sup> day of March 2018; was adopted.

**APPROVED:**

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

---

**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 2<sup>nd</sup> day of April 2018, at the hour of 8:45 a.m.

**APPROVED:**

---

**DAVID HANAGRIFF, PRESIDENT  
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 3<sup>rd</sup> day of April 2018, at the hour of 9:10 a.m.

**EXHIBIT “A”**

**Name: Gregory Gabriel  
Address: 120 Gabriel Rd., Sorrell, LA**

**Parcel Id# Sec. 68 T13S R8E;  
Parcel Id# 1905041170.00  
- LOT TRACT "ABCD" PER PLAT 420 266657 ACQ 328 323770.**

**PURPOSE: Rezoning of Property by from Existing Neighborhood (EN2) Zoned District to General Commercial (GC) Zoned District to operate a mechanic shop.**

Mr. Hebert moved that the following Resolution be adopted. Mr. Singleton seconded the motion, which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Ina, Rogers Hidalgo, Singleton, Hebert, Bennett, Fryou, Naquin, Voisin, and Rev. Mathews

NAYS: None

ABSTAIN: None

ABSENT: Mr. Beadle

## **RESOLUTION**

**WHEREAS**, the deepening and the maintaining of the Atchafalaya River at a depth of twenty (20') feet and a width of two hundred (200') feet has been an ongoing effort by St. Mary Parish and the Morgan City Harbor and Terminal District for many years, and

**WHEREAS**, the U.S. Representative Clay Higgins and the Louisiana Delegation has been instrumental in increasing the federal dredging budget for the Atchafalaya River to \$12,000,000 for the Fiscal Year 2019,

**WHEREAS**, the St. Mary Parish Council would like to thank U.S. Representative Higgins and the Louisiana Delegation for their perseverance in procuring the allocation of funds for dredging the Atchafalaya River for St. Mary Parish and the Morgan City Harbor and Terminal District.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Mary Parish Council does hereby thank U.S. Representative Higgins and the Louisiana Delegation for the allocation of \$12,000,000 for dredging the Atchafalaya River Channel.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 28<sup>th</sup> day of March 2018.

**APPROVED:**

\_\_\_\_\_  
**KEVIN VOISIN, CHAIRMAN**  
**ST. MARY PARISH COUNCIL**

**ATTEST:**

\_\_\_\_\_  
**LISA C. MORGAN, CLERK**  
**ST. MARY PARISH COUNCIL**

Christian Gil accepted the Resolution on behalf of Congressman Clay Higgins. Mr. Gil stated that Congressman Higgins is humbled and grateful and stated that he is available to St. Mary Parish if anything is needed.

Mr. Bennett moved that the following Resolutions be adopted. Mr. Fryou seconded the motion, which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Rogers, Hidalgo, Singleton, Hebert, Bennett, Fryou, Naquin, Voisin, Rev. Mathews, and Mr. Ina

NAYS: None

ABSTAIN: None

ABSENT: Mr. Beadle

## **RESOLUTION**

Resolution stating the Parish of St. Mary's endorsement of LAPCO Manufacturing, Inc. and their Project No. 20180089 – Start-Up/New to participate in the benefits of the Louisiana Enterprise Zone Program.

**WHEREAS**, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995, and Act 624 and Act 647 of 1997, and;

**WHEREAS**, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the State, and;

**WHEREAS**, the Louisiana Department of Economic Development designated Census Tract 403 Block Group 001 in the Parish of St. Mary, as "Enterprise Zone" or Economic Development Zone" eligible based on enabling legislation (R.S. 51.21.1787-1791) and;

**WHEREAS**, the Parish of St. Mary states this endorsement is in agreement with the Overall Economic Development Plan for the Parish of St. Mary, and;

**WHEREAS**, the attached Enterprise Zone map has been marked to show the location of the business being endorsed, and;

**WHEREAS**, in accordance with the Louisiana Enterprise Zone Program requirements the Parish of St. Mary agrees:

1. To participate in the Enterprise Zone Program
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction
3. To REBATE all eligible local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

**BE IT RESOLVED**, by the Parish of St. Mary in, regular and legal session convened on this the 28<sup>th</sup> day of March 2018 that LAPCO Manufacturing, Inc. and their project – Enterprise Zone Application No. 20180089 – Start-Up/New is endorsed to participate in the Louisiana Enterprise Zone Program.

**BE IT FURTHER RESOLVED**, that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

**BE IT FURTHER RESOLVED**, that all resolutions or parts thereof in conflict herewith are hereby repealed.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 28<sup>th</sup> day of March 2018.

**APPROVED:**

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**QUALITY JOBS PROGRAM  
ENDORSEMENT RESOLUTION**

**BE IT RESOLVED THAT:** ST. MARY PARISH GOVERNMENT OFFERS ITS ENDORSEMENT OF LAPCO MANUFACTURING INC. PROJECT: ADDITION TO EXISTING BUILDING TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA QUALITY JOBS PROGRAM:

**WHEREAS,** the Louisiana Quality Jobs Act 153 of 2002 and;

**WHEREAS,** the Louisiana Quality Jobs Program offers significant incentives for economic development to some of the most distressed areas in the State and;

**WHEREAS,** the Louisiana Department of Economic Development designated Census Tract Number 403, Block Group Number 001, in St. Mary Parish as eligible based on enabling legislation (R.S. 51:2451-2462) and;

**WHEREAS,** St. Mary Parish Government states this endorsement is in agreement with the overall economic development plan for St. Mary Parish, and;

**WHEREAS,** the attached map has been marked to show the location of the business being endorsed and:

**WHEREAS,** in accordance with the Louisiana Quality Jobs Program requirements St. Mary Parish agrees:

1. To participate in the Quality Jobs Program.
2. To assist the Department in evaluating progress made in any Quality Jobs within its jurisdiction.

**BE IT RESOLVED** by St. Mary Parish Government in regular and legal session convened this 28<sup>th</sup> day of March 2018, that and their project LAPCO Manufacturing Inc., Quality Jobs Application #20180075 is endorsed to participate in the Louisiana Quality Jobs Program.

**BE IT FURTHER RESOLVED** that if any provision or item on this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

**BE IT FURTHER RESOLVED** that all resolutions or parts thereof in conflict herewith are hereby repealed.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 28<sup>th</sup> day of March 2018.

**APPROVED:**

---

**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

---

**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**RESOLUTION OF ACCEPTANCE**

Resolution authorizing and directing the President to execute for and on behalf of the Parish of St. Mary, a Certificate of Substantial Completion from Southern Constructors, LLC relative to the Morgan City Levee Improvements.

**WHEREAS**, Southern Constructors, LLC, 6313 Highway 90 East, New Iberia, Louisiana 70560, has substantially completed the Morgan City Levee Improvements.

**NOW THEREFORE, BE IT RESOLVED** by the Parish of St. Mary that the President be and he is hereby empowered, authorized and directed to execute a Certificate of Substantial Completion for and on behalf of the Parish of St. Mary accepting the Morgan City Levee Improvements.

**BE IT FURTHER RESOLVED**, that he be authorized and directed to have a copy of said Certificate of Substantial Completion recorded in the mortgage records of St. Mary Parish, Louisiana.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 28<sup>th</sup> day of March 2018.

**APPROVED:**

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

Mr. Singleton moved that the following Resolution be adopted. Mr. Hebert seconded the motion, which carried by the following 9-0-1-1 Roll Call vote:

YEAS: Messrs. Singleton, Hebert, Bennett, Fryou, Naquin, Voisin, Rev. Mathews, Messrs. Ina, and Rogers

NAYS: None

ABSTAIN: Mr. Hidalgo

ABSENT: Mr. Beadle

### **RESOLUTION OF ACCEPTANCE**

Resolution authorizing and directing the President to execute for and on behalf of the Parish of St. Mary, a Certificate of Substantial Completion from Acadiane' Renovations, Ltd. relative to the Exterior Renovations to the Kemper Williams House.

**WHEREAS**, Acadiane' Renovations, Ltd., 15223 Highway 182 W, Franklin, Louisiana 70538, has substantially completed the Exterior Renovations to the Kemper Williams House.

**NOW THEREFORE, BE IT RESOLVED** by the Parish of St. Mary that the President be and he is hereby empowered, authorized and directed to execute a Certificate of Substantial Completion for and on behalf of the Parish of St. Mary accepting the Exterior Renovations to the Kemper Williams House.

**BE IT FURTHER RESOLVED**, that he be authorized and directed to have a copy of said Certificate of Substantial Completion recorded in the mortgage records of St. Mary Parish, Louisiana.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 28<sup>th</sup> day of March 2018.

**APPROVED:**

---

**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**OLD BUSINESS:**

A. Discussion and action regarding the above noted executive session.

This Item was discussed earlier.

B. Referred from the December 20, 2017 Regular Meeting – Appointment to the following Board and Commission:

## **Fire Protection District No. 1 – 2 Vacancies**

Carolyn Simon – Present Member

Mr. Rogers moved that Carolyn Simon be reappointed to the Fire Protection District No 1. Mr. Naquin seconded the motion, which carried.

- C. Discussion and related action relative to the “Resolution authorizing the participation of St. Mary Parish in the Industrial Tax Exemption Program and providing for other matters in connection therewith” adopted at the February 28, 2018 Council Meeting. (Mr. Rogers)

This item was discussed earlier.

## **17 – NEW BUSINESS:**

- A. We received the following financial statements:

Fire Protection District No. 2 – year ended September 30, 2017  
Hospital Service District No. 3 – year ended September 30, 2017  
St. Mary Parish Housing Program – year ended September 30, 2017  
Recreation District No. 7 – year ended September 30, 2017

- B. Discussion relative to establishing a timeline for the receipt of back-up or informational documents relative to Council Agenda items prior to the meeting. (Mr. Ina)

Mr. Ina commended Clerk of the Council, Lisa Morgan, Assistant Clerk of the Council, Roshonda Bourgeois and administration on their job duties.

Mr. Ina expounded on his concern to receive back-up or informational documents to review before meetings in order to make important decisions.

Mr. LaGrange explained that items are placed on the agenda with the anticipation of receiving the information in time for the Council meeting (i.e. change orders, substantial completion, and budgets). Mr. LaGrange further explained Finance Director, Paul Governale prepares a more specific form for budgets or may have amendments that sometimes may not be finalized until the day of the meeting.

Mr. LaGrange stated that when the agenda is sent out on Friday, Councilmen can request additional information or specific documents if they are finalized.

- C. Appointments to the following Boards and Commissions:

### **Fire Protection District No. 3 (Amelia Area) – 1 Vacancy**

Doyle Corrales

Joseph Foret, Jr.

Mr. Fryou moved that Doyle Corrales be appointed to Fire Protection District No. 3. Mr. Bennett seconded the motion, which carried.

There being no further business, Mr. Fryou moved for adjournment. Mr. Bennett seconded the motion, which carried.