

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

MAY 13, 2020
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session via Video Conference with Chairman Dean S. Adams presiding and the following members present: Rev. Craig A. Mathews, J Ina, Rodney Olander, Scott Ramsey, Leslie "Les" Rulf, Jr., Patrick J. Hebert, James W. Bennett, Jr., Mark A. Duhon, Gwendolyn L. Hidalgo, and Kristi Prejeant Rink, M.D. Four (4) Council Members were physically present and the remaining seven (7) were present via video conferencing.

The Invocation was pronounced by Rev. Mathews and the Pledge of Allegiance was led by Mrs. Hidalgo.

Mr. Olander moved that the reading of the minutes of the Second Regular Meeting, April 22, 2020, be dispensed with and that the same is approved. Dr. Rink seconded the motion, which carried.

Baldwin Fire Chief, Lance Mire discussed the annual fire department truck allocation via telephone conference. He stated that he would like to use the \$100,000 allocation to refurbish and/or upgrade the two (2) existing fire trucks in order to maintain current standards instead of purchasing a new fire truck.

In response to Rev. Mathews' inquiry, Mr. LaGrange explained the annual fire truck allocation process and informed that the Fire Association inspected Baldwin Fire Trucks to determine the improvements needed and to make sure the funds would be used to refurbish the trucks and make sure the improvements and repairs would provide an additional ten (10) years to the longevity of the truck apparatus.

In response to Mr. Bennett's inquiry, Mr. LaGrange stated that the Parish is allocating a portion of the funds needed for a new fire apparatus.

In response to Mr. Bennett's inquiry, Mr. Adams stated that the City of Morgan City receives the funding because it provides the fire protection and the Morgan City Volunteer Fire Department provides rescue service.

Rev. Mathews requested to move up Item 16E, "Lance Mire, Fire Chief of Baldwin Volunteer Fire Department has written to request approval to use its 2020 truck allocation to conduct extreme maintenance and refurbishments of its two fire trucks. Chief Jason Brown, St. Mary Parish Fire Association has written to advise that the St. Mary Parish Fire Association voted to recommend that the Council approve this request."

After lengthy discussion, Rev. Mathews moved to approve Baldwin Volunteer Fire Department to use its 2020 parish truck allocation in the amount of \$100,000 to conduct extreme maintenance and refurbishments of its two existing fire trucks. Mr. Ina seconded the motion, which carried.

Clerk of the Council, Lisa C. Morgan informed that public comments relating to agenda items upon which a vote is to be taken, were to be submitted prior to the Public Meeting via mail to St. Mary Parish Council, Clerk of the Council, 500 Main Street, Franklin, Louisiana 70538; via email to lmorgan@stmaryparishla.gov; or via fax to 337-828-4092 "Attention: Clerk of the Council". She informed that Public comment will now be received for the next five (5) minutes via telephone calls at 337-828-4100 Ext. 517. No calls or written and/ or oral comments were received.

Parish President, David Hanagriff reported that Governor Edwards lifted some restrictions on Louisiana's Stay at Home Order to allow us to move to Phase 1 on May 15, 2020. He expounded on the 25% occupancy limits that will allow certain businesses to open under strict occupancy, sanitation guidelines, and social distancing. He also informed that the St. Mary Parish Courthouse will open on May 18, 2020 for citizens to conduct essential business and informed citizens to call the agency needed to make an appointment and follow restrictions that are in place before appearing.

Homeland Security Director, David Naquin reported that on May 4, 2020, 96 First Responders were tested for COVID-19 and all results were negative. He expounded on the six (6) mobile testing sites in St. Mary Parish and informed that the next step of testing will be in nursing homes, jails, etc. He informed that due to inclement weather the mobile testing sites are cancelled for May 14, 2020 and May 15, 2020.

Mr. Naquin informed businesses to go online at opensafely.la.gov and register their business to receive information relative to reopening and also receive future updates. He stated that healthcare businesses (i.e. dentist offices, home healthcare, etc.) can get direct Personal Protective Equipment (PPE) supplies from the PPE hotline.

Mr. Naquin reported that the first hurricane preparedness meeting is scheduled for May 19, 2020 and informed citizens to go online at getagameplan.org to obtain information to prepare for hurricanes. He also expounded on hurricane evacuation procedures and emergency shelter information.

In response to Mr. Ina's inquiry relative to schools opening in August 2020, Mr. Naquin stated that he has not received any direct information on schools opening. However, teachers will return on May 18, 2020.

St. Mary Parish Coroner, Dr. Melancon reported that St. Mary Parish has had 28 COVID-19 related deaths since April 8, 2020. In regards to Legacy Nursing Home of Morgan City, there were no COVID-19 related deaths; Patterson Nursing Home had one (1) false positive resident, and one (1) positive staff member; Maison Jardin has not had any COVID-19 related deaths; Legacy Nursing Home of Franklin tested 49 residents, 18 of those have tested positive and have been moved to a quarantined area, and had 14 overall COVID-19 related deaths. He also reported that there are 10 positive COVID-19 cases that are hospitalized.

Dr. Melancon encouraged St. Mary Parish to endorse a program supporting everyone to wear a mask to slow the spread of COVID-19.

In response to Rev. Mathews' inquiry relative to pediatric multisystem inflammatory syndrome, Dr. Melancon stated that although children have been spared of COVID-19 illness, there has not been enough information that this is related to COVID-19. He also stated that as things begin to reopen, an increase in positive cases are expected.

In response to Mr. Ramsey's inquiry relative to reopening St. Mary Parish to business as usual, Dr. Melancon stated that lower cases need to be seen and we need to continue practicing what we have been doing in the past weeks. He said having a "soft opening" will give additional information for what needs to be done.

In response to KQKI representative, Brady Borel's inquiry, Mr. Hanagriff expounded on one buggy one person, wearing masks, and to continue to use safe practicing.

In response to Mr. Hebert's inquiry, Dr. Melancon stated that Oschner St. Mary has one (1) COVID-19 patient currently in ICU on a respirator and three (3) in house, Franklin Foundation Hospital has 10 COVID-19 positive patients, none are on respirators; one (1) St. Mary Parish resident is in a Lafayette Hospital that is COVID-19 positive, and one (1) St. Mary Parish resident in Touro Hospital in New Orleans that is COVID-19 positive.

Chief Administrative Officer, Henry "Bo" LaGrange, presented his report for a three (3) week period ending May 13, 2020.

Item 1 in Mr. LaGrange's report stated, "Mr. Jeff Duhe, U. S. Census Bureau Louisiana Coordinator, has written to provide an update as of May 4, 2020 on the response to the 2020 Census in St. Mary Parish. Nationally, there has been a 56.3% self-response rate and in Louisiana the self-response rate is now 50.8%. St. Mary Parish as a whole has improved its self-response rate from 39.4% to 44.1%. The response rates by municipality have increased as follows:

- a. Morgan City 44.5% is now 53.1%
- b. Franklin 45.5% is now 52.7%
- c. Patterson 33.1% is now 41.1%
- d. Berwick 49.0% is now 57.7%
- e. Baldwin 13.4% is now 15.7%

Mr. Duhe asks that we continue to remind colleagues, friends, family, and constituents that they can easily respond from home through the mail, computer, smart phone or regular voice phone. The following link can monitor how the parish and the municipalities are responding as it is updated every day at 2 PM: <https://2020census.gov/en/resonse-rates.html>.”

In response to Mr. Ina’s inquiry, Mr. LaGrange informed that the trash issue at Burguieres Boat Landing has been resolved and is being monitored. He stated that if citizens use the dumpster properly, an additional dumpster should not be needed.

In response to Dr. Rink’s inquiry, Mr. LaGrange stated that there is no contact information on the dumpster but will look into the matter.

Dr. Rink moved that the Public Hearing Report, April 22, 2020 be approved. Mr. Bennett seconded the motion, which carried.

Mr. Ina introduced the following ordinance:

ORDINANCE NO.

An ordinance authorizing the incurring of debt and issuance of Six Hundred Thousand Dollars (\$600,000) of Certificates of Indebtedness, Series 2020 of the Parish of St. Mary, State of Louisiana; prescribing the form, terms and conditions of such Certificates and providing for the payment thereof; authorizing an agreement with the Paying Agent, if required; and providing for other matters in connection therewith.

WHEREAS, the budget for the Parish of St. Mary, State of Louisiana (the "Issuer"), adopted for the fiscal year ending December 31, 2020, shows an excess of revenues over statutory, contractual, necessary and usual charges and all other expenses for such fiscal year, sufficient to meet the maximum principal and interest requirements in any future year on the Certificates authorized herein, and the Issuer will herein obligate itself and its successors in office to budget and set aside annually adequate funds for the payment of such Certificates; and

WHEREAS, the Issuer now desires to incur debt and issue Six Hundred Thousand Dollars (\$600,000) of Certificates of Indebtedness, Series 2020 (the "Certificates"), pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act"), for the purposes of acquiring, constructing, extending, or improving works of public improvement within the Issuer and paying the costs of issuance of the Certificates;

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

SECTION 1) **Definitions**. As used herein, the following terms shall have the following meanings, unless the context otherwise requires:

"Act" means Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other 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.

"Certificates" means the Issuer’s Certificates of Indebtedness, Series 2020, authorized by this Ordinance, in the total aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any Certificate previously issued.

"Certificate Register" means the records kept by the Paying Agent at its designated office in which registration of the Certificates and transfer of the Certificates shall be made as provided herein.

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

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

"Fiscal Year" means the one-year accounting period beginning on January 1 of each year, or such other period as may be designated by the Governing Authority as the fiscal year of the Issuer.

"Governing Authority" shall mean the St. Mary Parish Council, or its successor in function.

"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 June 1 and December 1 of each year, commencing December 1, 2020.

"Issuer" means the Parish of St. Mary, State of Louisiana.

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

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

1. Certificates theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
2. Certificates for which payment or redemption sufficient funds or Government Securities or both have been theretofore paid or deposited in trust for the owners of such Certificates;
3. Certificates in exchange for or in lieu of which other Certificates have been registered and delivered pursuant to this Ordinance; and
4. Certificates alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Ordinance or by law,

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

"Paying Agent" means Hancock Whitney Bank, Baton Rouge, Louisiana, unless and 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 Hancock Whitney Bank, Gulfport, Mississippi, the original purchaser of the Certificates.

"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.

SECTION 2) **Authorization of Certificate; Maturities.** In compliance with the terms and provisions of the Act, there is hereby authorized the incurring of an indebtedness of Six Hundred Thousand Dollars (\$600,000) for, on behalf of, and in the name of the Issuer, to provide funds for the purpose of acquiring, constructing, extending, or improving works of public improvement within the Issuer and paying the costs of issuance of the Certificates, and to represent said indebtedness this Governing Authority does hereby authorize the issuance of Six Hundred Thousand Dollars (\$600,000) of Certificates of Indebtedness, Series 2020, of the Issuer. The Certificates shall be initially issued in the form of a single, fully registered Certificate numbered R-1, shall be dated the date of delivery, which is anticipated to be June 30, 2020, and shall be in the principal amount of Six Hundred Thousand Dollars (\$600,000). The Certificate shall have a stated maturity of June 1, 2025, and shall mature in installments as shown in Section 4 hereof. The unpaid principal of the Certificate shall bear interest from the date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, payable on each Interest Payment Date, commencing December 1, 2020, at the rate of 3.25% per annum.

The principal of and interest on the Certificates shall be payable by check of the Issuer mailed directly to the Owner or 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 Certificate Register, provided, however, that principal of the Certificate at final maturity shall be payable at the designated office of the Paying Agent upon presentation and surrender thereof. Each Certificate delivered under this Ordinance upon transfer of, in exchange for or in lieu of any other Certificate shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Certificate, and each such Certificate shall bear interest (as herein set forth) so neither gain nor loss in interest shall result from such transfer, exchange or substitution.

No Certificates shall be entitled to any right or benefit under this Ordinance, or be valid or obligatory for any purpose, unless there appears on such Certificates 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 Certificates.** The Certificates are not callable for redemption prior to their stated maturities without the written consent of the Owners.

SECTION 4. **Principal Installments of Certificates.** The Certificate shall mature in

installments, without redemption premium or necessity of notice, on June 1 in the years and in the principal amounts set forth below, plus accrued interest thereon:

Year (June 1)	Principal Due
2021	\$115,000
2022	\$115,000
2023	\$120,000
2024	\$125,000
2025*	\$125,000

* Final Maturity

SECTION 5. **Registration and Transfer**. The Issuer shall cause the Certificate Register to be kept by the Paying Agent. The Certificates may be transferred, registered and assigned only on the Certificate Register, and such registration shall be at the expense of the Issuer. A Certificate may be assigned in its entirety, but not in part, only by the execution of an assignment form on the Certificates. A new Certificate or Certificates may, upon request, be delivered by the Paying Agent to the last assignee (the new Owner) in exchange for such transferred and assigned Certificates after receipt of the Certificates to be transferred in proper form. Such new Note shall be in a denomination equal to the original principal amount of the Certificate but shall Certificate the principal amount that has been paid to date. Neither the Issuer nor the Paying Agent shall be required to issue, register, transfer or exchange any Certificate 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 Certificates**. The Certificates and the endorsements to appear thereon shall be in substantially in the form attached hereto as **Exhibit A**.

SECTION 7. **Execution of Certificates**. The Certificates 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 Certificates shall be secured by and payable from the excess of annual revenues of the Issuer above statutory, contractual, necessary and usual charges (as set forth in the Act) in each Fiscal Year during which the Certificates are outstanding. There is hereby irrevocably pledged and dedicated to the payment of the Certificates an amount of such excess of annual revenues sufficient to pay same in principal and interest as they respectively mature. Until the Certificates shall have been paid in full in principal and interest, this Governing Authority does hereby obligate the Issuer, itself and its successors in office, to budget annually a sum of money sufficient to pay the principal of and interest on the Certificates, including

any principal and/or interest theretofore matured and then unpaid, and to levy and collect in each year taxes and to collect other revenues, within the limits prescribed by law, sufficient to pay the principal of and the interest on the Certificates after payment in such years of all the said statutory, contractual, necessary and usual charges of the Issuer (as set forth in the Act) for the then current Fiscal Year. No further or additional pledges or dedications of the aforesaid excess of annual revenues shall be made which shall have priority over or parity with the pledge and dedication of such revenues herein made, except as provided in Section 11 hereof.

SECTION 9. **Sinking Fund.** For the payment of the principal of and the interest on the Certificates, there is hereby maintained a special fund to be known as "*Parish of St. Mary Certificates of Indebtedness Sinking Fund,*" said Sinking Fund to be maintained with the regularly designated fiscal agent bank of the Issuer. The Issuer shall deposit in the Sinking Fund at least three (3) days in advance of each Interest Payment Date funds fully sufficient to promptly pay the maturing principal and interest so falling due on such date. Said fiscal agent bank shall make available from said Sinking Fund to the Paying Agent for the Certificates at least one (1) day in advance of the date on which each payment of principal and interest falls due, funds fully sufficient to pay promptly the principal and interest falling due on such date.

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 budgeted out of the revenues in any Fiscal Year sufficient to pay the principal and interest on the Certificate for that Fiscal Year, then any excess of such revenues remaining in that Fiscal Year shall be free for expenditure by the Issuer for any lawful corporate purpose of the Issuer.

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 Certificate, 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.

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, in which event all income derived from such investments shall be transferred to the general fund.

SECTION 10. **Budget; Audit.** As long as any of the Certificates are outstanding and unpaid in principal or interest, the Issuer shall prepare and adopt a budget prior to the beginning of each Fiscal Year and shall furnish a copy of such budget after its adoption to any Owner of the

Certificates upon request. After the close of each Fiscal Year, the Issuer shall cause an audit of its books and accounts to be made by the Legislative Auditor or an independent firm of certified public accountants showing the receipts and disbursements made by the Issuer during the previous Fiscal Year. Such audit shall be promptly furnished to any Owner of the Certificates upon request.

SECTION 11. **Parity Obligations.** The Issuer shall issue no other Certificates or obligations of any kind or nature payable from or enjoying a lien on the revenues of the Issuer having priority over or parity with the Certificates, except that additional obligations may hereafter be issued on a parity with the Certificates under the following conditions:

(1) The Certificates herein authorized or any part thereof, including the interest thereon, may be refunded as permitted herein, and the refunding Certificates so issued shall enjoy complete equality of lien with the portion of the Certificates which is not refunded, if there be any, and the refunding Certificates shall continue to enjoy whatever priority of lien over subsequent issues may have been enjoyed by the Certificates refunded; provided, however, that if only a portion of the Certificates outstanding are so refunded and the refunding Certificates 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 Certificates refunded thereby, then such Certificates may not be refunded without the consent of the Owner of the unrefunded portion of the Certificates issued hereunder (provided such consent shall not be required if such refunding Certificates meet the requirements set forth in clause 2 of this Section).

(2) (a) The net excess of annual revenues of the Issuer (excess of general revenues over expenditures, which shall include revenues from any source which may be transferred to the General Fund of the Issuer to pay the debt service on the Certificates) for the Fiscal Year immediately preceding the issuance of any additional parity obligations must have been not less than *1.15 times* the highest annual debt service requirements in any succeeding Fiscal Year on all such obligations then outstanding, including the Certificates, the proposed obligations, and any other obligations theretofore issued and then outstanding which are payable from the excess of general revenues of the Issuer (but not including obligations which have been refunded or provisions otherwise made for their full and complete payment and redemption); and

(b) The Issuer must be in full compliance with all covenants and undertakings in connection with the Certificates and there must be no delinquencies in payments required to be made in connection therewith.

Junior and subordinate Certificates may be issued without restriction.

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 Certificates to be typed or printed, to issue, execute and seal the Certificates, and to effect delivery thereof as hereinafter provided. The proceeds derived from the sale of the Certificates shall be deposited by the Issuer in a special fund to be called "Parish of St. Mary Certificates of Indebtedness, Series 2020, Project Fund" hereby established and to

be maintained with any regularly designated fiscal agent bank or banks of the Issuer to be used only for the purposes for which the Certificates are being issued.

SECTION 13. **Certificates Legal Obligation.** The Certificates shall constitute a binding and valid obligation of the Issuer and shall be the only representation 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 from time to time of the Certificates and the provisions of such contract shall be enforceable by appropriate proceedings to be taken by such Owner, either by law or in equity. No material modification or amendment of this ordinance, or any ordinance or enactment amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owner of the Certificates then outstanding.

SECTION 15. **Severability; Application of Subsequently Enacted Laws.** In case any one or more of the provisions of this Ordinance or of the Certificates 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 Certificates, but this Ordinance and the Certificates 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 Certificates which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance and to the Certificates.

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

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

SECTION 17. **Effect of Registration.** The Issuer, the Paying Agent, and any agent of either of them may treat the Owner in whose name the Certificates are registered as the Owner of such Certificates for the purpose of receiving payment of the principal of and interest on such Certificates 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 Certificates 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 Certificates, at the address of such Owner as it appears in the Certificate Register. In any case where notice to Owners of Certificates is given by mail, neither the failure to mail such notice to any particular Owner of Certificates, nor any defect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Certificates. 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 Certificates.** Any Certificates surrendered for payment, redemption, 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 Certificates previously registered and delivered which the Issuer may have acquired in any manner whatsoever, and any Certificates so delivered shall be promptly canceled by the Paying Agent. Any canceled Certificates held by the Paying Agent shall be disposed of as directed in writing by the Issuer.

SECTION 20. **Amendments to Ordinance.** 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 Certificates then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity of the Certificates or the redemption provisions thereof, or a reduction in the rate of interest thereon, or the promise of the Issuer to pay the principal of and the interest on the Certificates as the same shall come due from the Revenues of the Issuer, or reduce the percentage of owners required to consent to any material modification or amendment of this Ordinance, without the consent of the Owner or Owners of the Certificates.

SECTION 21. **Mutilated, Destroyed, Lost or Stolen Certificates.** If (a) any mutilated Certificate 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 Certificate, and (b) 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 Certificate 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 Certificate, a new Certificate of the same maturity and of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or stolen Certificate has become or is about to become due and payable, the Issuer in its discretion may, instead of issuing a new Certificate, pay such Certificate. Upon the issuance of any new Certificate 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 Certificate issued pursuant to this Section in lieu of any mutilated, destroyed, lost, or stolen Certificate shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost, or stolen Certificate 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 Certificates. The procedures set forth in the Agreement authorized in this Ordinance shall also be available with respect to mutilated, destroyed, lost or stolen Certificates. 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 Certificates.

SECTION 22. **Discharge of Ordinance; Defeasance.** If the Issuer shall pay or cause to be paid to the Owners of all Certificates then outstanding the principal of and interest to become due thereon, at the times and in the manner stipulated therein and in this Ordinance, then the covenants, agreements and other obligations of the Issuer to the Owners shall be discharged and satisfied. In such event, the Paying Agent shall, upon the request of the Issuer, execute and deliver to the Issuer all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent shall pay over or deliver to the Issuer all moneys, securities and funds held by them pursuant to this Ordinance which are not required for the payment of Certificates not theretofore surrendered for such payment.

Certificates or principal or interest installments thereof 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. Certificates or principal or interest installments

thereof shall be deemed to have been paid, prior to their maturity, within the meaning and with the effect expressed above in this Section if they have been defeased pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 23. **Successor Paying Agent; Paying Agent Agreement.** The Issuer will at all times maintain a Paying Agent meeting the qualifications hereinafter described for the performance of the duties hereunder for the Certificates. The designation of Hancock Whitney Bank as 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 an ordinance giving notice of the termination of the Agreement and appointing a successor and (b) causing notice to be given to each Owner. Every 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 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 Certificates 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 Certificates 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 Certificates to be "arbitrage bonds" or would result in the inclusion of the interest on any of the Certificates in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Certificate 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 Certificates in a manner which would cause the Certificates to be "private activity bonds."

SECTION 25. **Designation as a "Qualified Tax-Exempt Obligation"**. The Certificates are designated as a "qualified tax-exempt obligation" within the meaning of Section 265(b)(3)(B) of the Code. In making this designation, the Issuer finds and determines that:

- (a) the Certificates are not "private activity bonds" within the meaning of the Code; and
- (b) the reasonably anticipated amount of qualified tax-exempt obligations which will be issued by the Issuer and all subordinate entities in calendar year 2020 does not exceed \$10,000,000.

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

SECTION 26. **Disclosure Under SEC Rule 15c2-12(b)** It is recognized that 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 27. **Publication**. A copy of this Ordinance shall be published immediately after its adoption in one (1) issue of the official journal of the Issuer with the effect as set forth in the Act.

SECTION 28. **Award of Certificates**. The Issuer hereby accepts the offer of Hancock Whitney Bank, Baton Rouge, Louisiana, for the Certificates, which offer is 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 Certificates 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 Certificates and is extending credit in the form of the Certificates as a vehicle for making a commercial loan to the Issuer.

SECTION 29. **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 30. **Effective Date**. This Ordinance shall become effective immediately.

This ordinance having been offered and read on this the 13th day of May 2020; having been published in accordance with law.

NO. R-1

PRINCIPAL AMOUNT \$600,000

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

**CERTIFICATE OF INDEBTEDNESS, SERIES 2020
OF THE
PARISH OF ST. MARY, STATE OF LOUISIANA**

Certificate	Interest	Final
<u>Date</u>	<u>Rate</u>	<u>Maturity</u>
June 30, 2020	3.25%	June 1, 2025

THE PARISH OF ST. MARY, STATE OF LOUISIANA (the "Issuer"), promises to pay, but solely from the source and as hereinafter provided, to:

HANCOCK WHITNEY BANK

or registered assigns, on the Maturity Date set forth above, the principal amount set forth above, to the extent not already paid, together with interest thereon from the Certificate 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 on December 1, 2020, and annually thereafter on June 1 of each year (the "Interest Payment Date"), until said Principal Amount is paid. The principal of this Certificate, on the Final Maturity Date set forth above, is payable in lawful money of the United States of America at the designated office of Hancock Whitney Bank, in the city of Baton Rouge, Louisiana, or successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Other payments of principal and interest on this Certificate are payable by check mailed by the Paying Agent to the registered owner (determined as of the close of business on the 15th 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 Certificate comprises the entire issue aggregating in principal the sum of Six Hundred Thousand Dollars (\$600,000) (the "Certificates"), said Certificates having been issued by the Issuer pursuant to an Ordinance adopted by its governing authority on June 10, 2020 (the "Ordinance"), for the purpose of acquiring, constructing, extending, or improving works of public improvement within the Parish and paying the costs of issuance of the Certificates, under the authority conferred by Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

The Certificates are not callable for redemption prior to their stated maturities without the written consent of the owner thereof.

This Certificate shall mature in installments, without redemption premium or necessity of notice, on June 1 in the years and in the principal amounts set forth below, plus accrued interest thereon:

Year	Principal
<u>(June 1)</u>	<u>Due</u>
2021	\$115,000
2022	\$115,000
2023	\$120,000
2024	\$125,000
2025*	\$125,000

* Final Maturity

The Issuer shall cause to be kept at the principal office of the Paying Agent a register (the "Certificate Register") in which registration of the Certificate and of transfers of the Certificate shall be made as provided in the Ordinance. The Certificate may be transferred, registered

and assigned only on the Certificate Register, and such registration shall be at the expense of the Issuer. The Certificate 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 Certificate will be delivered by the Paying Agent to the last assignee (the new registered owner) in exchange for this transferred and assigned Certificate after receipt of this Certificate to be transferred in proper form.

This Certificate is secured by and payable from the excess of annual revenues of the Issuer above statutory, contractual, necessary and usual charges (as set forth in the Act) in each fiscal year of the Issuer during which the Certificate is outstanding, as described in the Ordinance. The Issuer has covenanted and agreed to budget annually a sum of money sufficient to pay the principal of and the interest on this Certificate, and to levy and collect in each year service charges and to collect other revenues within the limits prescribed by law, sufficient to pay the principal of and the interest on the Certificate after the payment in such years of all such statutory, contractual, necessary and usual charges. The Issuer, in the Ordinance has also entered into certain other covenants and agreements with the registered owner of this Certificate, including a provision for the issuance of *pari passu* obligations on a parity with this Certificate for the terms of which reference is made to the Ordinance.

This Certificate 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 Certificate 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 Certificate and the issue of which it forms a part to constitute the same legal, binding and valid obligations of the Issuer 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 Certificate, 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 Certificate to be executed in its name by the manual 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 Certificate is the Certificate referred to in the within mentioned Ordinance.

Hancock Whitney Bank,
as Paying Agent

Date of Registration: _____

By: _____
Authorized Officer

* * * * *

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned Assignor hereby sells, assigns and transfers the within Certificate and all rights thereunder unto the following Assignee:

Name: _____

Address: _____

_____,
who by its execution below hereby certifies to the Paying Agent that (a) it is (i) an affiliate of the original owner of this Certificate, or (ii) a bank, or entity directly or indirectly controlled by a bank, or under common control with a bank, other than a broker dealer or municipal securities dealer, which certifies that it is a "qualified institutional buyer" as defined in Rule 144A of the Securities Act of 1933, as amended, and (b) it consents to the terms of the Lender Certificate executed by the original owner of this Certificate as referenced in the Ordinance.

_____, Assignee _____, Assignor

By: _____

By: _____

Its: _____

Its: _____

Date: _____

EXHIBIT B

OFFER TO PURCHASE

Mr. Bennett introduced the following ordinance:

ORDINANCE NO.

An Ordinance amending Ordinance No. 1835 relative to temporarily moving two precincts for the July 11, 2020 and August 15, 2020 elections only.

WHEREAS, LA RS 18:534 gives St. Mary Parish the ability to change voting precinct locations when a polling place becomes unavailable due to an emergency caused by an act of God, and;

WHEREAS, two current voting precinct locations have become unavailable to use as polling places due to the threat of COVID-19 to the citizens who routinely use the buildings, and;

NOW, THEREFORE BE IT RESOLVED by the St. Mary Parish Council, in regular session assembled, that the following precinct locations are **TEMPORARILY AMENDED** for the **July 11, 2020** and **August 15, 2020** elections only:

Precinct 38 – Health Unit/911 Building
temporarily changed to
Precinct 37 – Morgan City Senior High School

AND

Precinct 45 – St. Mary AARP Senior Center
temporarily changed to
Precinct 43 – Wyandotte Elementary School

This ordinance shall become effective and be in full force upon adoption.

This ordinance having been offered and read on this the 13th day of May 2020; having been published in accordance with law.

Mr. Olander introduced the following ordinance:

ORDINANCE NO.

An Ordinance prohibiting fishing along Cote Blanche Road and providing penalties for the violation of the same.

BE IT ORDAINED by the St. Mary Parish Council in regular session convened:

SECTION 1. It shall be unlawful for any person to fish along any part of Cote Blanche Road.

SECTION 2. Any person who shall violate the terms of this ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$500.00 or imprisonment in the Parish Jail for nor more than six (6) months or both.

SECTION 3. The Department of Public Works shall place appropriate signs along the roadway, notifying the public of the prohibitions contained herein.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

This ordinance shall become effective upon adoption.

This ordinance having been offered and read on this the 13th day of May, 2020; having been published in accordance with law.

Mr. Ramsey moved that the following ordinance be adopted. Mr. Bennett seconded the motion, which carried by the following 11-0-0-0 Roll Call vote:

YEAS: Mathews, Ina, Olander, Ramsey, Rulf, Hebert, Bennett, Duhon, Hidalgo, Rink, and Adams

NAYS: None

ABSTAIN: None

ABSENT: None

ORDINANCE NO. 2217

An Ordinance authorizing the President of St. Mary Parish to enter into a Drainage Servitude and Right-of-Way Agreement with Christopher G. Little and a Drainage Servitude and Right-of-Way Agreement with J.D. Towing, Inc. relative to Victoria Riverside Road.

BE IT ORDAINED by the St. Mary Parish Council, in regular session convened:

SECTION I. That the Parish of St. Mary enter into two Drainage Servitude and Right-of-Way Agreements relative to Victoria Riverside Road all in accordance with the basic terms and conditions contained in Exhibit "A" and Exhibit "B", attached hereto.

SECTION II. That David Hanagriff, Parish President is authorized to execute such agreements on behalf of the Parish Council.

SECTION III. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION IV. This ordinance shall become effective upon adoption.

This ordinance having been offered and read on this 8th day of April 2020; having been published in accordance with law; having been heard in a public hearing held at Franklin, Louisiana on the 13th day of May 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, 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 19th day of May 2020 at the hour of 8:35 a.m.

APPROVED:

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

This Ordinance was returned to the Clerk of the Council on this the 19th day of May 2020 at the hour 1:20 p.m.

Exhibit "A"

STATE OF LOUISIANA
PARISH OF ST. MARY

DRAINAGE SERVITUDE AND RIGHT-OF-WAY AGREEMENT

Before me, the undersigned notary public, and in the presence of the two undersigned competent witnesses, personally came and appeared:

CHRISTOPHER G. LITTLE, a single person, who is of the full age of majority, being a resident of St. Mary Parish, Louisiana and whose mailing address is 1184 Victoria Riverside, Patterson, Louisiana.

who do by these presents, now and forever, dedicate a drainage servitude and right-of-way to public use, unto and in favor of the ST. MARY PARISH GOVERNMENT, in and to the westernmost fifteen (15) feet of the following described property, running from Victoria Riverside Road to the lower Atchafalaya River:

That certain lot or parcel of land, together with all buildings and improvements thereon and thereunto belonging, and all rights, ways, privileges, and servitudes thereunto appertaining, lying and being situated in Section 3, T15S, R12E, St. Mary Parish, Louisiana, being more particularly known, designated and described as Lot No. Seven (7) as per map entitled, "Plan Of Land Showing Lot #5 and Lot #7 Property of Leo Grizzaffi", made by E.E. Opitz, Professional Land Surveyor, dated January 8, 1998 and revised March 9, 1998, for which reference is made for greater particularity as to location, dimensions, boundaries, shape, and description of said lot or parcel of land. According to said plan of land attached hereto, Lot No. Seven (7) is bounded northerly by Victoria Road a/k/a Victoria Riverside Road, southerly by the Lower Atchafalaya River, and westerly by Lot No. Six (6); and according to that plan of land attached to that Act of Partition recorded on September 23, 1983 in COB 26-L, Folio 632, Entry No. 202,697 of the public records of St. Mary Parish, Louisiana, said Lot No. Seven (7) is bounded easterly by Lot No. Eight (8).

Being the same property acquired by Christopher G. Little from Leo L. Grizzaffi, Sr. by Cash Deed recorded on May 4, 1998, COB 41-I, Entry No. 261,575, Page No. 296, St. Mary Parish, Franklin, State of Louisiana.

It is expressly understood that this dedication of the above described drainage servitude is made solely for the construction and maintenance of drainage ditch, and not a conveyance of the fee title thereto, and the grantor by these presents especially does not transfer any right to oil, gas, and other minerals, mineral rights, and/or mineral servitudes lying in, on, or under the area herein subjected to said drainage servitude, it being specifically understood, however, that while no exploration, drilling, nor mining of gas, oil, and other minerals of any kind shall be conducted upon the area covered by said servitude or right-of-way, there may be directional drilling from adjacent lands to extract the oil, gas, or other minerals from under the area subject to said servitude.

And now appears ST. MARY PARISH GOVERNMENT, represented herein by its duly authorized President, DAVID HANAGRIFF, who accepts this agreement.

Thus done and signed in Franklin, in the Parish of St. Mary, State of Louisiana, on this _____ day of _____, 2020, in the presence of the two undersigned competent witnesses, who sign these presents with the appearers and me, notary after reading of the whole.

WITNESSES:

Print Name:

CHRISTOPHER G. LITTLE

Print Name:

Name: _____ Bar/ID No.: _____
Notary Public

Thus done and signed in Franklin, in the Parish of St. Mary, State of Louisiana, on this _____ day of _____, 2020, in the presence of the two undersigned competent witnesses, who sign these presents with the appearers and me, notary after reading of the whole.

WITNESSES:

ST. MARY PARISH GOVERNMENT

Print Name:

DAVID HANAGRIFF, PRESIDENT

Print Name:

Name: _____ Bar/ID No.: _____
Notary Public

Exhibit "B"

STATE OF LOUISIANA

PARISH OF ST. MARY

DRAINAGE SERVITUDE AND RIGHT-OF-WAY AGREEMENT

Before me, the undersigned notary public, and in the presence of the two undersigned competent witnesses, personally came and appeared:

J. D. TOWING, INC., a Louisiana Corporation, whose mailing address is P.O. Box 758, Berwick, Louisiana 40342, being represented herein by Charles A. Denning, its duly authorized President.

who do by these presents, now and forever, dedicate a drainage servitude and right-of-way to public use, unto and in favor of the ST. MARY PARISH GOVERNMENT, in and to the easternmost fifteen (15) feet of the following described property, running from Victoria Riverside Road to the lower Atchafalaya River:

That certain lot or parcel of land, lying and being situated in Section Three, Township 15 South, Range 12 East, St. Mary Parish, Louisiana, known, designated, and described as Lot Number Six (6) according to a "Plant of Land showing Lots 1, 2, 3, 4, 5, and 6 Being Portion of the Property of F.P. GRIZZAFFI ESTATE in Section 3, T15S, R12E, St. Mary Parish, Louisiana", made by Roes & Associates, Engineers, dated July 30, 1979, reference to which is made herein for greater particularity of description; according to said plan, the said lot fronts three hundred two and 26/100ths (302.26') feet on the southerly side of the Parish Road, and extends parallel lines to the Lower Atchafalaya River; said lot being bounded on the north by Parish Road, on the east by Lot 5, on the west by property of F.P. Grizzaffi Estate, and on the south by the Lower Atchafalaya River.

Being the same property acquired by J.D. Towing, Inc. by Cash Deed, recorded September 27, 2000 in St. Mary Parish Conveyance Book 43-Q, Folio 163, Entry No. 271,483.

It is expressly understood that this dedication of the above described drainage servitude is made solely for the construction and maintenance of drainage ditch, and not a conveyance of the fee title thereto, and the grantor by these presents especially does not transfer any right to oil, gas, and other minerals, mineral rights, and/or mineral servitudes lying in, on, or under the area herein subjected to said drainage servitude, it being specifically understood, however, that while no exploration, drilling, nor mining of gas, oil, and other minerals of any kind shall be conducted upon the area covered by said servitude or right-of-way, there may be directional drilling from adjacent lands to extract the oil, gas, or other minerals from under the area subject to said servitude.

And now appears ST. MARY PARISH GOVERNMENT, represented herein by its duly authorized President, DAVID HANAGRIFF, who accepts this agreement.

Thus done and signed in Franklin, in the Parish of St. Mary, State of Louisiana, on this _____ day of _____, 2020, in the presence of the two undersigned competent witnesses, who sign these presents with the appearers and me, notary after reading of the whole.

WITNESSES:

J. D. TOWING, INC.

Print Name:

CHARLES A. DENNING

Print Name:

Name: _____ Bar/ID No.: _____
Notary Public

Thus done and signed in Franklin, in the Parish of St. Mary, State of Louisiana, on this _____ day of _____, 2020, in the presence of the two undersigned competent witnesses, who sign these presents with the appearers and me, notary after reading of the whole.

WITNESSES:

ST. MARY PARISH GOVERNMENT

Print Name:

DAVID HANAGRIFF, PRESIDENT

Print Name:

Name: _____ Bar/ID No.: _____
Notary Public

Dr. Rink moved that the following ordinance be adopted. Mr. Bennett seconded the motion, which carried by the following 11-0-0-0 Roll Call vote:

YEAS: Ina, Olander, Ramsey, Rulf, Hebert, Bennett, Duhon, Hidalgo, Rink, Adams, and Mathews

NAYS: None

ABSTAIN: None

ABSENT: None

ORDINANCE NO. 2218

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments).

WHEREAS, on March 12th, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 – St. Mary Parish Unified Development Code, and

WHEREAS, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning district map to be amended, and

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:

SECTION I - That certain tract of land described in Exhibit “A” is hereby rezoned from the current zoning of Existing Neighborhood (EN1) Zoned District to Existing Neighborhood (EN2) 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 8th day of April 2020; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 13th day of May 2020; was adopted.

APPROVED:

**DEAN S. ADAMS, 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 19th day of May 2020, at the hour of 8:35 a.m.

APPROVED:

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

This ordinance was returned to the Clerk of the Council on this the 19th day of May 2020, at the hour of 1:20 p.m.

EXHIBIT "A"

Name: Mark Hebert

Address: 153 F J Hebert Ln., Jeanerette, LA

Parcel Id# Sec. 68 T13S R8E;

-Parcel Id# 1875081011.00- Parcel #1784981001.00- Lot Tract 8 Anna L and Fernand J Hebert Jr part per Plat 24B 190548 Acq. 269 315352.

PURPOSE: to rezone from Existing Neighborhood (EN1) Zoned District to Existing Neighborhood (EN2) Zoned District.

Mr. Ina moved that the following Resolution be adopted. The Council seconded the motion, which carried by the following 11-0-0-0 Roll Call vote:

YEAS: Olander, Ramsey, Rulf, Hebert, Bennett, Duhon, Hidalgo, Rink, Adams, Mathews, and Ina

NAYS: None

ABSTAIN: None

ABSENT: None

PROCLAMATION

WHEREAS, the State of Louisiana includes countless older Americans who enrich and strengthen our communities; and

WHEREAS, the State of Louisiana is committed to engaging and supporting older adults, their families, and caregivers; and

WHEREAS, we acknowledge the importance of taking part in activities that promote the physical, mental, and emotional wellbeing for everyone, regardless of age; and

WHEREAS, lives of individuals of every age can be enriched by promoting home and community based services that support independent living, involving older adults in community planning, events, and other activities, and by providing opportunities for older adults to work, volunteer, learn, lead, and mentor.

NOW, THEREFORE BE IT RESOLVED, that the St. Mary Parish Council, hereby proclaim the month of May 2020, as:

OLDER AMERICANS MONTH

in St. Mary Parish.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 13th day of May 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

Mr. Ramsey moved that the following Resolutions be adopted. Dr. Rink seconded the motion, which carried by the following 11-0-0-0 Roll Call vote:

YEAS: Ramsey, Rulf, Hebert, Bennett, Duhon, Hidalgo, Rink, Adams, Mathews, Ina, and Olander

NAYS: None

ABSTAIN: None

ABSENT: None

RESOLUTION

BE IT RESOLVED, that the St. Mary Parish Council does hereby adopt and approve the Louisiana Compliance Questionnaire for St. Mary Parish Sales & Use Tax Department as completed for year ending December 31, 2019.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 13th day of May 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

RESOLUTION

A Resolution authorizing David Hanagriff, the President of the Parish of St. Mary to execute any and all documents relative to submitting claims to the State of Louisiana Department of Treasury's Unclaimed Property Program.

BE IT RESOLVED, that David Hanagriff, President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute any and all documents relative to submitting claims to the State of Louisiana Department of Treasury's Unclaimed Property Program, with said documents to contain such terms, conditions, and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 13th day of May 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

RESOLUTION

A Resolution authorizing David Hanagriff, the President of the Parish of St. Mary to execute a contract with Eagle Airport Marking, Inc. relative to the Harry P. Williams Memorial Airport Runway Marking Project.

BE IT RESOLVED, that David Hanagriff, President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute a contract with Eagle Airport Marking, Inc., 5266 FM 2207, Kilgore, Texas 75662, relative to the Harry P. Williams Memorial Airport Runway Marking Project, with said contract to contain such terms, conditions, and stipulations as he may best see fit, he being fully authorized in the premises.

ADOPTED AND APPROVED by the St. Mary Parish Council in regular session convened on this the 13th day of May 2020.

APPROVED:

**DEAN S. ADAMS, CHAIRMAN
ST. MARY PARISH COUNCIL**

ATTEST:

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

OLD BUSINESS:

- A. As per LA RS 38:291 (Z), the St. Mary Parish Council is responsible for submitting a list containing three nominations from each of the eight single member parish council districts. The Governor shall appoint one member to represent each District.

District V

James Patrick Carinhas

Mr. Rulf moved to nominate James Patrick Carinhas, District V to the Governor for the St. Mary Levee District Board of Commissioners. Mr. Hebert seconded the motion, which carried.

NEW BUSINESS:

- A. We received the following financial statements:

Atchafalaya Golf Course Commission – year ended September 30, 2019
Consolidated Gravity Drainage District No. 1 – year ended September 30, 2019
Recreation District No. 5 – year ended September 30, 2019
Water & Sewer Commission No. 2 – year ended September 30, 2019

- B. James L. Moffett, III, Cox Manager, Government and Regulatory Affairs has written that Cox is required to obtain permission from local broadcast stations and cable networks to provide their signals on our channel lineup. We're in discussions to renew agreements with the following programmers and broadcasters:

<u>Network Affiliations</u>	<u>Channels SD & HD</u>
ABC – WBRZ	5 & 1005
News – WBRZ	15 & 1015
Weather – WBRZ	22

If we're unable to reach a new agreement by the expiration dates, these networks can prevent us from including their stations in our lineup.

We'll keep you update with any information.

- C. Discussion and action relative to the St. Mary Charter Review Committee March 10, 2020 final report. (Mr. Ina.)

Mr. Ina commended the Charter Review Committee for examining the entire Charter and suggested that the citizens have access to view the recommendations and add any input.

Mr. LaGrange stated that the recommendations can be posted on the St. Mary Parish Government Website and also on St. Mary Parish Office of Emergency Preparedness and Homeland Security Facebook page.

In response to several Council Members inquiry, Legal Counsel, Eric Duplantis stated that the Council can amend specific articles in the Charter and that an ordinance will need to be adopted by a two thirds vote of the Council then it goes on the ballot for the citizens to vote. He also stated that it is the decision of the Council to have one (1) total amendment that includes all amendments or several individual amendments or a group of similar amendments to go on the ballot.

Mr. LaGrange stated that in the past, each item or change has been separate propositions for the public to vote. He also expounded on election costs.

- D. Discussion and action relative to NACo Online Leadership Academy. (Dr. Prejeant Rink)

Dr. Rink explained the Online Leadership Academy, expounded on the scholarships for participants, and also stated that she is interested and has registered to attend in August 2020. She explained that the first scholarship offers \$1,500 of the \$2,000 cost and that she can pay the remaining \$500 cost if the Council does not approve.

In response to several Council Member inquiries, Mr. LaGrange stated it could be considered a legitimate expense of the Council because it is training for Council Members.

After lengthy discussion, Mr. Hebert moved to allow Dr. Rink to accept the scholarship and attend the online Leadership Academy at her own cost. Rev. Mathews seconded the motion, which carried.

- E. Lance Mire, Fire Chief of Baldwin Volunteer Fire Department has written to request approval to use its 2020 truck allocation to conduct extreme maintenance and refurbishments of its two fire trucks.

Chief Jason Brown, St. Mary Parish Fire Association has written to advise that the St. Mary Parish Fire Association voted to recommend that the Council approve this request.

This item was discussed earlier.

- F. Discussion and action relative to public notifications of public hearing notices and council meeting notices. (Mr. Adams)

Mr. Adams suggested that public notifications of public hearing notices and council meeting notices run in the paper in the area in which it is located so that citizens are aware of what is happening.

Mrs. Morgan informed that the Daily Review Newspaper in Morgan City would charge \$3.00 per column inch, which is the same fee as Franklin Banner-Tribune. She stated that Mr. Duplantis suggested adding a note on the public notice that states the full agenda can be found on the St. Mary Parish Government Website and also on St. Mary Parish Office of Emergency Preparedness and Homeland Security Facebook page. She also informed that currently public hearing notices are only ran in the official journal, which is the Franklin Banner-Tribune. The Council would have to vote to run the public hearing notices and council meeting notices in both newspapers.

After lengthy discussion, Mr. Bennett moved to also run public notifications of public hearing notices and council meeting notices in the Daily Review in Morgan City with a note stating public notices and agendas can be viewed on the St. Mary Parish Government Website and also on St. Mary Parish Office of Emergency Preparedness and Homeland Security Facebook page. Rev. Mathews seconded the motion, which carried.

G. Appointments to the following Boards and Commissions:

Fire Protection District No. 2 (Centerville area) – 3 Vacancies

No applications received.

Clerk of the Council, Lisa C. Morgan informed that she received phone calls after the deadline from present members John Higdon, Ulysses Knight, Jr., and Larry J. LeBlanc stating they would like to be reappointed.

Mr. Olander requested to place the vacancies on May 27, 2020 Parish Council meeting agenda.

There being no further business, Mr. Olander moved for adjournment. Mrs. Hidalgo seconded the motion, which carried.

Lisa C. Morgan, Clerk

Dean S. Adams, Chairman