

**IBERVILLE PARISH COUNCIL MINUTES
PUBLIC HEARING, TUESDAY, MARCH 20, 2018
PROPOSED ORDINANCES**

The Parish Council of Iberville Parish, State of Louisiana, held a Public Hearing in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, on the 20th day of March, 2018 at 6:00 P.M. pursuant to a Notice of Public Hearing published on the 15th day of March, 2018 in the Plaquemine Post South and Iberville Parish website.

The Council Chairman, Matthew H. Jewell, called the hearing to order at 6:00 p.m. followed by the roll call with the following Council Members in attendance: Warren Taylor, District 1; Steve C. Smith, District 5; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Mitchel J. Ourso, Sr.; District 2; Thomas E. Dominique, Sr., District 3; Leonard Jackson, Sr., District 4; Courtney P. Lewis, District 6; Terry J. Bradford, District 9.

A quorum was present and due notice had been published and posted. Parish President- J. Mitchell Ourso, Jr. and Chief Administrative Officer- Edward Songy were also in attendance.

Mr. Songy read the following ordinances in entirety.

ORDINANCE 1 Ordinance to acquire parcel by acquisition/expropriation of land for water intake structure for water production & treatment plant located on Highway 75

The floor was opened to comments and questions. Mr. Glynn Patrick came before the Council to speak in opposition to Ordinance 1. He also presented paperwork to the Council regarding his opposition to this ordinance.

ORDINANCE 2 Ordinance to grant an electrical line servitude to Entergy, LLC along Enterprise Boulevard from LA Highway 75 to LA Highway 3066

The floor was opened to comments and questions. There was no opposition to this ordinance.

There being no further business to be conducted, the hearing was adjourned at 6:13 p.m.

/s/ KIRSHA D. BARKER
COUNCIL CLERK

/s/ MATTHEW H. JEWELL
COUNCIL CHAIRMAN

**IBERVILLE PARISH COUNCIL MINUTES
REGULAR MEETING, TUESDAY, MARCH 20, 2018**

The Parish Council of Iberville Parish, State of Louisiana, met in Regular Session, in the Council Meeting Room, 2nd Floor, Courthouse Building, 58050 Meriam Street, Plaquemine, Louisiana, on the 20th day of March, 2018.

The Council Chairman, Matthew H. Jewell, called the meeting to order at 6:30 p.m. followed by the roll call with the following Council Members in attendance: Warren Taylor, District 1; Thomas E. Dominique, Sr., District 3; Steve C. Smith, District 5; Courtney P. Lewis, District 6; Ty J. Arnold, District 7; Hunter S. Markins, District 8; Terry J. Bradford, District 9; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Mitchel J. Ourso, Sr.; District 2; Leonard Jackson, Sr., District 4.

Parish President- J. Mitchell Ourso, Jr., Chief Administrative Officer- Edward Songy and Legal Counsel- Scott Stassi were also in attendance.

A quorum was present and due notice had been published on the 15th day of March, 2018. The Pledge of Allegiance followed.

Council Chairman Jewell called for anyone wanting to make public comments to register with the Clerk. No one registered to speak.

PRESENTATIONS AND APPEARANCES

ADDENDUM

Upon a motion by Councilman Taylor, and seconded by Councilman Dominique, it was moved to go into addendum. The motion having been duly submitted to a vote was duly adopted by the following ye and nay votes on roll call:

YEAS: Taylor, Dominique, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Ourso, Jackson.

The motion was declared adopted by the Chairman.

A) ADDENDUM- Discussion of Opioid Litigation- Laborde Earles Law Firm- Ms. Madeline Brumley

- Attorney Madeline Brumley, representing Laborde Earles Law Firm came before the Council to speak about the opioid epidemic. Opioids have one of the highest death rates, and has an economic impact of \$78 billion. Litigation is now being enforced on this

opioid epidemic throughout the country. In 2014, there were over 780 drug overdoses in Louisiana. Iberville Parish has higher prescribing rates than the national rate.

B) ADDENDUM- Present plaque to the White Castle High School Bulldogs Basketball Team 2018 Class-1A State Champions

- Vice Chairman Taylor read aloud a plaque presented to the White Castle High School Bulldog Basketball Team & Coaches congratulating on them on their recent win of the 2018 Class-1A State Championship. A picture was taken for the newspaper.

APPROVAL OF MINUTES

Upon a motion by Councilman Taylor, and seconded by Councilman Markins, it was moved to wave the reading of the minutes of February 20, 2018 and approve as written. The motion having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call:

YEAS: Taylor, Dominique, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Ourso, Jackson.

The motion was declared adopted by the Chairman.

PRESIDENT'S REPORT

President Ourso reported on the following:

- President Ourso stated most of the Parish's projects that were funded by 2017's budget have been facing rain delays in 2018, but they should be finalized by the end of the year.
- President Ourso discussed the introduced ordinance for the Parish's water intake line along Hwy 75 that serves over 9,000 residents. The proposed ordinance was an emergency for the Parish to acquire this land to protect the water intake line. There was a "for sale" sign on the property and the Parish's attorney contacted the Realtor. The Realtor stated there was a current purchase agreement on the land and if it expired, the Parish would be next in line. The purchase agreement did expire, and the Parish was then able to purchase the land. Mr. Glynn Patrick has cement encroaching onto 1/3 of the Parish's property. A letter will be mailed out tomorrow to Mr. Patrick regarding the encroachment. Councilman Kelley stated in previous years the Parish has had to work off of a tug boat to work on the water line which was dangerous, and the Parish needed to acquire the land's bank to work on the water line. President Ourso stated if the intake line is hit by a boat, they have to get a diver to turn off the valve under the water.

CHAMBER OF COMMERCE REPORT

Mr. Hank Grace introduced Ms. Christina Cedatol, the 2018 Chairman of the Board of the Chamber of Commerce. Ms. Cedatol came before the Council to discuss the three goals the Board has set for 2018. The three goals are to: transform the quality of life in Iberville Parish, to

do more for the Chamber members, and to facilitate rooftops throughout the Parish. The Board wants to encourage engagement within the community.

FINANCIAL REPORT

Finance Director, Randall Dunn stated the financial fiscal year is being closed for 2017. The financial statements were sent out. Mr. Dunn asked if there were any questions; there were none.

OLD BUSINESS

ORDINANCE IPC# 004-18

ORDINANCE TO PURCHASE PROPERTY ON LA. HWY. 3066 FOR WATER INTAKE STRUCTURE FOR WATER PRODUCTION/TREATMENT PLANT ON LA. HWY. 75 BY ACT OF SALE OR EXPROPRIATION

WHEREAS, Section 2-11(12) of the Iberville Parish Home Rule Charter provides that an ordinance is required to acquire any real property to be owned by the Iberville Parish Council.

WHEREAS, there is an emergency need to acquire property adjacent to Bayou Plaquemine and Gulf Intracoastal Waterway (GIWW) near the Parish's water production/treatment plant to serve the potable water needs of Parish residents.

WHEREAS, the current water intake valve is not sufficient to meet the water demands of the water production facility to produce enough potable water to meet the needs of Parish residents especially during times of low water levels on the GIWW.

WHEREAS, the Parish has identified a parcel of land that is suitable and necessary to locate a new water intake structure for the water production plant as follows:

“A certain lot or tract of land lying and situated in the Eighth (8th) Ward, of the Parish of Iberville, State of Louisiana, and being located on the east side of Bayou Plaquemine, and measuring in front on the west side of Bayou Road Fifty (50') Feet, and running in depth to the water edge of said Bayou Plaquemine. Bounded below by property of Theophile Bezet and above by land of R. I. Schwing, vendor herein, said property being located near the Moss Gin Site. Said is sold with all rights, ways and servitudes thereunto appertaining.”

WHEREFORE, the parcel of land above described has been appraised and the fair market value is the sum of Twenty-Five Thousand Dollars (\$25,000.00).

NOW THEREFORE BE IT ORDAINED THAT Parish President, J. Mitchell Ourso, Jr., is authorized to negotiate the purchase of the parcel of land or to institute expropriation proceedings to acquire land to ensure that there is no interruption of water production during low water levels in Bayou Plaquemine (GIWW).

The foregoing ordinance, which was previously introduced at a regular meeting of the

Parish Council on February 20, 2018, and a summary thereof having been published in the official journal, the public hearing on this ordinance held on the 15th day of March 2018, at 6:00 p.m., in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, was brought up for final passage with a motion by Councilman Taylor, and seconded by Councilwoman Lewis, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Taylor, Dominique, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Ourso, Jackson.

The ordinance was declared adopted by the Chairman on the 20th day of March, 2018.

ORDINANCE IPC# 005-18

ORDINANCE TO GRANT AN ELECTRICAL LINE SERVITUDE TO ENTERGY, LLC ALONG ENTERPRISE BOULEVARD FROM LA. HIGHWAY 75 TO LA HIGHWAY 3066

WHEREAS, the Iberville Parish Council is the fee title owner of an eighty foot (80') strip of land upon which Enterprise Boulevard is constructed from La. Highway 75 to La. Highway 3066 in Iberville Parish.

WHEREAS, the Iberville Parish Council has plans and specifications for the construction of a multiuse walking trail to be located on its land along the eastern side of Enterprise Boulevard from La. Highway 75 to La. Highway 3066.

WHEREAS, Entergy, LLC desires to install an electrical transmission line along the eastern side of Enterprise Boulevard on land owned by the Parish from La. Highway 75 to La. Highway 3066 parallel to the multiuse walking trail.

WHEREAS, the attached survey map illustrates the location of the proposed Entergy, LLC electrical transmission line along Enterprise Boulevard from La. Highway 75 to La. Highway 3066 on the Parish's property.

WHEREAS, Entergy, LLC electrical transmission line servitude granted herein shall be available to provide electrical service to future developments located along this portion of Enterprise Boulevard and to other areas in the unincorporated areas of Iberville Parish that may be served from the line to be installed pursuant to this servitude agreement.

NOW, therefore be it ordained by the Iberville Parish Council as follows: "That Entergy, LLC be and is hereby authorized to install an electrical service line on the Parish Property as depicted on the attached survey plat from La. Highway 75 to La. Highway 3066 parallel to the Parish's multiuse walking trail."

The foregoing ordinance, which was previously introduced at a regular meeting of the Parish Council on February 20, 2018, and a summary thereof having been published in the official journal, the public hearing on this ordinance held on the 15th day of March 2018, at 6:00 p.m., in the Council Meeting Room, 58050 Meriam Street, Plaquemine, Louisiana, was brought up for final passage with a motion by Councilman Taylor, and seconded by Councilwoman Lewis, having been duly submitted to a vote, the ordinance was duly adopted by the following ye and nay vote on roll call:

YEAS: Taylor, Dominique, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Ourso, Jackson.

The ordinance was declared adopted by the Chairman on the 20th day of March, 2018.

NEW BUSINESS

None.

RESOLUTION COMMITTEE REPORT

The Resolution Committee met on Tuesday, March 20, 2018 at 6:13 p.m., followed by the roll call with the following Resolution Committee Members only in attendance: Smith, Vallet, Lewis, Arnold, Kelley, Markins, Morgan.

Absent: Jackson, Dominique.

The following resolution was read aloud by Mr. Songy:

- A) Resolution giving preliminary approval to the issuance of not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000) of Sales Tax Bonds of the Parish of Iberville, State of Louisiana; providing certain terms of said Bonds; making application to the State Bond Commission for the approval of said Bonds; employing professionals in connection with said Bonds; and providing for other matters in connection therewith

Councilman Smith made a recommendation to forward the resolution to the regular meeting, seconded by Councilman Arnold. The recommendation having been duly submitted to a vote was duly adopted by the following ye and nay votes on roll call by Resolution Committee Members only:

YEAS: Smith, Vallet, Lewis, Arnold, Kelley, Markins, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Jackson, Dominique.

The recommendation was declared adopted by the Chairman to forward these items to the regular meeting.

RESOLUTION COMMITTEE REPORT- DURING THE REGULAR MEETING

RESOLUTION IPC# 2018-003

RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT EXCEEDING ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) OF SALES TAX BONDS OF THE PARISH OF IBERVILLE, STATE OF LOUISIANA; PROVIDING CERTAIN TERMS OF SAID BONDS; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR THE APPROVAL OF SAID BONDS; EMPLOYING PROFESSIONALS IN CONNECTION WITH SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH

The following resolution was offered by Councilman Bradford, and seconded by Councilman Smith.

WHEREAS, the Parish of Iberville, State of Louisiana (the "Issuer" or "Parish") is now receiving revenues derived from the levy and collection of the Parish's portion (currently 62.0439%) of a special two-thirds per cent (2/3%) sales and use tax being levied and collected by the Issuer pursuant to an election held in the Issuer on July 13, 1991 (the "Tax"); and

WHEREAS, pursuant to and in accordance with the foregoing, the Issuer now desires to incur debt and issue not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) of Sales Tax Bonds (the "Bonds"), in the manner authorized and provided by Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, for the purposes of constructing, furnishing and equipping fire protection facilities, title to which shall be in the public, and paying the costs of issuance of the Bonds (the "Project"); and

WHEREAS, the Issuer has no outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on the revenues of the Tax herein pledged;

NOW, THEREFORE, BE IT RESOLVED by the Iberville Parish Council (the "Governing Authority"), acting as the Governing Authority of the Parish of Iberville, State of Louisiana, that:

SECTION 1. **Preliminary Approval of Revenue Bonds.** Preliminary approval is given to the issuance of not exceeding One Million Five Hundred Thousand Dollars (\$1,500,000)

of Sales Tax Bonds (the "Bonds") of the Issuer, pursuant to Act, for the purpose of the Project, said Bonds to be secured by and payable from an irrevocable pledge and dedication of the revenues to be derived from the Tax, subject only to the payment of the reasonable and necessary costs and expenses of collecting and administering the Tax. The Bonds will be issued at an interest rate not exceeding 4% per annum and shall mature over a period of not exceeding fifteen (15) years from the date of issuance. The Bonds shall be issued in fully registered form and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. **State Bond Commission.** Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance and sale of the Bonds and for consent and authority to proceed with the issuance and sale of the Bonds as provided above, and Bond Counsel is directed to make application to the State Bond Commission in accordance with the foregoing on behalf of the Issuer. By virtue of applicant/issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the AState Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.," adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 3. **Employment of Bond Counsel.** This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, L.L.P., of New Orleans,

Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance and sale thereof and shall furnish its opinions covering the legality of the issuance of the Bonds. The fee of Bond Counsel for each series of bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of such series of revenue bonds and based on the amount of said Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. The Parish President is hereby authorized and directed to execute, and this Governing Authority hereby agrees to and accepts the terms of, the engagement letter in the form appended hereto as **Exhibit A**. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Director of Finance is hereby empowered and directed to provide for payment of the work herein specified upon completion thereof and under the conditions herein enumerated.

SECTION 4. **Employment of Municipal Advisor.** The Issuer hereby retains Trinity Capital Resources, LLC, of Baton Rouge, Louisiana, to act as its Municipal Advisor ("MA") pursuant to the provisions of the Act and the rules promulgated thereunder by the Securities and Exchange Commission. The Issuer hereby acknowledges that it is represented by the MA and will rely upon the advice of the MA with respect to the Bonds. The fee to be paid the MA shall be payable solely from the proceeds of the Bonds when and if issued, and the amount

thereof shall be subject to the approval of the State Bond Commission. The Parish President's execution of the contract with the MA is hereby accepted and ratified.

SECTION 5. **Reimbursement.** Prior to the issuance of the Bonds, the Issuer anticipates that it may pay a portion of the costs of the Project, from the general fund, sales tax fund, or other available funds in an amount not exceeding Five Hundred Thousand Dollars (\$500,000). Upon issuance of the Bonds, the Issuer reasonably expects to reimburse said expenditures from the proceeds of the Bonds. Any such allocation of the proceeds of the Bonds for reimbursement will be with respect to capital expenditures [as defined in Treasury Regulation 1.150-1(b)] and will be made upon the delivery of the Bonds and not later than one year after the date of (i) the date such expenditure was made or (ii) the date the improvements were placed in service. This resolution is intended to be a declaration of intent to reimburse in accordance with the provisions of Treasury Regulation 1.150-2.

The above resolution was duly adopted in regular session this 20th day of March, 2018, by the following vote on roll call;

YEAS: Taylor, Dominique, Smith, Lewis, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: Ourso, Jackson.

The ordinance was declared adopted by the Chairman on 20th day of March, 2018.

ADJOURNMENT

There being no further business, it was moved by Councilman Vallet, and seconded by Councilman Kelley to adjourn at 7:10 p.m. The motion was unanimously adopted.

/s/ KIRSHA D. BARKER
COUNCIL CLERK

/s/ MATTHEW H. JEWELL
COUNCIL CHAIRMAN