

**IBERVILLE PARISH COUNCIL MINUTES
PUBLIC HEARING, TUESDAY, MAY 25, 2021
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 25th day of May, 2021 at 6:04 P.M. pursuant to a Notice of Public Hearing published on the 29th day of April, 2021 in the Plaquemine Post South and posted on the Iberville Parish website.

The Council Chairman, Matthew H. Jewell, called the hearing to order followed by the roll call with the following Council Members in attendance: Chasity B. Easley; District 2; Thomas E. Dominique, Sr., District 3; Steve C. Smith District 5; Raheem T. Pierce, District 6; Louis R. Kelley, Jr., District 10; Timothy J. Vallet, District 11; Matthew H. Jewell, District 12; Bart B. Morgan, District 13.

Absent: Shalanda L. Allen, District 1; Leonard Jackson, Sr., District 4; Hunter S. Markins, District 8; Terry J. Bradford, District 9.

Councilman Markins is now present after the roll call.

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

Mr. Songy read the following ordinances in entirety.

ORDINANCE 1 Ordinance providing for the incurring of debt and issuance of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Sales Tax Bonds, Series 2021, of the Parish of Iberville, State of Louisiana; prescribing the form, terms and conditions of said Bonds; designating the date and place of payment of said Bonds; providing for the payment thereof in principal and interest; authorizing the agreement with the Paying Agent, if necessary; and providing for other matters in connection therewith

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

ORDINANCE 2 Ordinance to regulate Trail Rides within unincorporated areas of Iberville Parish

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

ORDINANCE 3 Ordinance to establish the Magnolia Power, LLC Industrial Area within Iberville Parish

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

ORDINANCE 4 Ordinance to designate the Office of Louisiana State Fire Marshal to investigate suspected arson and suspicious fires and fire related fatalities in the unincorporated areas of Iberville Parish

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

ORDINANCE 5 Ordinance establishing regulations for Solar Farms in unincorporated area of Iberville Parish

The floor was opened to comments and questions.

Mr. Ian Rice, representing Nextera Energy Resources, LLC came before the Council to introduce the company and propose changes to the proposed solar farm ordinance. He proposed several language edits to the proposed ordinance to better reflect industry standards. He stated they do not object to the majority of this proposed ordinance just the specific changes he suggested. Chairman Jewell stated the proposed ordinance is strict because of the current eye sore of the abandoned solar farm in Rosedale.

President Ourso requests the company to send their requests in writing to the Parish Administration. He spoke about the solar farm being owned by the property owner, and the Parish not knowing who they transfer the solar farm to. It's the obligation of the owner to have a strong lease, and the Parish is concerned about the closing of the solar farm and if the developer will demolish the solar farm once it closes. He stated the Parish has the right to know who they sell it to within the Parish. He requests the council to table this ordinance.

Senate Bill 185 by Senator Allain provides for regulation of leases of land for solar farms. The legislature proposes putting solar energy under the Department of Natural Resources. The session ends in June and the State may predetermine the regulations for solar farms.

Eric Bergstrom, representing Conifer Power Company stated they support this ordinance. He also agrees with the previous comments to change the proposed ordinance to reflect industry standards.

MOTION TO TABLE INTRODUCTION OF SOLAR FARM ORDINANCE

Upon a motion by Councilman Bradford, and seconded by Councilman Pierce, it was moved to table the introduction of the proposed solar farm ordinance. The motion having been duly submitted to a vote was duly adopted by the following yea and nay votes on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The motion was declared adopted by the Chairman.

There being no further business to be conducted, the hearing was adjourned at 6:57 p.m.

/s/ KIRSHA D. BARKER
COUNCIL CLERK

/s/ MATTHEW H. JEWELL
COUNCIL CHAIRMAN

**IBERVILLE PARISH COUNCIL MINUTES
REGULAR MEETING, TUESDAY, MAY 25, 2021**

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 25th day of May, 2021.

The Council Chairman, Matthew H. Jewell, called the meeting to order at 7:07 p.m. followed by the roll call with the following Council Members in attendance: Shalanda L. Allen, District 1; Chasity B. Easley; District 2; Thomas E. Dominique, Sr., District 3; Leonard Jackson, Sr., District 4; Steve C. Smith District 5; Raheem T. Pierce, District 6; 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: None.

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 posted and published in the Plaquemine Post South newspaper on the 13th day of May, 2021. The Pledge of Allegiance followed.

Council Chairman Jewell called for anyone wanting to make public comments to register with the Clerk.

ADDENDUM

None.

PRESENTATIONS AND APPEARANCES

A) Proclamation to Billy Simmers

- Mr. John Marque, Fire Chief of Iberville Parish, read aloud a proclamation in honor of Mr. Billy Simmers retirement. A picture was taken for the newspaper.

APPROVAL OF MINUTES

Upon a motion by Councilman Jackson, and seconded by Councilman Arnold, it was moved to wave the reading of the minutes of April 20, 2021 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: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The motion was declared adopted by the Chairman.

PRESIDENT'S REPORT

President Ourso reported on the following:

- President Ourso stated the mask mandate has been lifted in the Courthouse.
- On July 1, 2021 the North Iberville Welcome Center will reopen to seven days a week.
- There will be one summer worker per Council member. They start June 21, 2021 and the starting pay is \$15 an hour. He will try to accommodate each student near their area of residency.
- A dividing berm gave way during the rain at the Rifle Range. It's been open over a year now and they are trying to get it back up for safety reasons. The weather has slowed progress.
- The Bayou Grosse-Tete Clean up fund was granted for \$550,000. President Ourso thanked Mr. John Clark for securing this fund. He believes there will be a wash since the Parish will receive the organics and trees. The Parish will secure bids sometime in June or July and award the contract in July or August.
- A bid packet was presented to the Council. The bid tab for Blunt General Construction for \$1.1 million was the lowest bidder to replace the old Iberville Parish Natural Gas building. The \$1.1 million has already been put aside to build this building for IPRD, and the property on LA 1 will be put back into commerce.
- A slideshow was presented of the flooding from the last 40 days from April 12th to this past Saturday in which the Parish received 29 inches of rain. He stated its only compounded on the west side in the Bayou Pigeon and Bayou Sorrel area because Pointe Coupee and East Baton Rouge drain into the spillway in our lower end of the Parish. In 2016 all the water that came down from the other parishes came all the way through because the floodgates were opened. This time it flooded because the spillway was already high and there was no where for the

water to drain. The Mayor of East Baton Rouge put a restraining order on Iberville regarding the aqua dams, but the Supreme Court delivered justice to Iberville and the aqua dam are staying. He can't thank the Council members and the Parish employees enough for their hard work during the flooding. He spent 8 days with Councilman Bart Morgan on the East Bank, and Mark Migliacio worked in the Bayou Sorrel and Bayou Pigeon area.

- All non-essential employees are off on Memorial Day, and DPW and all essential employees will be working.
- President Ourso is currently waiting to hear if Iberville Parish will be declared a disaster area. There is a form to fill out for flood victims on the OEP website. They need to know how much damage was done in the parish to provide assistance. It is imperative for flood victims to fill out this form. Only 10 people have filled out this form online so far.
- The water overcame the levee system in District 2. It's going to take time to fix the levee in the flooded areas to help these people recover. There will be an enforcement ordinance coming to the Council to enforce restrictions along the levee.
- The water in Manchac on the east side is falling. The water never crossed Manchac Road. The flooding came directly from the rainfall not from Bayou Manchac. By 4:00 p.m. tomorrow the Parish will be able to open the flood gate and 485 million gallons of water will be released through those gates in a 24 hour period. Spanish Lake is 17,000 acres and 75% is in Iberville Parish. He stated one inch from the top of the water equals to 460 million gallons in 24 hours. If the water is going down too slow then a road cut will be done. He wants to get the water off of these people in East Iberville.
- Councilman Kelley thanked President Ourso for his leadership, he also thanked Mark Migliacio, John Overton, and all supervisors and employees for their hard work. He thanked the residents of Bayou Pigeon and Bayou Sorrel for their efforts. He also thanked Clint Moore the EOC Director.
- President Ourso stated we are in the early stages of hurricane season and we have to get this water out of the parish. We are vulnerable during this hurricane season.
- He introduced Engineer Tom David, with Pan American Engineers. There was a slideshow of emergency protective measures. In the interim, the Parish participates with the federal government's flooding regulations and offers flood insurance. Before 2016, substantial damage is a requirement saying if someone who lives in a flood hazard area of the Parish has a duty to inspect the area. If you the replacement value of the structure is more than 50% of its value then it is considered substantially damaged. It protects the flood insurance program and allows the Parish to receive flood insurance from the federal government. To help the Parish, the residents need to fill out the damage report and register on this site to receive disaster relief assistance from the federal government for FEMA and for the President of the United States to declare a disaster for this area. Mr. Evan

Dires, is contracted with the Parish to process the preliminary damage assessment and paperwork to qualify for FEMA's assistance. Ms. Kayla Atkinson came before the Council to speak about individual assistance once a declaration of disaster is made.

FINANCIAL REPORT

Finance Director, Randall Dunn stated the Finance Department is putting together their preliminary numbers for what was spent by the Parish for the recent flooding. Mr. Dunn also spoke about the American Rescue plan for \$6.3 million that was allocated for Iberville and \$3.1 million coming down from the federal government for water infrastructure projects and waste water management assistance. The federal government will send the other \$3.2 million in the next half. President Ourso stated he does not know if this money will be allowed to be used for flood relief.

Mr. Tom spoke again stated HUD allocated \$1.2 billion to the State about 2 years ago. The State plans to do hydraulic assessments of the whole state to make grants available for flood and drainage projects. The parish has 3 projects in the que for consideration right now. One project is the White Castle Canal, the second is for flood walls along Hwy 75 and raise the elevation, and the third project was for flood walls along Manchac.

OLD BUSINESS

ORDINANCE IPC #002-21

An ordinance providing for the incurring of debt and issuance of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Sales Tax Bonds, Series 2021, of the Parish of Iberville, State of Louisiana; prescribing the form, terms and conditions of said Bonds; designating the date and place of payment of said Bonds; providing for the payment thereof in principal and interest; authorizing the agreement with the Paying Agent, if necessary; and providing for other matters in connection therewith.

WHEREAS, the Parish of Iberville, State of Louisiana (the "Issuer"), is now levying and collecting a special one percent (1%) sales and use tax (the "Tax") pursuant to an election held on September 30, 2006, at which election the following proposition was approved by a majority of the qualified electors voting at such election, viz:

SALES TAX PROPOSITION

SUMMARY: 1% SALES AND USE TAX FOR 30 YEARS LEVIED IN 1/3% ANNUAL INCREMENTS FOR EXPENDITURE BY THE PARISH AND THE MUNICIPALITIES FOR ANY LAWFUL PUBLIC PURPOSE AND/OR FOR CAPITAL IMPROVEMENTS SUBJECT TO FUNDING INTO BONDS.

Shall the Parish of Iberville, State of Louisiana (the "Parish"), under Article VI, Section 29(A) of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority, be authorized to levy and collect a new tax of one percent (1%) (the "Tax"), to the extent permitted by law, for a period of thirty (30) years, 1/3% to be levied beginning January 1, 2007, 2/3% beginning January 1, 2008, and the full 1% beginning January 1, 2009, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption, of tangible personal property and on sales of services in the Parish, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax), to be allocated between the Parish and municipalities to provide funds for any lawful public purpose and/or for capital improvements, equipment and furnishings, as follows:

Pro-Rata

<u>Political Subdivision</u>	<u>Percentage</u>
Iberville Parish	52.4541%
Village of Grosse Tete	2.2432%
Village of Maringouin	4.2253%
City of Plaquemine	23.6507%
Village of Rosedale	2.5211%
City of St. Gabriel	8.3903%
Town of White Castle	6.5153%

provided that the allocation of the tax proceeds shall be subject to change after each Federal census based upon the respective population of each tax recipient body as their boundaries existed on May 1, 2005, provided that the Parish allocation shall never be reduced to less than 50% of the tax proceeds and the remainder divided among the municipalities, and shall the proceeds of the Tax be subject to funding into bonds by the Parish and the municipalities respectively for the purpose of financing any capital improvements, permitted by law, including, Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended; further provided, however, that no changes in the allocation or distribution of the avails or proceeds of the Tax as herein provided shall be effective in a manner to

deprive any political subdivision of sufficient Tax avails or proceeds required to pay principal and interest on any bonds which may be legally issued and outstanding, or reduce the pro-rata allocation of any municipality?

WHEREAS, pursuant to the authority of the aforesaid election, the Issuer adopted an ordinance on November 21, 2006 (the "Tax Ordinance"), providing for the levy and collection of the aforesaid 1% tax; and

WHEREAS, in accordance with the provisions of the Tax Ordinance, 50.3034% of the avails or proceeds of the Tax (the "Revenues of the Tax", as hereinafter defined) are currently available for appropriation and expenditure by the Issuer for the purposes designated in the

proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana Law; and

WHEREAS, the Issuer now desires to issue bonds payable from a pledge and dedication of the Revenues of the Tax; and

WHEREAS, other than the Bonds herein authorized, the Issuer has no outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on the Tax herein pledged, EXCEPT its outstanding Sales Tax Refunding Bonds, Series 2016 (the "Outstanding Parity Bonds"); and

WHEREAS, this Governing Authority gave preliminary approval on December 15, 2020, to the issuance of the Bonds (hereinafter described) and made application to the Louisiana State Bond Commission for approval, which approval was granted on February 18, 2021; and

WHEREAS, the Issuer now desires to incur debt and issue its Sales Tax Bonds, Series 2021, in the principal amount of Seven Million Five Hundred Thousand Dollars (\$7,500,000) (the "Bonds"), 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 purpose of financing improvements to parks and recreation facilities within the Parish, including acquiring equipment therefor, and paying the costs of issuance of the Bonds; and

WHEREAS, the maturities of the hereinafter described Bonds have been arranged so that the total amount of principal and interest falling due in any year on the Bonds will never exceed 75% of the Tax estimated to be received by the Issuer in the year in which the Bonds are issued; 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 Iberville Parish Council (the "Governing Authority"), acting as the Governing Authority of the Parish of Iberville, 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.

"Additional Parity Bonds" means any additional *pari passu* bonds which may hereafter be issued, pursuant to Section 9 hereof, on a parity with the Bonds.

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

"Bond" or **"Bonds"** means the Issuer's Sales Tax Bonds, Series 2021, authorized by this Ordinance, in the total aggregate principal amount of Seven Million Five Hundred Thousand Dollars (\$7,500,000), and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued.

"Bond Register" means the records kept by the Paying Agent at its designated office in which registration of the Bonds 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 and the Clerk of the Governing Authority.

"Fiscal Year" means the one-year accounting period beginning 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" means the Iberville Parish Council, the governing authority of the Parish of Iberville, 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 February 1 and August 1 of each year in which the Bonds are outstanding, commencing August 1, 2021.

"Issuer" means the Parish of Iberville, State of Louisiana.

"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 or portions thereof theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
2. Bonds or portions thereof for which redemption or payment sufficient funds have been theretofore paid to the Paying Agent or deposited in trust for the owners of such Bonds;
3. Bonds or portions thereof in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to this Ordinance;

4. Bonds or portions thereof alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Ordinance or by law; and
5. Bonds or portions thereof 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" shall mean, collectively, the Issuer's outstanding Sales Tax Refunding Bonds, Series 2016 as described in the preamble hereto.

"Outstanding Parity Bond Ordinance" means, collectively, the ordinances adopted by the Governing Authority authorizing the issuance of the Outstanding Parity Bonds, including any amendments or supplements thereto.

"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 Citizens Bank & Trust Company, in the City of Plaquemine, Louisiana, unless 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 any of and **"Purchasers"** means, collectively, all of Plaquemine Bank & Trust Company, The Bank of Commerce, Guaranty Bank & Trust Company, Citizens Bank & Trust Company, Anthem Bank & Trust, and The First Bank, the original purchasers of the Bonds.

"Qualified Investments" means those investments which are legally permitted for political subdivisions such as the Issuer pursuant to Louisiana law, including but not limited to those provided in Section 33:2955 of the Louisiana Revised Statutes of 1950, as amended.

"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.

"Revenues of the Tax" means 50.3034% of the avails or proceeds of the one percent (1%) sales and use tax being levied and collected by the Issuer (provisions of current State law limit the maximum amount of the Tax which may be collected within the boundaries of the City of St. Gabriel, State of Louisiana, to 2/3%), pursuant to an election held in the Issuer on September 30, 2006 (provided that the allocation of the Tax proceeds shall be subject to change after each Federal census based upon the respective population of each tax recipient body as their boundaries existed on May 1, 2005, and provided that the Parish allocation shall never be reduced to less than 50%

of the Tax proceeds and the remainder divided among the municipalities nor shall any such changes reduce the pro-rata allocation of any municipality), and after provision has been made for the payment therefrom of all of the reasonable and necessary costs and expenses of collecting and administering the Tax.

"**Tax**" means the 1% tax authorized at an election held in the Issuer on September 30, 2006.

"**Tax Ordinance**" means an ordinance adopted by the Governing Authority on November 21, 2006, providing for the levy and collection of the Tax.

SECTION 1. Authorization of Bonds; Maturities. In compliance with the terms and provisions of the Act, there is hereby authorized the incurring of an indebtedness of Seven Million Five Hundred Thousand Dollars (\$7,500,000) for, on behalf of, and in the name of the Issuer, for the purpose of financing improvements to parks and recreation facilities within the Parish, including acquiring equipment therefor, and paying the cost of issuance of the Bonds, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Sales Tax Bonds, Series 2021, of the Issuer. The Bonds shall be initially issued in the form of a single fully registered bond for each Purchaser, numbered R-1 to R-6, each of which shall be dated the date of delivery. The unpaid principal of the Bonds 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 August 1, 2021, at the rate of 1.95% per annum and shall become due and payable and mature in installments on June 1 of the years and shall mature in installments as described in Section 3 below. Interest shall accrue on a 30/360 basis.

The principal of and interest on the Bonds shall be payable by check of the Paying Agent or the Issuer mailed to the Owner (determined as of the close of business on the Record Date) at the address shown on the Bond Register or, in the discretion of the Paying Agent, by wire from the Paying Agent or the Issuer delivered to the Owner (determined as of the close of business on the Record Date) in accordance with wiring instructions provided by the Owner, provided, however, that principal on 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 2. Optional Redemption Provisions. The Bonds maturing February 1, 2028 and thereafter are callable for redemption at the option of the Issuer in full or in part at any time on or

after February 1, 2027, at the unpaid principal amount called for redemption, plus accrued interest thereon to the date of redemption.

Official notice of such prepayment of all or any portion of the Bonds 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 twenty (20) 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 3. Principal Installments. Principal shall be due and payable on the Bond without necessity of notice on February 1 in each of the years and in the principal amounts set forth:

Year (February 1)	R-1*	R-2*	R-3*	R-4*	R-5*	R-6*	Total
Total Principal	\$1,574,250	\$537,750	\$548,250	\$2,178,000	\$843,000	\$1,818,750	\$7,500,00
2022	\$88,158.00	\$30,144.00	\$30,702.00	\$121,968.00	\$47,208.00	\$101,850.00	\$420,000.00
2023	90,257.00	30,831.00	31,433.00	124,872.00	48,332.00	104,275.00	430,000.00
2024	92,356.00	31,548.00	32,164.00	127,776.00	49,456.00	106,700.00	440,000.00
2025	94,455.00	32,265.00	32,895.00	130,680.00	50,580.00	109,125.00	450,000.00
2026	96,554.00	32,982.00	33,626.00	133,584.00	51,704.00	111,550.00	460,000.00
2027	99,702.50	34,057.50	34,722.50	137,940.00	53,390.00	115,187.50	475,000.00
2028	101,801.50	34,774.50	35,453.50	140,844.00	54,514.00	117,612.50	485,000.00
2029	103,900.50	35,491.50	36,184.50	143,748.00	55,638.00	120,037.50	495,000.00
2030	107,049.00	36,567.00	37,281.00	148,104.00	57,324.00	123,675.00	510,000.00
2031	109,148.00	37,284.00	38,012.00	151,008.00	58,448.00	126,100.00	520,000.00
2032	112,293.50	38,359.50	39,108.50	155,364.00	60,134.00	129,737.50	535,000.00
2033	115,445.00	39,435.00	40,205.00	157,720.00	61,820.00	133,375.00	550,000.00
2034	118,593.50	40,510.50	41,301.50	164,076.00	63,506.00	137,012.50	565,000.00
2035	120,692.50	41,227.50	42,032.50	166,980.00	64,630.00	139,437.50	575,000.00
2036	123,841.00	42,303.00	43,129.00	171,336.00	66,316.00	143,075.00	590,000.00

*Note: R-1 will be purchased by Plaquemine Bank & Trust Company.

R-2 will be purchased by The Bank of Commerce.

R-3 will be purchased by Guaranty Bank & Trust Company.

R-4 will be purchased by Citizens Bank & Trust Company.

R-5 will be purchased by Anthem Bank.

R-6 will be purchased by The First Bank.

SECTION 4. 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 only by the execution of an assignment form on the Bond. 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 Bond after receipt of the Bond to be transferred in proper form.

SECTION 5. **Form of Bond.** The Bond and the endorsements to appear thereon shall be in substantially the following form set forth in **Exhibit A** hereto.

SECTION 6. **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 7. **Fidelity Bonds for Officers and Employees.** So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

SECTION 8. **Pledge of Revenues.** The Bonds shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the Revenues of the Tax. The Revenues of the Tax are hereby irrevocably and irrevocably pledged and dedicated in an amount sufficient for the payment of the principal and interest on the Bond, as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Ordinance.

SECTION 9. **Additional Parity Bonds.** All of the Bonds shall enjoy complete parity of lien on the Net Revenues of the Tax despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The Issuer, acting through its governing authority, hereby covenants that it will issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the Net Revenues of the Tax having priority over or parity with the Bonds and the Outstanding Parity Bonds, except that bonds may hereafter be issued on a parity with the Bonds and the Outstanding Parity Bonds under the following conditions:

(1) The Bonds, or any part thereof, including interest thereon and redemption premiums 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 which 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 Bond Year in excess of the principal and interest which would have been required in such Bond Year to pay the Bonds refunded thereby, then such Bonds may not be refunded without consent of the Owners of the unrefunded portion of the Bonds issued under this Bond Ordinance (provided such consent shall not be required if such refunding bonds meet the requirements set forth in clause (2) below).

(2) Additional parity bonds may also be issued on a parity with the Bonds herein authorized in this Bond Ordinance and the Outstanding Parity Bonds if all of the following conditions are met:

(i) The average annual Net Revenues of the Tax when computed for the two (2)

completed Calendar Years immediately preceding the issuance of the additional parity bonds must have been not less than 1.50 times the highest combined principal and interest requirements for any succeeding Calendar Year period on all Bonds and the Outstanding Parity Bonds then outstanding and payable from the Sinking Fund, including any additional parity bonds theretofore issued and then outstanding

and any other bonds or other obligations whatsoever then outstanding which are payable from the Net Revenues of the Tax (but not including bonds which have been refunded or provision otherwise made for their full and complete payment and redemption) and the bonds so proposed to be issued;

(ii) The payments to be made into the various funds provided for in this Bond Ordinance must be current;

(iii) The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to by the chief financial officer of the Governing Authority, or by an independent firm of certified public accountants who have previously audited the books of the Issuer or by such successors thereof as may have been employed for that purpose; and

(iv) The additional parity bonds must be payable as to principal on February 1 of each year in which principal falls due and payable as to interest on February 1st and August 1st of each year.

SECTION 10. Flow of Funds. In order that the principal of and the interest on the Bonds and the Outstanding Parity Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

All Net Revenues of the Tax shall be deposited daily as the same may be collected to the credit of the Issuer, in a separate and special bank account maintained with the regularly designated fiscal agent of the Issuer and known and designated as the "2006 Sales Tax Fund" (the "Sales Tax Fund"). Out of the funds on deposit in the Sales Tax Fund, the Issuer shall first pay (if not previously withheld by the Sales Tax Collector of the Issuer) the reasonable and necessary expenses of collection and administration of the Tax. After payment of such expenses, the remaining balance of the Net Revenues of the Tax shall constitute a dedicated fund of the Issuer, from which appropriations and expenditures by the Issuer shall be made solely for the purposes designated in the proposition authorizing the levy of the Tax, including the payment of the Bonds, which Sales Tax Fund shall be administered and used in the following order of priority and for the following express purposes:

(a) The maintenance of the "Sales Tax Bond Sinking Fund" (the "Sinking Fund") sufficient in amount to pay promptly and fully the principal of and the interest on the Bonds, the Outstanding Parity Bonds and any additional *pari passu* bonds issued hereafter in the manner provided by this Bond Ordinance, as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Issuer, in advance on or before the 20th day of each month, a sum equal to the prorata amount of interest falling due on such bonds on the next

Interest Payment Date and a sum equal to the prorata amount of principal falling due on such bonds on the next principal payment date. The Issuer will cause said fiscal agent bank to transfer from the Sinking Fund to the paying agent bank or banks for all bonds payable from said fund, at least three (3) days in advance of each Interest Payment Date, funds fully sufficient to pay promptly the principal and interest so falling due on such date.

(b) The maintenance of the "Sales Tax Bond Reserve Fund" (the "Reserve Fund"), previously established, which shall be maintained with the regularly designated fiscal agent bank of the Issuer and contain a separate account therein for the exclusive benefit of the Outstanding Parity Bonds (the "Series 2015 Bonds Reserve Account") and in which other accounts may be established at the option of the Issuer in connection with any future Additional Parity Bonds (each account established within the Reserve Fund being a "Reserve Account"). There shall be no Reserve Account for the Bonds, and the Bonds shall not be entitled to benefit from the funds on deposit in any Reserve Account. The money and/or investments in each Reserve Account shall be retained solely for the purpose of paying the principal of and interest on the bonds secured by such Reserve Account as to which there would otherwise be default and shall be managed pursuant to the resolution authorizing such bonds. All deposits required to be made in the Reserve Fund shall be transferred into each Reserve Account as needed on a pro rata basis; provided, however, that

no transfers shall be made from the Sinking Fund into the Reserve Fund until after the payments required under paragraph (a) above have been made.

There is hereby established the Series 2015 Bonds Reserve Account into which shall be deposited the Reserve Fund Alternative Investment (as defined in the Outstanding Parity Bond Ordinance), which will be used to satisfy the Reserve Fund Requirement for the Outstanding Parity Bonds. The Reserve Fund as funded and maintained pursuant to the Outstanding Parity Bond Ordinance shall become the Series 2015 Bonds Reserve Account, and the Series 2015 Bonds Reserve Account shall be funded and maintained as set forth in the Outstanding Parity Bond Ordinance.

Each Reserve Account shall be funded as set forth in the ordinance or ordinances creating such Reserve Account. If and to the extent that funds are withdrawn from any Reserve Account for the purpose of paying debt service coming due on the bonds secured thereby, then the amount drawn from such Reserve Account shall be replenished from the funds available after making the deposits required in Subsection (a) of this Section. If funds are withdrawn from more than one Reserve Account, then funds shall be replenished on a pro rata basis. If there is on deposit in any Reserve Account a reserve fund surety bond, insurance policy, or similar investment, then any reimbursement obligation owed by the Issuer shall be satisfied pursuant to this paragraph as though funds had been withdrawn from said Reserve Account. The replenishment or reimbursement obligation shall continue until each Reserve Account shall contain the amount required to be on deposit therein.

(c) All or any part of the moneys in the Sales Tax Fund, the Sinking Fund or the Reserve Fund shall at the written request of the Governing Authority be invested in Qualified Investments maturing in five (5) years or less, in which event all income derived from such investments shall be added to the Sales Tax Fund, with the exception that any interest earnings from invested funds

of a Reserve Account shall be retained therein until an amount equal to the applicable reserve fund requirement is on deposit therein, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund has been created.

All moneys remaining in the Sales Tax Fund on the 20th day of each month in excess of all reasonable and necessary expenses of collection and administration of the Tax and after making the required payments into the Sinking Fund and the Reserve Fund for the current month and for prior months during which the required payments may not have been made shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the imposition of the Tax is authorized or for the purpose of retiring bonds payable from the Tax in advance of their maturities, either by purchase of bonds then outstanding at prices not greater than the redemption prices of said bonds or by retiring such bonds at the prices and in the manner set forth in the ordinance issuing such bonds.

SECTION 10. Issuer Obligated to Continue to Collect Tax. The Governing Authority of the Issuer is bound under the terms and provisions of law, to levy, impose, enforce and collect the Tax and to provide for all reasonable and necessary rules, regulations, procedures and penalties in connection therewith, including the proper application of the proceeds of the Tax, until all of the Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary the Tax Ordinance providing for the levying, imposition, enforcement and collection of the Tax or any subsequent ordinance providing therefor, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the revenues from the Tax. The Tax Ordinance and the obligation to continue to levy, collect and allocate the Tax and to apply the revenues therefrom in accordance with the provisions of this Ordinance, shall be irrevocable until the Bonds have been paid in full as to both principal and interest, and shall not be subject to amendment in any manner which would impair the rights of the Owners from time to time of the Bonds or which would in any way jeopardize the prompt payment of principal thereof and interest thereon. More specifically, the Issuer may not discontinue or decrease the Tax or permit to be discontinued or decreased the Tax in anticipation of the

collection of which the Bonds have been issued, or in any way make any change in such Tax which would diminish the amount of the Revenues of the Tax to be received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

SECTION 11. Covenants of the Issuer. In providing for the issuance of the Bonds, the Issuer does hereby covenant that it has a legal right to levy and collect the Tax, to issue the Bonds and to pledge the Revenues of the Tax, and that the Bonds will have a lien and privilege on the Revenues of the Tax as herein provided.

SECTION 12. Issuer to Maintain Books and Records. So long as any of the Bonds are outstanding and unpaid in principal or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the collection and expenditure of the Revenues of the Tax, including specifically but without limitation, all reasonable and necessary costs and

expenses of collection. Not later than six (6) months after the close of each Fiscal Year, the Issuer shall cause an audit of such books and accounts to be made by the Legislative Auditor of the State of Louisiana (or his successor) or by a recognized independent firm of certified public accountants showing the receipts of and disbursements made for the account of the aforesaid Sales Tax Fund. Such audit shall be available for inspection upon request by the Owners of any of the Bonds. The Issuer further agrees that the Paying Agent and the Owners of any of the Bonds shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to the Tax.

SECTION 13. **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 Iberville Sale Tax Bonds, Series 2021- 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 14. **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 15. **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 the Bonds.

SECTION 16. **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 17. **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 18. **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 19. **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 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 20. **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 21. **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 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 22. **Discharge of Ordinance; Defeasance.** If the Issuer shall pay or cause to be paid, or there shall otherwise be paid to the Owner, 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 Owner 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 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 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 an ordinance or 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. 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 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, (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. **Disclosure Under SEC Rule 15c2-12.** It is recognized that the Issuer will not be required to comply with the continuing disclosure requirements described in the Rule 15c-2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)].

SECTION 26. **Designation Concerning "Qualified Tax-Exempt Obligations".** The Bonds are designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3)(B) of the Code. In making this designation, the Issuer finds and determines that:

- (a) the Bonds 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 2021 does not exceed \$10,000,000.

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. **Award of Bonds.** The Purchasers, by their respective acknowledgements attached as **Exhibit B** hereto, hereby offer to purchase all of the Bonds in accordance with and pursuant to the terms of this Ordinance, and this Governing Authority hereby awards the sale of the Bonds to the Purchasers. The Bonds shall be delivered to the Purchasers upon the payment of the principal amount thereof. As a condition to the delivery of the Bonds to the Purchasers, each Purchaser will execute a standard letter, acceptable to it and the Issuer, indicating it has conducted its own analysis with respect to the Bonds and is purchasing the Bonds as a vehicle for making a commercial loan to the Issuer.

SECTION 29. **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 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 Ordinance shall become effective immediately.

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on April 20, 2021 and a summary thereof having been published in the official journal on April 29, 2021, the public hearing on this ordinance held on the 25th day of May, 2021, 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 Kelley, and seconded by Councilman Bradford, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The ordinance was declared adopted by the Chairman on the 25th day of May, 2021.

ORDINANCE IPC #003-21

ORDINANCE TO REGULATE TRAIL RIDES WITHIN THE UNINCORPORATED AREAS OF IBERVILLE PARISH, LOUISIANA

WHEREAS, one of the primary functions of parish government is to protect the health, safety and general welfare of its citizens, and in exercising its role to carry out the above, the Iberville Parish Council may utilize its police powers under the Louisiana Constitution and laws of the State of Louisiana in adopting local ordinances to protect the general public.

WHEREAS, the intent and purpose of this ordinance is to preserve the public peace, maintain good order in the Parish and minimize the adverse impact(s) of trail rides, whether with horses or off-road vehicles, that utilize parish roadways or public parks.

WHEREAS, the following shall constitute the definitions under this ordinance:

- a) Trail ride means any gathering of ten or more persons for the purpose of riding horseback or off-road vehicle(s) along a planned course that will utilize any parish roadway or public park.
- b) Off road vehicle means any vehicle that is not licensed and registered to operate on the public roadways of the State of Louisiana or any political subdivision.
- c) Trail boss means the person who is designated as the authorized representative of the organization or entity, whether business, personal or non-profit entity, that organizes, sponsors or holds themselves out to conduct the trial ride.

WHEREAS, any person, firm or organization that desires to operate, conduct, or sponsor a trail ride must apply for and receive a permit from the Iberville Parish Council, Office of Parish President. The permit application shall be submitted to the Parish President or designee at least forty-five (45) days prior to the planned trail ride. The application shall set forth the following information:

- 1) The name, address, and telephone number of the trail ride sponsor and the trail boss, all of which shall be included on the permit.
- 2) The date(s) and time of the proposed trail ride.
- 3) A detailed description with map attached of the proposed route for the ride each day of the event from which the trail ride shall not deviate from.
- 4) An estimate of the number of spectators, participants, and/or other persons expected to attend/accompany the trail ride event for each day it is conducted.
- 5) The application shall be signed by the Iberville Parish Sheriff reflecting that necessary arrangements have been made regarding the presence of certified law enforcement officers required for the event to ensure the peace and safety of the general public.
- 6) The trail boss shall be present at all times during the trail ride and shall be in possession of the Parish permit.
- 7) The permit application fee of \$150.00, which is non-refundable, shall be submitted to the Iberville Parish Council.
- 8) The name(s) of the individual responsible for removal all animal waste and trash from the trail ride route. A One Thousand Dollar Deposit shall be required from the applicant/sponsor to ensure removal of the animal waste and trash from the trail ride route. If the animal waste and trash are not removed from the public street(s) route within

twenty-four hours after completion of the trail ride, the deposit shall be forfeited to the Iberville Parish Council.

WHEREAS, a trail ride shall NOT exceed the number of estimated participants provided for in the permit application and permit, but in NO case, shall the number of participants exceed 150 people at any time during the scheduled event.

WHEREAS, a trial ride shall NOT be allowed to travel on Parish roadways on recognized holidays, including New Year's Eve, New Year's Day, Easter Weekend, Memorial Day weekend, Fourth of July, Labor Day weekend, Thanksgiving, Christmas Eve and Christmas Day.

WHEREAS, the trial riders on any public roadway must yield to any emergency response unit that is responding to an emergency call for assistance.

WHEREAS, all trail rides shall be escorted by the number of law enforcement officers in full uniform approved by the Sheriff, and the compensation of the law enforcement officers shall be the sole responsibility of the person, organization or entity which operates, conducts or sponsors the trail ride.

Number of Participants	Number of Deputies
50 or less	2
51-100	3
101-150	4
More than 150	5 or more

WHEREAS, the following requirements shall also be mandator for all trail rides conducted in the unincorporated areas of Iberville Parish, Louisiana:

- 1) A minimum of two marked patrol units of the Iberville Parish Sheriff or other law enforcement agency shall be present with the trail ride at all times.
- 2) The trial boss shall state in the application shall be present at all times and shall be responsible for the orderly conduct of the trail ride participants.
- 3) There shall be at least one safety flag for every 30 horses or off-road vehicles participating in the trail ride, who shall each bear a flag of a conspicuous color and 3ft X 5ft in size to alert approaching motorist
- 4) Appropriate restroom facilities shall be provided, with a minimum of two portable restroom facilities on a trailer to accompany the trail ride, and a third required if the number of participants exceeds 100. The application shall include the information on the restroom provider and plans for disposal of any waste generated from the trial ride event.
- 5) The trial ride shall not commence until 30 minutes after sunrise and shall cease no later than 30 minutes prior to sunset as determined by the parish and noted on the permit.

- 6) All food/drink concessionaries or any mobile food vehicle accompanying the trail ride shall not park within the road right of way and shall have obtained the required food and drink permits require by state and local law and shall be registered with the Iberville Parish Sales & Use Tax Department.
- 7) Trash containers shall be provided by the trail boss or organizer or sponsor, and litter by any participant is strictly prohibited.
- 8) All trail ride participants shall proceed in an orderly and controlled fashion and there shall be no racing of any kind during the trail ride or otherwise on any public roadway.
- 9) No participant shall ride or stop on any private property along the route without the express consent of the property owner.
- 10) The trail boss and/or organizer or sponsor shall ensure and be responsible that the necessary amount of food and clean water are provided to any horse(s) that are in the trail ride and ensure that horse tack is appropriate.
- 11) All participants/riders shall begin the trail ride at the starting point stated in the permit and no riders shall join the trail ride after that time.

WHEREAS, the person, organizer, or sponsor who is seeking to have the trail ride shall submit to the Parish proof of general liability insurance in connection with the trail ride in an amount not less that One Million Dollars (\$1,000,000.00) and shall name the Iberville Parish government and the Iberville Parish Sheriff as additional insured, and shall provide a certificate of insurance to the said Parish and Sheriff prior to the issuance of the trail ride permit.

WHEREAS, it shall be unlawful for any person, organization, organizer or sponsor, acting alone or in concert with any other person, to operate, sponsor, or participate in a trail ride, as defined herein, without first securing a permit from the Iberville Parish Government. Furthermore, it shall be unlawful for any person to violate any of the conditions and provisions specified in this ordinance. Any violation of this Ordinance hereby establishing the regulation of trail rides shall constitute a criminal violation and shall be punishable as follows: the violator shall be fined not less that \$500.00 nor more than \$1000.00, imprisoned for not more than thirty days or both.

WHEREAS, all ordinances or parts thereof in conflict with this ordinance are hereby repealed.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance.

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on April 20, 2021 and a summary thereof having been published in the official journal on April 29, 2021, the public hearing on this ordinance held on the 25th day of May, 2021, 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 Kelley, and seconded by Councilman Bradford,

having been duly submitted to a vote, the ordinance was duly adopted by the following yeas and nays vote on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The ordinance was declared adopted by the Chairman on the 25th day of May, 2021.

ORDINANCE IPC #004-21

ORDINANCE CREATING AND ESTABLISHING THE MAGNOLIA POWER LLC INDUSTRIAL AREA WITHIN IBERVILLE PARISH

WHEREAS, pursuant to La. R.S. 33:130.11 *et seq.* and subject to the written approval of at least fifty-one percent in interest of landowners, a parish governing authority may establish industrial areas composed of territory wholly within parish boundaries and outside the boundaries of any municipality.

WHEREAS, the Iberville Parish Council, acting as the governing authority of the Parish of Iberville, State of Louisiana, has received a petition of more than fifty-one percent in interest of landowners requesting that the Iberville Parish Council, create and establish an industrial area to be known as the Magnolia Power LLC Industrial Area comprised of and including all of the property described on Exhibit "A" attached hereto and as shown on the boundary surveys attached hereto as Exhibit "B".

WHEREAS, the property comprising the Magnolia Power LLC Industrial Area shall be utilized exclusively for industrial purposes or is primarily suited for industrial development.

WHEREAS, pursuant to the foregoing, the Magnolia Power LLC Industrial Area is hereby created and established by the Iberville Parish Council in accordance with La. R.S. 33:130.11 *et seq.*, and the Iberville Parish Council Clerk is instructed to file a certified copy of the legal description and boundary survey of the Magnolia Power LLC Industrial Area along with this Ordinance in both the mortgage and conveyance records of the Parish of Iberville, State of Louisiana.

WHEREAS, the Iberville Parish Council Clerk is further instructed to furnish a certified copy of this Ordinance to Magnolia Power LLC and the Iberville Parish Assessor's Office and to request that the Iberville Parish Assessor duly note the action of this Iberville Parish Council in the records of such office.

WHEREAS, the Iberville Parish Council Clerk is further instructed to provide a certified copy of this Ordinance to the Louisiana Department of Commerce and Industry designating the Magnolia

Power LLC Industrial Area as an approved industrial Area in the Parish of Iberville, State of Louisiana.

WHEREAS, no portion of the Magnolia Power LLC Industrial Area may be included within a special services district for the purpose of construction and cleaning of streets, roads, street lighting, sewer and sewage works, fire protection, waterworks, or garbage and refuse collection; *provided, however*, that any industry located within the Magnolia Power LLC Industrial Area, individually or as a group, may furnish and maintain such services as needed and, if furnished and maintained, shall file an annual affidavit with the Iberville Parish Council Clerk so stating that such services are being provided within the Magnolia Power LLC Industrial Area.

WHEREAS, no industry located or to be located within the boundaries of the Magnolia Power LLC Industrial Area shall have any of the privileges or immunities set forth in this Ordinance or provided by Louisiana law unless and until such industry files with the Iberville Parish Council Clerk a duly executed agreement to notify the Iberville Parish Council in writing immediately upon the discontinuance of the furnishing and maintenance of any of the services by such industry that were previously set forth in an annual affidavit filed with the Iberville Parish Council and to allow inspection by the Iberville Parish Council (or any designee thereof) of the areas and/or facilities on which such industry certifies by affidavit to be furnishing and maintaining any or all of the services enumerated above. Such inspections shall be made at reasonable times and intervals and shall be limited to the observation of the areas and/or facilities pertinent to the services which the industry certifies to be furnishing and maintaining. Any such affidavit filed by any industry within the Magnolia Power LLC Industrial Area shall be filed by the Iberville Parish Council Clerk with the Iberville Parish Assessor's Office.

WHEREAS, this Ordinance shall in no way impair or restrict any agreement between industry(ies) located within the Magnolia Power LLC Industrial Area and the Iberville Parish Council for mutual fire protection that may be necessary in grave emergencies.

BE IT ORDAINED BY THE IBERVILLE PARISH COUNCIL as follows: "That the Magnolia Power LLC Industrial Area as identified on the attached map and property description be and is hereby approved in accordance with the terms and provisions as contained here."

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on April 20, 2021 and a summary thereof having been published in the official journal on April 29, 2021, the public hearing on this ordinance held on the 25th day of May, 2021, 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 Kelley, and seconded by Councilman Bradford, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The ordinance was declared adopted by the Chairman on the 25th day of May, 2021.

ORDINANCE IPC #005-21

**ORDINANCE TO DESIGNATE THE OFFICE OF LOUISIANA STATE FIRE
MARSHAL TO INVESTIGATE SUSPECTED ARSON AND SUSPICIOUS FIRES AND
FIRE RELATED FATALITIES IN THE UNINCORPORATED AREAS OF
IBERVILLE PARISH**

WHEREAS, the Louisiana Office of State Fire Marshal has as its mission to investigate and conduct thorough and complete investigations into the cause and origin of fires throughout the State of Louisiana.

WHEREAS, the Louisiana Office of State Fire Marshal is committed to combat the crime of arson and fraud through investigations, education, arrest and prosecution of offenders.

WHEREAS, the Louisiana Office of State Fire Marshal maintains a repository for burn injury reporting, convicted arson offender registration and investigations of arson and suspicious fires throughout the State of Louisiana.

WHEREAS, the Louisiana Office of State Fire Marshal maintains an “Accelerant Detection Canine Unit” in which the specially trained dogs can detect flammable liquids at a fire scent aiding the investigators in quick detection of arson and suspicious fires.

WHEREAS, the Louisiana Office of State Fire Marshal supports a statewide “Arson Hot Tip Online” for anyone to report information regarding arson, suspicious fires or explosive device anywhere in the State of Louisiana.

WHEREAS, the Iberville Parish Council, recognizes the importance of trained experts to properly and completely investigate arson fires, suspicious fires and fatalities related to fires.

WHEREAS, the Louisiana Office of State Fire Marshal is an official fire investigative agency for the State of Louisiana and is designated to investigate any fire within the unincorporated area of Iberville Parish.

NOW, THEREFORE, BE IT ORDAINED BY THE IBERVILLE PARISH COUNCIL as follows: That the fire departments under the supervision and direction of the Iberville Parish Council provide invaluable services to the residents of Iberville Parish for fire protection and fire fighting services.

BE IT FURTHER ORDAINED BY THE IBERVILLE PARISH COUNCIL, that the Iberville Parish Council hereby designates the Louisiana Office of State Fire Marshal as the agency to assist all fire departments within the unincorporated areas of Iberville Parish, Louisiana in the investigation of all fires, arson fires, suspicious fires, fatalities caused by fire, and explosive investigations.

The foregoing ordinance which was previously introduced at the meeting of the Iberville Parish Council on April 20, 2021 and a summary thereof having been published in the official journal on April 29, 2021, the public hearing on this ordinance held on the 25th day of May, 2021, 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 Kelley, and seconded by Councilman Bradford, having been duly submitted to a vote, the ordinance was duly adopted by the following yea and nay vote on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The ordinance was declared adopted by the Chairman on the 25th day of May, 2021.

NEW BUSINESS

A) Introduction of Ordinances

- 1) Ordinance to formally abandon a portion of Bellmont Lane and to accept donation of servitude for cul-de-sac right of way from Kimball Properties, LLC
- 2) Ordinance to formally abandon Troxclair Road

Upon a motion by Councilman Dominique, seconded by Councilman Arnold, it was moved that a public hearing be held on Tuesday, June 15, 2021 at 6:00 p.m. on the introduced ordinances.

The motion having been duly submitted to a vote, was duly adopted by the following yea and nay votes on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The motion was declared adopted by the Chairman on May 25, 2021.

RESOLUTION COMMITTEE REPORT

The Resolution Committee met on Tuesday, May 25, 2021 at 6:57 p.m., followed by the roll call with the following Resolution Committee Members only in attendance: Smith, Vallet, Pierce, Arnold, Kelley, Markins, Jackson, Morgan, Dominique.

Absent: None.

The following resolutions were read aloud by Mr. Songy:

- A) Resolution providing for canvassing the returns and declaring the results of the Special Election held in the Parish of Iberville, State of Louisiana, on Saturday, April 24, 2021 to authorize the renewal of a special tax therein

There were no questions from the Council or the public for this resolution.

- B) Resolution of the Iberville Parish Council approving Shintech Louisiana, LLC for participation in the Industrial Tax Exemption Program in Iberville Parish, Louisiana (Application #20210068 - ITE - \$50,000,000.00)
- C) Resolution of the Iberville Parish Council approving Shintech Louisiana, LLC for participation in the Industrial Tax Exemption Program in Iberville Parish, Louisiana (Application #20210069-ITE - \$30,000,000.00)
- D) Resolution of the Iberville Parish Council approving Shintech Louisiana, LLC for participation in the Industrial Tax Exemption Program in Iberville Parish, Louisiana (Application #20210070-ITE - \$1,164,805,000.00)

Ms. Les Ann Kirkland registered to speak in opposition to Resolutions B,C,D. She stated the amount Shintech will be exempt from is an amount they do not deserve, and the loss of sales tax income is not what Iberville Parish deserves. She stated this company has had a number of violations. She believes we are owed that money legitimately and it could be used for the betterment of Iberville Parish's residents.

Mr. Luke Avants registered to speak in opposition to Resolutions B, C, D. He stated he is against supporting foreign owned companies coming into our country and they should be charged to come into the Parish, not exempted.

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

YEAS: Smith, Vallet, Pierce, Arnold, Kelley, Markins, Jackson, Morgan, Dominique.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

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

DURING THE REGULAR MEETING:

RESOLUTION IPC#2021-010

**RESOLUTION PROVIDING FOR CANVASSING THE RETURNS AND
DECLARING THE RESULTS OF THE SPECIAL ELECTION HELD IN
THE PARISH OF IBERVILLE, STATE OF LOUISIANA, ON SATURDAY,
APRIL 24, 2021, TO AUTHORIZE THE RENEWAL OF A SPECIAL TAX
THEREIN**

The following resolution was introduced by Councilman Kelley, and seconded by Councilman Bradford.

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

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in the Parish of Iberville, State of Louisiana, on SATURDAY, APRIL 24, 2021 (the "Election"), to authorize the renewal of a special tax therein pursuant to the following proposition (the "Proposition"):

**PROPOSITION
(MILLAGE RENEWAL)**

Shall the Parish of Iberville, State of Louisiana (the "Parish"), continue to levy a tax of three (3) mills on all the property subject to taxation in the Parish (an estimated \$2,200,000 reasonably expected at this time to be collected from the levy of the tax for an entire year), for a period of ten (10) years, commencing with the year 2023 and ending in the year 2032, for the purpose of continuing support of the maintenance, operation, and capital expenditures necessary to administer the parishwide recreational program in the Parish, and further authorized should the proposition carry, to levy and collect said tax?

This Governing Authority does further proceed to examine and canvass the returns of the Election thereof.

SECTION 2. Election Results. According to the official certified tabulation of votes cast at said Election, there was a total of **1,514** votes cast **IN FAVOR OF** the Proposition and a total of **1,311** votes cast **AGAINST** the Proposition, resulting in a majority of **203** votes cast **IN**

FAVOR OF the Proposition. The Proposition was therefore duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the Election.

SECTION 3. Promulgation of Election Result. The results of said election shall be promulgated by publication in the manner provided by law, after receipt from the Secretary of State's office of the actual costs of the election, as required by Act 205 of the Regular Session of the Legislature of Louisiana for the year 2019.

SECTION 4. Declaration. The foregoing results of the Election are hereby declared by this Governing Authority and shall be published as required by law.

SECTION 5. Procès Verbal. A *Procès Verbal* of the canvass of the returns of the Election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of Iberville, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

The above resolution was duly adopted in regular session on this 25th day of May 2021 by the following votes on roll call:

YEAS: Allen, Easley, Dominique, Jackson, Smith, Pierce, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: None.

ABSTAIN: None.

ABSENT: None.

The resolution was declared adopted by the Chairman on the 25th day of May 2021.

RESOLUTION IPC# 2021-011

RESOLUTION OF THE IBERVILLE PARISH COUNCIL APPROVING SHINTECH LOUISIANA, LLC FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM IN IBERVILLE PARISH, LOUISIANA

The following resolution was introduced by Councilman Kelley, and seconded by Councilman Bradford.

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution, pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and R.S. 36:104 provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, SHINTECH LOUISIANA, LLC has applied for an Industrial Tax Exemption ("ITE") Tax Exemption Application #20210068-ITE - \$50,000,000.00 and has approval of the BCI for a contract granting that exemption; and

WHEREAS, ITE contracts should be premised upon job and payroll creation or retention at new or expanded manufacturing plants or establishments, and that the percentage of exemption be 80% for a term of five years, renewable for an additional term of five years from ad valorem taxes in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the IBERVILLE PARISH COUNCIL approves the terms of the Industrial Tax Exemption contract (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and SHINTECH LOUISIANA, LLC to the Industrial Tax Exemption contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC with respect to the manufacturing plant located in IBERVILLE PARISH, LOUISIANA based on the following conditions:

A. Performance Objectives/Job Creation or Retention Requirements

Retention of 376 Jobs at Project Site – Jobs will be retained at this existing Plaquemine Site. The new investment is creating efficiencies and upgrading of the existing equipment in support of the Shintech’s newly announced SPP3 – PVC expansion project adjacent to the existing Plaquemine site

Construction Jobs - 80

Total Estimated Investments - \$50,000,000.00

B. Industrial Tax Exemption of Iberville Parish Ad Valorem Taxes

In the event that SHINTECH LOUISIANA, LLC fails to complete its project, or fails to timely meet its performance objectives and/or job creation/retention requirements, including but not limited to the retention or creation of the number of jobs or the achieving or maintaining of payroll amounts within the time and for the term agreed, as specified in its award agreement; if SHINTECH LOUISIANA, LLC ceases its operations, reduces its employment numbers or payroll amounts to less than 90% of the requires amounts; such shall constitute a default under the award agreement, and LED and IBERVILLE PARISH COUNCIL shall retain all rights to modify the terms and conditions of the incentive.

The IBERVILLE PARISH COUNCIL further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC.

THEREFORE, BE IT FURTHER RESOLVED by the IBERVILLE PARISH COUNCIL that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development.

The above resolution was duly adopted in regular session on this 25th day of May 2021 by the following votes on roll call:

YEAS: Easley, Dominique, Jackson, Smith, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: Allen, Pierce.

ABSTAIN: None.

ABSENT: None.

The resolution was declared adopted by the Chairman on the 25th day of May 2021.

RESOLUTION IPC# 2021-012

RESOLUTION OF THE IBERVILLE PARISH COUNCIL APPROVING SHINTECH LOUISIANA, LLC FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM IN IBERVILLE PARISH, LOUISIANA

The following resolution was introduced by Councilman Kelley, and seconded by Councilman Bradford.

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution, pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and R.S. 36:104 provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, SHINTECH LOUISIANA, LLC has applied for an Industrial Tax Exemption ("ITE") Tax Exemption Application #20210069-ITE - \$30,000,000.00 and has approval of the BCI for a contract granting that exemption; and

WHEREAS, ITE contracts should be premised upon job and payroll creation or retention at new or expanded manufacturing plants or establishments, and that the percentage of exemption be 80% for a term of five years, renewable for an additional term of five years from ad valorem taxes in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the IBERVILLE PARISH COUNCIL approves the terms of the Industrial Tax Exemption contract (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and SHINTECH LOUISIANA, LLC to the Industrial Tax Exemption contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC with respect to the manufacturing plant located in IBERVILLE PARISH, LOUISIANA based on the following conditions:

A. Performance Objectives/Job Creation or Retention Requirements

Construction Jobs – 60

Contract Jobs - 15

15 Contract Jobs will be retained at this existing White Castle site. The new investment is for new Brine Wells to increase production to maximum capacity to produce and supply Brine to support increased demand from Shintech’s newly announced SPP3 – PVC expansion at the Plaquemine site/

Total Estimated Investments - \$30,000,000.00

B. Industrial Tax Exemption of Iberville Parish Ad Valorem Taxes

In the event that SHINTECH LOUISIANA, LLC fails to complete its project, or fails to timely meet its performance objectives and/or job creation/retention requirements, including but not limited to the retention or creation of the number of jobs or the achieving or maintaining of payroll amounts within the time and for the term agreed, as specified in its award agreement; if SHINTECH LOUISIANA, LLC ceases its operations, reduces its employment numbers or payroll amounts to less than 90% of the requires amounts; such shall constitute a default under the award agreement, and LED and IBERVILLE PARISH COUNCIL shall retain all rights to modify the terms and conditions of the incentive.

The IBERVILLE PARISH COUNCIL further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC.

THEREFORE, BE IT FURTHER RESOLVED by the IBERVILLE PARISH COUNCIL that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development.

The above resolution was duly adopted in regular session on this 25th day of May 2021 by the following votes on roll call:

YEAS: Easley, Dominique, Jackson, Smith, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: Allen, Pierce.

ABSTAIN: None.

ABSENT: None.

The resolution was declared adopted by the Chairman on the 25th day of May 2021.

RESOLUTION IPC# 2021-013

RESOLUTION OF THE IBERVILLE PARISH COUNCIL APPROVING SHINTECH LOUISIANA, LLC FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM IN IBERVILLE PARISH, LOUISIANA

The following resolution was introduced by Councilman Kelley, and seconded by Councilman Bradford.

WHEREAS, Article 7, Section 21 (F) of the Louisiana Constitution, pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and R.S. 36:104 provides for the Board of Commerce and Industry ("BCI"), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state; and

WHEREAS, SHINTECH LOUISIANA, LLC has applied for an Industrial Tax Exemption ("ITE") Tax Exemption Application #20210070-ITE - \$1,164,805,000.00 and has approval of the BCI for a contract granting that exemption; and

WHEREAS, ITE contracts should be premised upon job and payroll creation or retention at new or expanded manufacturing plants or establishments, and that the percentage of exemption be 80% for a term of five years, renewable for an additional term of five years from ad valorem taxes in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish and/or municipal council, school board, and sheriff; and

THEREFORE, BE IT RESOLVED, upon consideration of the foregoing and the public discussion held this day, that the IBERVILLE PARISH COUNCIL approves the terms of the Industrial Tax Exemption contract (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and SHINTECH LOUISIANA, LLC to the Industrial Tax Exemption contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC with respect to the manufacturing plant located in IBERVILLE PARISH, LOUISIANA based on the following conditions:

A. Performance Objectives/Job Creation or Retention Requirements

New Direct Jobs – 30

Construction Jobs – 2400

Total Estimated Investments - \$1,164,805,000.00

B. Industrial Tax Exemption of Iberville Parish Ad Valorem Taxes

In the event that SHINTECH LOUISIANA, LLC fails to complete its project, or fails to timely meet its performance objectives and/or job creation/retention requirements, including but not limited to the retention or creation of the number of jobs or the achieving or maintaining of payroll amounts within the time and for the term agreed, as specified in its award agreement; if

SHINTECH LOUISIANA, LLC ceases its operations, reduces its employment numbers or payroll amounts to less than 90% of the requires amounts; such shall constitute a default under the award agreement, and LED and IBERVILLE PARISH COUNCIL shall retain all rights to modify the terms and conditions of the incentive.

The IBERVILLE PARISH COUNCIL further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and SHINTECH LOUISIANA, LLC.

THEREFORE, BE IT FURTHER RESOLVED by the IBERVILLE PARISH COUNCIL that a copy of this resolution shall be forwarded to the Louisiana Department of Economic Development. The above resolution was duly adopted in regular session on this 25th day of May 2021 by the following votes on roll call:

YEAS: Easley, Dominique, Jackson, Smith, Arnold, Markins, Bradford, Kelley, Vallet, Morgan.

NAYS: Allen, Pierce.

ABSTAIN: None.

ABSENT: None.

The resolution was declared adopted by the Chairman on the 25th day of May 2021.

BOARDS & COMMISSIONS REPORT

None.

DISCUSSIONS

None.

ADJOURNMENT

Prior to adjourning President Ourso stated he would like to get a list of all those who volunteered and helped during the flooding. He would like to acknowledge them and send a letter of recognition for their efforts.

There being no further business, it was moved by Councilman Vallet, and seconded by the Councilman Pierce, to adjourn at 8:01 p.m. The motion was unanimously adopted.

/s/ KIRSHA D. BARKER
COUNCIL CLERK

/s/ MATTHEW H. JEWELL
COUNCIL CHAIRMAN