

DECEMBER 9, 2015

NEW IBERIA, LOUISIANA

IBERIA PARISH COUNCIL

The Parish Council of Iberia Parish, Louisiana met in Regular Session in the Parish Council Chambers, Main Courthouse Building, New Iberia, Louisiana, on Wednesday, December 9, 2015, at 6:00 p.m.

The following members were recorded PRESENT:

Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

ABSENT: None.

OTHERS IN ATTENDANCE:

Assistant District Attorney Andy Shealy  
Director of Finance Babette Lastrapes  
Director of Public Works Herman Broussard  
Francis Pollard, Sr., District 1 Councilman-Elect  
Natalie Broussard, District 6 Councilwoman-Elect  
Paul Landry, District 7 Councilman-Elect  
Eugene Olivier, District 10 Councilman-Elect  
Brian Napier, District 11 Councilman-Elect  
Berwick Francis, Jr., District 12 Councilman-Elect  
Chad Maturin, District 14 Councilman-Elect

The Parish Council of the Parish of Iberia, State of Louisiana, was duly convened as the Governing Authority of the Parish of Iberia by Mr. Troy Comeaux, its Chairman, who announced that the Council was now ready to conduct its business.

## 20888

A motion was made by Ms. Maggie F. Daniels, seconded by Mr. Roger Duncan, that the Iberia Parish Council does hereby dispense with the reading of the minutes of the Regular Meeting of November 24, 2015 and approve said minutes as submitted.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Renner-Arnold, and D. Wayne Romero.

NAYS: None.

ABSENT AT VOTING: Thomas J. Landry and Marty Trahan.

And the motion was declared adopted this 9th day of December, 2015.

Several students from New Iberia Senior High School introduced themselves to the Council.

### PERSONS TO ADDRESS THE COUNCIL:

1. Persons applying for consideration of appointments to Parish Boards/Commissions addressed the Council to announce their interest in said position.

Ms. Margaret Melancon addressed the Council to thank the Council for allowing her to serve on the Iberia Parish Tourist Commission and expressed her interest in continuing to serve in this capacity.

### REPORTS (PARISH OR OTHER GOVERNMENTAL AGENCIES):

1. Administration to provide Monthly Status Report on all grant projects, all in accordance with Resolution No. 2012-217.

### PUBLIC WORKS REPORTS:

1. Public Works Department Report for Closed Work Orders dated November 16-20 and 23-27, 2015.

### COUNCIL MEMBER ANNOUNCEMENTS:

1. Mr. David Ditch expressed his appreciation to the residents of District 7 for allowing him to serve as their representative. He stated that he is excited with new Council member Paul Landry. He also expressed this appreciation to fellow Council members for their support during the past term.

### PARISH PRESIDENT ANNOUNCEMENTS:

None.

A motion was made by Ms. Maggie F. Daniels, seconded by Ms. Aquicline Rener-Arnold, that the Iberia Parish Council does hereby recess its Regular Session and convene as a Public Hearing to obtain public comments regarding Ordinances and Resolutions being considered for final adoption.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and D. Wayne Romero.

NAYS: None.

ABSENT AT VOTING: Marty Trahan.

And the motion was declared adopted this 9th day of December, 2015.

Ms. Cathy Indest, President of the Iberia Cultural Resources Association and a member of the Iberia Preservation Alliance and Ms. Marsha Patout, Director of the Bayou Teche Museum and member of the Iberia Preservation Alliance introduced themselves. Ms. Indest addressed the Council regarding Resolution Summary No. 359, which is a Resolution regarding possible funding for the Dave Robicheaux Literary Festival. She stated that they are in need of funds for this festival and feel that it will put Iberia Parish "on the map".

A motion was made by Mr. Bernard E. Broussard, seconded by Ms. Maggie F. Daniels, that the Iberia Parish Council does hereby adjourn its Public Hearing and reconvene into Regular Session.

This motion having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, and D. Wayne Romero.

NAYS: None.

ABSENT AT VOTING: Marty Trahan.

And the motion was declared adopted this 9th day of December, 2015.

Chairman Troy Comeaux announced that the Sewer Ad Hoc Committee, scheduled for December 15, 2015, has been cancelled and will be rescheduled for a later date.

## 20890

The following Ordinance, having been previously introduced in writing and published in summary, and a public hearing having been held thereon on November 10, 2015, was offered for final adoption by Mr. Bernard E. Broussard and seconded by Mr. Ricky J. Gonsoulin:

### ORDINANCE NO. 2015-12-4703

AN ORDINANCE AUTHORIZING THE ISSUANCE BY THE PARISH OF IBERIA, STATE OF LOUISIANA (THE "ISSUER") OF TEN MILLION THREE HUNDRED NINETY-FIVE THOUSAND DOLLARS (\$10,395,000) AGGREGATE PRINCIPAL AMOUNT OF HOSPITAL REVENUE BONDS (THE "BONDS"); PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE RIGHTS OF THE OWNERS OF THE BONDS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS; ACCEPTING AN OFFER FOR THE PURCHASE OF THE BONDS; ENTERING INTO CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION WITH THE SECURITY AND PAYMENT OF THE BONDS; AUTHORIZING THE AGREEMENT WITH THE PAYING AGENT; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS the Issuer is the owner of all of those hospital facilities comprising the Iberia Medical Center (the "Medical Center") located in the City of New Iberia, State of Louisiana, and elsewhere within the boundaries of Iberia Parish, which hospital facilities are managed and operated by the Board of Commissioners (the "Operator" of the Medical Center) of Hospital Service District No. 1 of the Parish of Iberia, State of Louisiana (the "District"), under the terms of an Intergovernmental Agreement between the Issuer and the District; and

WHEREAS the Issuer has heretofore issued and presently has outstanding the following described issues which are secured by and payable as to principal and interest from a pledge and dedication of the income, revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the District after paying the reasonable and necessary expenses of operating and maintaining the Medical Center (as more particularly defined herein, the "Net Operating Revenues"), and are additionally secured by a conventional mortgage on the Medical Center:

- (a) \$875,000 of Hospital Revenue Refunding Bonds, Series 2005A, dated March 1, 2005 (the "Series 2005A Bonds"), issued pursuant to an ordinance adopted on February 9, 2005, with a final maturity date of May 26, 2016;
- (b) \$7,880,000 of Hospital Revenue and Refunding Bonds, Series 2013A, dated June 5, 2013 (the "Series 2013A Bonds"), issued pursuant to an ordinance adopted on May 8, 2013, with a final maturity date of November 26, 2023;
- (c) \$3,310,000 of Hospital Revenue Refunding Bonds (Hurricane Ike), Series 2013B, dated June 5, 2013 (the "Series 2013B Bonds"), issued pursuant to an ordinance adopted on May 8, 2013, with a final maturity date of November 26, 2023; and
- (d) \$6,000,000 of Hospital Revenue Bonds, Series 2015, dated October 27, 2015 (the "Series 2015 Bonds"). Issued pursuant to an ordinance adopted on September 23, 2015, with a final maturity date of November 26, 2034.

WHEREAS the Operator has proposed and recommended to the Iberia Parish Council, State of Louisiana (the "Governing Authority" of the Issuer), that additional funds are required at this time for extensions, additions, repairs, renovations and other capital improvements to benefit the Medical Center; and

WHEREAS, after careful consideration, this Governing Authority has found and determined that in order to initiate the proposed improvement program, it is necessary and appropriate to proceed with the issuance and sale of Five Million One Hundred Eighty Thousand Dollars (\$5,180,000) of Hospital Revenue Bonds, Series 2015B (the "2015B Bonds") and Five Million Two Hundred Fifteen Thousand Dollars (\$5,215,000) of Taxable Hospital Revenue Bonds, Series 2015C (the "2015C Bonds," and together with the 2015B Bonds, the "Bonds"), for the purpose of making improvements, extensions, additions, renewals, replacements or repairs to the Medical Center, funding a reserve therefore, and paying the costs of issuance of the Bonds, which Bonds will be issued on a complete parity with the Series 2005A Bonds, Series 2013A Bonds, Series 2013B Bonds, and Series 2015 Bonds (collectively, the "Outstanding Parity Bonds") as to source and security for payment;

WHEREAS, under the provisions of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), the Issuer has the authority to issue the Bonds for the purposes described in the foregoing preambles and authority to pledge and appropriate its excess of annual revenues, including royalty road fund revenues, to pay costs associated with administering, operating and maintaining the Medical Center and thereby maintain the required debt service coverage on the Bonds and the Outstanding Parity Bonds as set forth in Section 7.1 hereof; and

WHEREAS, exercising its authority granted under the ordinances authorizing the issuance of the Outstanding Parity Bonds, and the Act, the Issuer desires to proceed with the sale and issuance of the Bonds; to accept the best proposal submitted by Investar Bank, of Baton Rouge, Louisiana, for the purchase of the Bonds; to fix the details necessary with respect to the issuance of the Bonds; and to provide for the authorization and issuance thereof on a complete parity with the Outstanding Parity Bonds;

NOW, THEREFORE, BE IT ORDAINED by the Iberia Parish Council, acting as the governing authority of the Parish of Iberia, State of Louisiana, that:

#### **ARTICLE 1 DEFINITIONS AND INTERPRETATION**

SECTION 1.1. Definitions. In addition to the terms defined in the preambles hereto, the following terms shall have the following meanings unless the context otherwise requires:

**"2015B Term Bond"** shall mean the Series 2015B Bonds term bond maturing on November 26, 2035, and subject to mandatory redemption as set forth in Section 2.3.

**"2015C Term Bond"** shall mean the Series 2015C Bonds term bond maturing on November 26, 2035, and subject to mandatory redemption as set forth in Section 2.4.

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

**"Additional Parity Bonds"** shall mean any additional *pari passu* bonds which may hereafter be issued pursuant to Section 11.1 hereof on a parity with the Bonds.

**"Agreement"** shall mean the agreement to be entered into between the Issuer and the Paying Agent pursuant to this Bond Ordinance.

**"Bonds"** shall mean, collectively the Issuer's Series 2015B and Series 2015C Bonds, issued pursuant to this Bond Ordinance.

**"Bond Obligation"** shall mean, as of the date of computation, the principal amount of the relative series of bonds then Outstanding.

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

**"Bond Ordinance"** shall mean this ordinance, as it may be amended and supplemented as herein provided.

**"Bond Year"** shall mean the one-year period ending on November 26 of each year, the principal payment date for the Bonds.

**"Business Day"** shall mean a day of the year other than a day on which banks located in New York, New York and the cities in which the principal offices of the Paying Agent are located are required or authorized to remain closed and on which the New York Stock Exchange is closed.

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

**"Costs of Issuance"** shall mean all items of expense, directly or indirectly payable or reimbursable and related to the authorization and issuance of the Bonds, including but not limited to printing costs, costs of preparation and reproduction of documents, legal fees, filing and recording fees, costs of preparing the supplemental mortgage on the Medical Center, including title opinions and title insurance, if required, recordation fees, and any other cost, charge or fee paid or payable by the Issuer in connection with the original issuance of the Bonds.

**"Current Operating Expenses"** shall mean all expenses necessary and appropriate for the operation of the Medical Center, which under Generally Accepted Accounting Principles, may be expended during the Fiscal Year in which they are incurred, but expressly excludes depreciation expenses, interest expenses and repairs and maintenance costs or costs for acquisition, replacements, extensions, expansions, improvements or betterments paid from the Medical Center's Operating Fund or Depreciation Fund, hereinafter defined.

**"Date of Delivery"** shall mean the date on which the Issuer receives payment for the Bonds, which is anticipated to be December

30, 2015, but which may be adjusted upon agreement between the Issuer, Operator and Purchaser.

**"Debt Service"** shall mean (a) with respect to any Interest Payment Date, the interest payable on such Interest Payment Date on the Bonds, if any, and (b) with respect to any Principal Payment Date, the principal amount of Bonds which mature or are subject to mandatory sinking fund redemption on such Principal Payment Date, if any.

**"Defeasance Obligations"** shall mean (a) cash, or (b) non-callable Government Securities.

**"District"** shall mean Hospital Service District No. 1 of the Parish of Iberia, State of Louisiana.

**"Executive Officers"** shall mean, collectively, the Parish President, the Chairman and/or the Vice Chairman of the Governing Authority, and the Clerk of the Council of the Governing Authority.

**"Fiscal Year"** for the purpose of this Bond Ordinance, shall mean the one-year accounting period commencing on October 1 of each year, or such other one-year period as may be designated by the Governing Authority as the fiscal year of the District and shall not be construed to change the fiscal year of the Parish which ends December 31 of each year.

**"Governing Authority"** shall mean the Iberia Parish Council, or its successor in function.

**"Government Securities"** shall mean direct general obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

**"Independent Insurance Consultant"** shall mean a Person qualified to survey risks and to recommend insurance coverage for hospital facilities and service organizations engaged in like operations, and who may be the broker or agent who has regularly been retained by the District. If such Person is an individual, he shall not be, and if such Person is a corporation or a partnership, it shall not, have as a partner or director, a member of the governing authority of the District or the Governing Authority, or an officer or an employee of the Issuer or the District.

**"Interest Payment Date"** shall mean May 26 and November 26 of each year, commencing May 26, 2016.

**"Issuer"** shall mean the Parish of Iberia, State of Louisiana.

**"Medical Center"** shall mean the Iberia Medical Center, located in New Iberia, Louisiana, or elsewhere within the boundaries of the Issuer, a revenue producing public utility owned by the Issuer, as it now exists and as it may hereafter be improved, extended, expanded or supplemented while the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds remain outstanding, including specifically all properties and facilities of every nature owned or leased or to be owned, acquired or leased by, on behalf of or for the benefit of the Issuer (including those owned or leased or to be owned, acquired or leased by the District), and used or useful in

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the operation of the Medical Center or the District, and including, but not limited to, real estate, buildings, improvements, fixtures, appurtenances, personal and intangible properties, contracts, franchises, leases and choses in action.

**"Net Operating Revenues"** shall mean the gross revenues derived from fees, rates and other charges for the services and facilities provided or rendered by the Medical Center and non-operating revenues derived from rentals, leases, investment earnings, joint ventures, partnerships and other similar activities related to the effective operation of the Medical Center, less all discounts and allowances, prior year settlements and charity care adjustments, after provision has been made for payment therefrom of Current Operating Expenses, it being provided that the Issuer may appropriate from its excess of general revenues, including its royalty road revenues, amounts to supplement the moneys in the Medical Center's Operating Fund to pay operating and maintenance costs of the Medical Center and, if so appropriated, such moneys shall be considered as revenue of the Medical Center for the purpose of calculating debt service coverage.

**"Operating Fund"** shall have the meaning set forth in Section 6.2 hereof.

**"Operator"** shall mean the Board of Commissioners of the District.

**"Outstanding"**, when used with reference to the Bonds, shall mean, as of any date, all Bonds theretofore issued under the Bond Ordinance, except:

- (a) Bonds theretofore cancelled by the Paying Agent or delivered to the Paying Agent for cancellation;
- (b) Bonds for the payment or redemption of which sufficient Defeasance Obligations have been deposited with the Paying Agent or an escrow agent in trust for the owners of such Bonds as provided in Section 8.9 hereof, provided that if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to the Bond Ordinance, to the satisfaction of the Paying Agent, or waived;
- (c) Bonds in exchange for or *in lieu* of which other Bonds have been registered and delivered pursuant to the Bond Ordinance; and
- (d) Bonds alleged to have been mutilated, destroyed, lost, or stolen which have been paid as provided in the Bond Ordinance or by law.

**"Outstanding Parity Bonds"** shall mean, collectively, the Issuer's Hospital Revenue Refunding Bonds, Series 2005A; Hospital Revenue and Refunding Bonds, Series 2013A; Hospital Revenue Refunding Bonds (Hurricane Ike), Series 2013B; and Hospital Revenue Bonds, Series 2015; which are more specifically described in the preamble to this Bond Ordinance.

**"Owner"** or **"Owners"** shall mean the Person reflected as registered owner of any of the Bonds on the registration books maintained by the Paying Agent.

**"Parish"** shall mean the Parish of Iberia, State of Louisiana.

**"Parity Bond Ordinance"** shall mean, collectively, Ordinance No. 2005-02-3132, adopted by the Governing Authority on February 9, 2005; Ordinance No. 2013-05-4479, adopted by the Governing authority on May 8, 2013; and Ordinance No. 2015-09-4649, adopted by the Governing authority on September 23, 2015.

**"Paying Agent"** shall mean Whitney Bank, Baton Rouge, Louisiana, as paying agent and registrar hereunder, until a successor Paying Agent shall have become such pursuant to the applicable provisions of the Bond Ordinance, and thereafter "Paying Agent" shall mean such successor Paying Agent.

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

**"Principal Payment Date"** shall mean November 26 of each year, commencing November 26, 2016.

**"Property, Plant and Equipment"** shall mean all property which is property, plant and equipment under generally accepted accounting principles.

**"Purchaser"** shall mean, Investar Bank, Baton Rouge, Louisiana, purchaser of the Bonds.

**"Record Date"** shall mean, with respect to a Bond Payment Date, the fifteenth day of the calendar month in which an Interest Payment Date occurs, whether or not such day is a Business Day.

**"Redemption Price"** shall mean, when used with respect to a Bond, the principal amount thereof plus accrued interest, if any, payable upon redemption thereof, pursuant to the Bond Ordinance.

**"Reserve Fund Requirement"** shall mean, as of any date of calculation, an amount equal to the lesser of (i) the highest combined principal and interest requirements for any succeeding Bond Year on all Bonds, Outstanding Parity Bonds and Additional Bonds then Outstanding or (ii) 1.25 times the average Debt Service due in each future Fiscal Year on all Bonds, Outstanding Parity Bonds and Additional Bonds then Outstanding or (iii) 10% of the stated principal amount (calculated in accordance with the Code) of all Bonds, Outstanding Parity Bonds and Additional Bonds then Outstanding.

**"Series"** shall mean either or both of the Series 2015B Bonds and/or the Series 2015C Bonds, as applicable.

**"Series 2015B Bonds"** shall mean the Issuer's \$5,180,000 Hospital Revenue Bonds, Series 2015B, issued pursuant to this Bond Ordinance, as the same may be amended from time to time, whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued Bonds.

**"Series 2015C Bonds"** shall mean the Issuer's \$5,215,000 Taxable Hospital Revenue Bonds, Series 2015C, issued pursuant to this Bond Ordinance, as the same may be amended from time to time,

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whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued Bonds.

"State" shall mean the State of Louisiana.

SECTION 1.2. Interpretation. In this Bond Ordinance, unless the context otherwise requires, (a) words importing the singular include the plural and vice versa, (b) words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders and (c) the title of the offices used in this Bond Ordinance shall be deemed to include any other title by which such office shall be known under any subsequently adopted statutes.

## ARTICLE 2 AUTHORIZATION AND ISSUANCE OF BONDS

SECTION 2.1. Bond Ordinance to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall own the same from time to time, the provisions of this Bond Ordinance shall be a part of the contract of the Issuer with the Owners of the Bonds and shall be deemed to be and shall constitute a contract between the Issuer and the Owners from time to time of the Bonds.

SECTION 2.2. Authorization and Designation of Bonds. In compliance with the terms and provisions of the Act, and other applicable constitutional and statutory authority, there is hereby authorized the issuance of Five Million One Hundred Eighty Thousand Dollars (\$5,180,000) principal amount of bonds of the Issuer to be designated "Parish of Iberia, State of Louisiana, Hospital Revenue Bonds, Series 2015B," and the issuance of Five Million Two Hundred Fifteen Thousand Dollars (\$5,215,000) principal amount of bonds of the Issuer to be designated "Parish of Iberia, State of Louisiana, Taxable Hospital Revenue Bonds, Series 2015C," for the purpose of making improvements, extensions, additions, renewals, replacements or repairs to the Medical Center, funding a reserve therefore, and paying the costs of issuance of the Bonds.

SECTION 2.3. Maturities and Interest Rates of the Series 2015B Bonds. The Series 2015B Bonds shall be in fully registered form, shall be dated the Date of Delivery thereof, shall be issued as one bond, numbered R-1 (the "2015B Term Bond"), shall bear interest from the date thereof or the most recent Interest Payment Date to which interest has been paid or duly provided for, payable on each Interest Payment Date, commencing May 26, 2016, at the rate of 3.48% per annum, subject to reset as set forth in Section 3.2 below.

The 2015B Term Bond shall be subject to mandatory sinking fund redemption on November 26 in the years and in the principal amounts set forth below at a redemption price equal to 100% of the principal amount thereof:

<u>Year</u> <u>(November 26)</u>	<u>Principal</u> <u>Payment</u>	<u>Year</u> <u>(November 26)</u>	<u>Principal</u> <u>Payment</u>
2016	\$ 60,000	2026	\$345,000
2017	60,000	2027	355,000
2018	60,000	2028	365,000
2019	60,000	2029	375,000
2020	60,000	2030	395,000

2021	65,000	2031	410,000
2022	70,000	2032	420,000
2023	75,000	2033	435,000
2024	320,000	2034	450,000
2025	330,000	2035	470,000

The final maturity of the Series 2015B Bonds shall be November 26, 2035, subject to the terms of Section 3.2(a) below.

SECTION 2.4. Maturities and Interest Rates of the Series 2015C Bonds. The Series 2015C Bonds shall be in fully registered form, shall be dated the Date of Delivery thereof, shall be issued as one bond, numbered R-1 (the "2015C Term Bond"), shall bear interest from the date thereof or the most recent Interest Payment Date to which interest has been paid or duly provided for, payable on each Interest Payment Date, commencing May 26, 2016, at the rate of 4.75% per annum, subject to reset as set forth in Section 3.2 below.

The 2015C Term Bond shall be subject to mandatory sinking fund redemption on November 26 in the years and in the principal amounts set forth below at a redemption price equal to 100% of the principal amount thereof:

<u>Year</u> <u>(November 26)</u>	<u>Principal</u> <u>Payment</u>	<u>Year</u> <u>(November 26)</u>	<u>Principal</u> <u>Payment</u>
2016	\$ 60,000	2026	\$325,000
2017	60,000	2027	340,000
2018	60,000	2028	360,000
2019	60,000	2029	375,000
2020	70,000	2030	395,000
2021	70,000	2031	415,000
2022	75,000	2032	435,000
2023	75,000	2033	455,000
2024	295,000	2034	480,000
2025	310,000	2035	500,000

The final maturity of the Series 2015C Bonds shall be November 26, 2035, subject to the terms of Section 3.2(a) below.

SECTION 2.5. Payment of Principal and Interest. The principal of the Bonds, upon maturity or redemption, shall be payable at the designated corporate trust office of the Paying Agent by check of the Paying Agent or the Issuer mailed by the Paying Agent to the Owner (determined as of the Record Date) at the address shown on the Bond Register of the Paying Agent, provided that payment of the final installment of principal and interest on the Bonds of each Series shall be made only upon presentation and surrender of such Bonds to the Paying Agent. Each Bond delivered under this Bond Ordinance upon transfer of or 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.

SECTION 2.6. Bonds Issued on a Parity With the Outstanding Parity Bonds. As permitted by the provisions of the Parity Bond Ordinance, the Bonds shall be issued on a parity with the Outstanding Parity Bonds, and the Bonds shall rank equally with and shall enjoy complete parity of lien with the Outstanding Parity

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Bonds on the Net Operating Revenues, or other funds specially applicable to the payment of the Outstanding Parity Bonds, including funds established by the Parity Bond Ordinance.

The Governing Authority does hereby find, determine and declare that the Issuer has complied, or will comply, prior to the delivery of the Bonds, with all of the terms and conditions set forth in the Parity Bond Ordinance, with respect to authorizing the issuance of the Bonds on a parity with the Outstanding Parity Bonds.

SECTION 2.7. Registration by Paying Agent. No Bond shall be entitled to any right or benefit under this Bond 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 Bond Ordinance, executed by the Paying Agent by manual signature.

**ARTICLE 3**  
**REDEMPTION, REMARKETING AND RATE RESET PROVISIONS**

SECTION 3.1. Redemption of Bonds. The Bonds shall be callable for redemption by the Issuer in full, or in part, at any time on or after November 26, 2021, at a price equal to the principal amount thereof and accrued interest to the date fixed for redemption. In the event a Bond to be redeemed is of a denomination larger than One Hundred Thousand Dollars (\$100,000), a portion of such Bond (\$100,000 or any multiple of \$5,000 in excess thereof) may be redeemed. Any Bond which is to be redeemed only in part shall be surrendered at the office of the Paying Agent and there shall be delivered to the Owner of such Bond, a new Bond of the same maturity and of authorized denomination as requested by such Owner in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered. Official notice of such call of any of the Bonds for redemption shall be given not less than thirty (30) days prior to the redemption date to the Paying Agent, who shall subsequently provide notice within five (5) days of such redemption addressed to the Owner of each Bond to be redeemed at his address as shown on the Bond Register. Any notice of redemption may be made contingent upon the availability of funds sufficient to accomplish the refunding. Bonds are not required to be redeemed in inverse order of maturity. In the event of a partial redemption, the Issuer (with the consent of the Operator) may determine the Bonds (or portions thereof) to be redeemed.

SECTION 3.2. Remarketing of Bonds; Reset of Interest Rate.  
(a) The Owner(s) shall have the right to remarket the Bonds on November 26, 2025 (the "Remarketing Date"), subject to advance written notice given by the Owner(s) to the Issuer and the Operator in writing not less than eight (8) months prior to the Remarketing Date. If there are multiple Owners of a Series of Bonds twelve (12) months prior to the Remarketing Date, the owners of a majority of the Outstanding principal amount of such Series of the Bonds must elect to remarket that Series of the bonds pursuant to this section before any remarketing shall occur.

In the event that the Owner(s) give such notice to the Issuer and the Operator of intent to remarket either Series of the Bonds, the Issuer shall have the right to attempt to obtain a new purchaser(s) of such Series of the Bonds prior to the Remarketing

Date. If the Series of Bonds cannot be successfully remarketed by the Owner(s) at par on the Remarketing Date, the outstanding principal balance of the Series of the Bonds, together with accrued interest thereon, shall become due and payable by the Issuer on the next Interest Payment Date following the Remarketing Date.

In the event the Owner(s) exercise the option to remarket Bonds on the Remarketing Date as set forth in this Section, the Owners shall give notice of their intent to remarket such Bonds by delivering notice in writing to each of the then-current Executive Officers and the chief executive officer and chief financial officer of the Medical Center, provided, however, that notice shall not be required to be given to any such position that is vacant at such time.

(b) In lieu of the option to remarket Bonds provided in Subsection (a) above, the Owner(s) shall have the option to reset the interest rate on either Series of the Bonds on the Remarketing Date to a fixed rate for the remaining term of the Bonds (such rate being the "Reset Rate" for the applicable Series), subject to advance written notice given by the Owner(s) to the Issuer and the Operator in writing not less than two (2) months prior to the Remarketing Date. If there are multiple Owners of a Series of Bonds six (6) months prior to the Remarketing Date, the owners of a majority of the Outstanding principal amount of such Series of the Bonds must agree to the Reset Rate for such Series.

In the event the Owner(s) exercise the option to reset the interest rate on a Series of Bonds on the Remarketing Date as set forth in this Section, the Owners shall give notice of the Reset Rate as required in the foregoing paragraph by delivering notice in writing to each of the then-current Executive Officers and the chief executive officer and chief financial officer of the Medical Center, provided, however, that notice shall not be required to be given to any such position that is vacant at such time.

Notwithstanding the foregoing, the Reset Rate shall not exceed six per centum (6.00%) per annum.

#### **ARTICLE 4 GENERAL TERMS AND PROVISIONS OF THE BONDS**

SECTION 4.1. Exchange of Bonds; Persons Treated as Owners. The Issuer shall cause books for the registration and for the registration of transfer of the Bonds as provided in this Bond Ordinance to be kept by the Paying Agent at its principal corporate trust office, and the Paying Agent is hereby constituted and appointed the registrar for the Bonds. At reasonable times and under reasonable regulations established by the Paying Agent said list may be inspected and copied by the Issuer or by the Owners (or a designated representative thereof) of not less than 15% of the outstanding principal amount of the Bonds. Upon surrender for registration of transfer of any Bond, the Paying Agent shall register and deliver in the name of the transferee or transferees one or more new fully registered Bonds of authorized denomination of the same maturity and like aggregate principal amount. At the option of the Owner, Bonds may be exchanged for other Bonds of authorized denominations of the same maturity and like aggregate principal amount, upon surrender of the Bonds to be exchanged at the principal corporate trust office of the Paying Agent. Whenever any Bonds are so surrendered for exchange, the Paying Agent shall

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register and deliver in exchange therefor the Bond or Bonds which the Owner making the exchange shall be entitled to receive. All Bonds presented for registration of transfer or exchange shall be accompanied by a written instrument or instruments of transfer in form and with a guaranty of signature satisfactory to the Paying Agent, duly executed by the Owner or his attorney duly authorized in writing.

All Bonds delivered upon any registration of transfer or exchange of Bonds shall be valid obligations of the Issuer, evidencing the same debt and entitled to the same benefits under this Bond Ordinance as the Bonds surrendered. Prior to due presentment for registration of transfer of any Bond, the Issuer and the Paying Agent, and any agent of the Issuer or the Paying Agent may deem and treat the person in whose name any Bond is registered as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and shall not be bound by any notice to the contrary.

No service charge to the Owners shall be made by the Paying Agent for any exchange or registration of transfer of Bonds. The Paying Agent may require payment by the Person requesting an exchange or registration of transfer of Bonds of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto. The Issuer and the Paying Agent shall not be required (a) to issue, register the transfer of or exchange any Bond during a period beginning at the opening of business on the 15th calendar day of the month in which an Interest Payment Date occurs or any date of selection of Bonds to be redeemed and ending at the close of business on the Interest Payment Date or day on which the applicable notice of redemption is given or (b) to register the transfer of or exchange any Bond so selected for redemption in whole or in part.

SECTION 4.2. Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be improperly canceled, or be destroyed, stolen or lost, the Issuer may in its discretion adopt a resolution or ordinance and thereby authorize the issuance and delivery of a new Bond in exchange for and substitution for such mutilated or improperly canceled Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon the Owner (a) furnishing the Issuer and the Paying Agent proof of his ownership thereof and proof of such mutilation, improper cancellation, destruction, theft or loss satisfactory to the Issuer and the Paying Agent, (b) giving to the Issuer and the Paying Agent an indemnity bond in favor of the Issuer and the Paying Agent in such amount as the Issuer may require, (c) compliance with such other reasonable regulations and conditions as the Issuer may prescribe and (d) paying such expenses as the Issuer and the Paying Agent may incur. All Bonds so surrendered shall be delivered to the Paying Agent for cancellation pursuant to Section 4.4 hereof. If any Bond shall have matured or be about to mature, instead of issuing a substitute Bond, the Issuer may pay the same, upon being indemnified as aforesaid, and if such Bond be lost, stolen or destroyed, without surrender thereof. Any such duplicate Bond issued pursuant to this Section shall constitute an original, additional, contractual obligation on the part of the Issuer, whether or not the lost, stolen or destroyed Bond be at any time found by anyone. Such duplicate Bond shall be in all respects identical with those replaced except that it shall bear on its face the following additional clause: "This bond is issued to replace

a lost, canceled or destroyed bond under the authority of R.S. 39:971 through 39:974."

Such duplicate Bond may be signed by the facsimile signatures of the same officers who signed the original Bonds, provided, however, that in the event the officers who executed the original Bonds are no longer in office, then the new Bonds may be signed by the officers then in office. Such duplicate Bonds shall be entitled to equal and proportionate benefits and rights as to lien and source and security for payment as provided herein with respect to all other Bonds hereunder, the obligations of the Issuer upon the duplicate Bonds being identical to its obligations upon the original Bonds and the rights of the Owner of the duplicate Bonds being the same as those conferred by the original Bonds.

SECTION 4.3. Preparation of Definitive Bonds, Temporary Bonds. Until the definitive Bonds are prepared, the Issuer may execute, in the same manner as is provided in Sections 4.5 and 4.6, and deliver, in lieu of definitive Bonds, but subject to the same provisions, limitations and conditions as the definitive Bonds except as to the denominations, one or more temporary typewritten Bonds substantially of the tenor of the definitive Bonds in lieu of which such temporary Bond or Bonds are issued, in authorized denominations, and with such omissions, insertions and variations as may be appropriate to temporary Bonds.

SECTION 4.4. Cancellation of Bonds. All Bonds surrendered for payment, redemption, transfer, exchange or replacement, if surrendered to the Paying Agent, shall be promptly canceled by it and, if surrendered to the Issuer, shall be delivered to the Paying Agent and, if not already canceled, shall be promptly canceled by the Paying Agent. The Issuer may at any time deliver to the Paying Agent for cancellation any 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 4.5. Execution. The Bonds shall be executed in the name and on behalf of the Issuer by the manual or facsimile signatures of the Executive Officers, and the corporate seal of the Issuer (or a facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. In case any one or more of the officers who shall have signed or sealed any of the Bonds shall cease to be such officer before the Bonds so signed and sealed shall have been actually delivered, such Bonds may, nevertheless, be delivered as herein provided, and may be issued as if the person who signed or sealed such Bonds had not ceased to hold such office. Said officers shall, by the execution of the Bonds, adopt as and for their own proper signatures their respective facsimile signatures appearing on the Bonds or any legal opinion certificate thereon, and the Issuer may adopt and use for that purpose the facsimile signature of any person or persons who shall have been such officer at any time on or after the date of such Bond, notwithstanding that at the date of such Bond such person may not have held such office or that at the time when such Bond shall be delivered such person may have ceased to hold such office.

SECTION 4.6. Use of Proceeds of Bonds. The Executive Officers are hereby empowered, authorized and directed to do any

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and all things necessary and incidental to carry out all of the provisions of this Bond Ordinance, to cause the necessary Bonds to be printed, to issue, execute and seal the Bonds, and to effect delivery thereof as hereinafter provided.

SECTION 4.7. Registration by the Paying Agent. No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Bond Ordinance unless and until a certificate of registration on such Bond substantially in the form set forth in Exhibit A<sup>1</sup> hereto shall have been manually executed on behalf of the Paying Agent by a duly authorized signatory, and such executed certificate of the Paying Agent upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Bond Ordinance.

SECTION 4.8. Regularity of Proceedings. The Issuer, having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, and having determined the same to be regular, each of 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 the State of Louisiana."*

## ARTICLE 5 SECURITY PROVISIONS

SECTION 5.1. Security for the Bonds. The Bonds, equally with the Outstanding Parity Bonds, shall be secured by and payable in principal and interest primarily from a pledge and dedication of the Net Operating Revenues derived or to be derived by the Issuer from the operation of the Medical Center by the Operator, and the Bonds, equally with the Outstanding Parity Bonds, shall be additionally secured by a conventional mortgage on the buildings, equipment and other facilities comprising the Medical Center, pursuant to the Constitution and laws of the State of Louisiana executed by the Executive Officers of the Issuer and the District, dated December 27, 2001, and recorded in the Mortgage Records of Iberia Parish, Louisiana on December 27, 2001 in Mortgage Office Book A-870 at Entry No. 01-16161, as supplemented. Said Net Operating Revenues are hereby irrevocably and irreparably pledged and dedicated in an amount sufficient for the payment of the Bonds and the Outstanding Parity Bonds in principal and interest as they shall respectively become due and payable and for the other purposes set forth in the Bond Ordinance. All of the Net Operating Revenues thus pledged shall be set aside in a separate fund or funds as hereinafter provided and shall remain so pledged for the security and payment of the Bonds and the Outstanding Parity Bonds in principal and interest and for all other payments provided for in the Bond Ordinance, until they shall have been fully paid and discharged.

SECTION 5.2. Additional Pledge. Should the Net Operating Revenues of the Medical Center be insufficient to meet the Debt Service requirements on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds hereafter issued and to satisfy the rate covenant set forth in Section 6.1 hereof, in any Fiscal Year,

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<sup>1</sup>Exhibit A is available for inspection in the Office of the Clerk of the Council, 300 Iberia Street - Suite 410, New Iberia, LA 70560.

the Issuer, through its Governing Authority, covenants to exercise the powers granted under its Home Rule Charter, the Act, and other constitutional and statutory authority, to appropriate from its excess of general revenues, including its royalty road revenues, above statutory, necessary and usual charges (which includes any required payments on any outstanding excess revenue bonds of the Issuer), amounts to supplement the monies in the Operating Fund to pay operating and maintenance costs of the Medical Center and thereby satisfy the Debt Service requirements on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds in such Fiscal Year.

In the event the Issuer is required to supplement the Operating Fund from its excess general revenues for a period in excess of twelve (12) months, the Governing Authority of the Issuer shall, in its discretion, determine whether it is in the best interests of the citizens and taxpayers of the Issuer that the Medical Center be leased or sold at a price equal to its fair market value to a public or private hospital group and submit to the electorate of the Issuer a proposal with respect to such lease or sale. The proceeds of such lease or sale shall be used as set forth in Section 8.4 hereof.

SECTION 5.3. Days Cash on Hand. To ensure the availability of funds for appropriation by the Governing Authority of the Issuer to supplement the Operating Fund as is required by the foregoing Section 6.2 of this Bond Ordinance, the Issuer further covenants and agrees that it will maintain in its General Fund and/or royalty road revenue fund as of the last day of each fiscal year of the Issuer (December 31) during which the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds hereafter issued remain outstanding, unrestricted cash and unrestricted marketable securities in an amount equal to or greater than ninety (90) times the budgeted average daily current operating expenses of the Issuer in in such fiscal year. This cash covenant shall apply only to the general revenues of the Issuer, including royalty road revenues, and shall not be construed to apply to sources of revenues which are restricted as to use by vote of the electorate or by State law.

The Issuer shall calculate the days cash on hand as soon as practicable, but in no event later than one hundred eighty (180) days following the end of each fiscal year of the Issuer, and immediately the Issuer shall furnish its certification as to the days cash on hand to any Owner of the Bonds and the Paying Agent who shall request it.

## **ARTICLE 6 RATE COVENANT; FLOW OF FUNDS**

SECTION 6.1. Rate Covenant. The Issuer, through its Governing Authority, covenants to require the Operator to fix, establish and maintain such fees, rates or other charges for the services and facilities to be rendered by the Medical Center, to revise the same from time to time whenever necessary, as will always provide revenues in each Fiscal Year sufficient to pay the Current Operating Expenses of the Medical Center in each Fiscal Year, the Debt Service requirements on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds in each Fiscal Year, all reserves or sinking funds or other payments required for such Fiscal Year by this Bond Ordinance and the Parity Bond Ordinance, and all other obligations or indebtedness payable out of the

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revenues of the Medical Center for such Fiscal Year, and which will provide Net Operating Revenues in each Fiscal Year at least equal to 120% of the maximum amount of principal and/or interest maturing on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds in any future Fiscal Year; and that such rates, fees, rents or other charges shall not at any time be reduced so as to be insufficient to provide adequate Net Operating Revenues for such purposes, it being provided, however, that the Issuer reserves the right to supplement operating and maintenance costs from other available monies of the Issuer as set forth in Section 6.2 hereof.

SECTION 6.2. Funds. The Issuer further covenants that all of the income, revenues and receipts derived or to be derived by the Issuer or Operator from the operation of the Medical Center shall be deposited as the same may be collected in a separate and special bank account with the regularly designated fiscal agent bank of the District or the Issuer, known and designated as Iberia Medical Center Operating Fund (the "Operating Fund"), said Fund to be maintained and administered in the following order of priority and for the following express purposes:

- (a) The payment of all Current Operating Expenses from month to month as the same become due and payable, and thereafter, the Net Operating Revenues shall be used in the following order of priority:
- (b) The maintenance of a separate and distinct fund known as the Iberia Medical Center Revenue Bond Sinking Fund (the "Sinking Fund"), heretofore created and maintained pursuant to the Parity Bond Ordinance, sufficient in amount to pay promptly and fully the principal of and the interest on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds issued hereafter in the manner provided in the Bond Ordinance, as said bonds severally become due and payable by transferring from the Net Operating Revenues to the regularly designated fiscal agent bank of the Issuer, as depository, monthly in advance on or before the 20<sup>th</sup> day of each month of each year, beginning January 20, 2016, a sum equal to one-twelfth (1/12th) of the total amount of principal, if any falling due on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds on the ensuing Principal Payment Date, and one-sixth (1/6th) of the total amount of interest, if any, falling due on the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds on the ensuing Interest Payment Date (provided, however, if in any prior month, there are inadequate Net Operating Revenues to fully fund the deposit requirement for that month, then in subsequent months said deficiency shall be funded prior to depositing Net Operating Revenues into any other fund established hereunder), together with such amounts as may be required by the Parity Bond Ordinance and such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due on the ensuing Principal Payment Date. Said depository bank shall transfer from the Sinking Fund to the paying agent(s) for all bonds payable from the Sinking Fund, at least three (3) days in advance of each Principal Payment Date, funds fully sufficient to pay

promptly the principal and/or interest so falling due on such date.

- (c) The maintenance of a separate and distinct fund, heretofore created pursuant to the Parity Bond Ordinance, known as the Iberia Medical Center Bond Reserve Fund (the "Reserve Fund"), with IberiaBank, of New Iberia, Louisiana, as depositary, or after the date on which the Outstanding Parity Bonds are no longer Outstanding pursuant to the terms of the Parity Bond Ordinance, with the Paying Agent, any Owner of the Bonds, or the regularly designated fiscal agent of the District or the Issuer, as may be determined by the District, by transferring on the date of delivery of the Bonds from the proceeds of the Bonds a sum which, together with the monies now on deposit in the Reserve Fund, will equal the Reserve Fund Requirement, the monies in the Reserve Fund to be retained solely for the purpose of paying the principal of and the interest on bonds payable from the aforesaid Sinking Fund as to which there would otherwise be default, but if so used, such monies shall be replaced by the Issuer as soon as possible thereafter out of the earnings of the Medical Center, after making the required payments into the respective funds established under subparagraph (b) above. In the event that Additional Parity Bonds are issued hereafter in the manner provided by this Bond Ordinance, there shall be transferred from the proceeds of such Additional Parity Bonds and/or from the Net Operating Revenues into the Reserve Fund monthly or annually, such amounts (as may be designated in the ordinance authorizing the issuance of such Additional Parity Bonds) as will increase the total amount on deposit in the Reserve Fund within a period not exceeding five (5) years to a sum equal to the Reserve Fund Requirement for all outstanding bonds payable from the Sinking Fund and any such Additional Parity Bonds.
- (d) The maintenance of a separate and distinct fund, heretofore created pursuant to the Parity Bond Ordinance, known as the Iberia Medical Center Depreciation Fund (the "Depreciation Fund") with the Paying Agent, any Owner of the Bonds, or the regularly designated fiscal agent of the District or the Issuer, as may be determined by the District, to care for capital acquisitions, replacements, extensions, expansions, improvements or betterments of the Medical Center by transferring monthly on or before the 20th day of each month, after making the requisite monthly payments into the Sinking Fund and Reserve Fund, fifty percent (50%) of the then remaining Net Operating Revenues until the Depreciation Fund has a balance of \$1,000,000. The principal purpose for establishing and maintaining the Depreciation Fund is to set aside monies to pay the cost of capital improvements and provide an audit trail of such expenditures rather than paying such costs from the Operating Fund, therefore, the \$1,000,000 balance referred to above shall not be construed as placing a limitation on the monies that may be deposited in the Depreciation Fund nor shall such be construed as requiring a minimum balance to be retained in the Depreciation Fund. Monies in the Depreciation Fund shall also be used to pay the principal

of and the interest on the Bonds and the Outstanding Parity Bonds for the payment of which there is not sufficient money in the Sinking Fund or the Reserve Fund and but for which there would otherwise be default in payment, but if so used, such monies shall be replaced by the Issuer as soon as possible thereafter out of the earnings of the Medical Center after making the required payments into the respective funds hereinabove set out in subparagraphs (b) and (c).

SECTION 6.3. Use of Surplus Funds. Subject to the foregoing, which are cumulative, the balance of the Net Operating Revenues on deposit in the Operating Fund may be used by the Issuer for the purpose of calling and/or paying bonds payable from the income and revenues of the Medical Center or for such other lawful corporate purposes as the Operator, with the consent of this Governing Authority, may determine.

SECTION 6.4. Valuation of Investments. The Issuer agrees that while the Bonds and the Outstanding Parity Bonds are outstanding, investments held in the funds described in subparagraphs (b), (c) and (d) of Section 6.2 hereof shall be valued at the lesser of cost or fair market value, plus accrued interest.

SECTION 6.5. Investment of Funds. All or any part of the monies on deposit in any of the aforesaid funds described in subparagraphs (b), (c) and (d) shall, at the written request of the Issuer, be invested in direct obligations of the United States of America or other obligations permitted by Louisiana law, maturing in five (5) years or less, in which event (i) all income derived from investments in the Sinking Fund shall be deposited in the Operating Fund as income, revenues and receipts of the Medical Center, (ii) all income derived from investments in the Reserve Fund shall remain on deposit in the Reserve Fund until there is accumulated therein a sum equal to the Reserve Fund Requirement and, thereafter, such income shall be deposited in the Operating Fund, and (iii) all income derived from investments in the Depreciation Fund shall remain on deposit in said Fund until there is accumulated therein a sum equal to \$1,500,000, and, thereafter, such income shall be deposited in the Operating Fund. If monies on deposit in the funds described in subparagraphs (b), (c) and (d), are pooled for investment purposes, the source of such monies shall be noted on or in connection with such investments so that each fund will realize its pro-rata share of any loss or gain that results from such investment. Such investments shall not be commingled with investments purchased with monies from any other funds of the Issuer. Such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which said respective funds are herein maintained.

SECTION 6.6. Deposit of Proceeds. The Operator shall direct the Purchaser and the Issuer as to the deposit of the proceeds derived from the sale and delivery of the Bonds. The Executive Officers are specifically authorized and directed to execute any agreement, certificate or other document that may be required in connection with the receipt of the proceeds of the Bonds.

**ARTICLE 7**  
**SCHEDULE OF RATES AND CHARGES**

SECTION 7.1. Rates and Charges. The Issuer, through its Operator, may alter, amend or repeal from time to time any resolution or ordinance establishing a schedule of fees, rates and other charges for the services and facilities to be rendered by the Medical Center, said alterations, amendments or repeals to be conditioned upon the preservation of the rights of the Owners of the Bonds and the owners of the Outstanding Parity Bonds with respect to the income, revenues and receipts of the Medical Center, not alone for the payment of the principal of and the interest on the Bonds and the Outstanding Parity Bonds, but to insure that the Net Operating Revenues of the Medical Center shall be sufficient at all times to fulfill the other provisions specified in Section 6.2 hereof. The Issuer, through its Operator, shall fix and maintain fees, rates and other charges for all services and facilities to be rendered by the Medical Center, irrespective of the user thereof, and no free services or facilities shall be furnished to any patient or user of the Medical Center, except that a reasonable amount of charity service may be permitted as required by law, but no such free service shall jeopardize the Issuer's ability to pay the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds hereafter issued.

## ARTICLE 8 PARTICULAR COVENANTS

SECTION 8.1. Pledge of Revenues and Maintenance of Hospital. The Issuer does hereby covenant and warrant so long as any of the Bonds are outstanding and unpaid in principal and/or interest, that:

(a) It is, or will be, lawfully seized and possessed of the Medical Center, that it has a legal right to pledge the Net Operating Revenues and mortgage the Medical Center as herein provided, and that the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds hereafter issued as provided in the Bond Ordinance, will have a lien and privilege on said income, revenues and receipts subject only to the prior payment of Current Operating Expenses.

(b) It will at all times maintain the Medical Center in a good state of repair and working order and condition.

SECTION 8.2. Insurance Provisions. The Issuer, through the Operator, shall maintain, or cause to be maintained at its sole cost and expense, insurance with respect to the Medical Center, the operation thereof and its business against such casualties, contingencies and risks (including but not limited to public liability and employee dishonesty) and in amounts not less than is customary in the case of entities engaged in the same or similar activities and similarly situated and as is adequate to protect the Medical Center and its operations and with commercially reasonable deductibles. The Issuer shall, at least once every two Fiscal Years with respect to commercial insurance, cause a certificate of an Independent Insurance Consultant or Independent Insurance Consultants to be delivered to the Paying Agent which indicates that the insurance then being maintained by the Issuer is customary in the case of entities engaged in the same or similar activities and similarly situated and is adequate to protect the Medical Center and its operations.

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All monies received for losses under any fire and extended coverage insurance are hereby pledged by the Issuer as security for the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds, until and unless such proceeds are paid out in making good the loss or damage in respect of which such proceeds are received, either by repairing the property damaged or replacing the property destroyed, and adequate provision for making good such loss and damage shall be made within ninety (90) days from the date of the loss. The Owners of the Bonds and the owners of the Outstanding Parity Bonds shall be designated as a loss payee on the Fire and Extended Coverage Insurance policies for the physical properties of the Medical Center and copies of said policies and binders shall be provided to such bond owners upon written request. Such insurance proceeds, to the extent not so used, shall be used for the retirement of as many of the Bonds, Outstanding Parity Bonds and any Additional Parity Bonds as can be retired therewith through redemption in the manner provided in the Bond Ordinance and the Parity Bond Ordinances, or through purchase at prices not greater than the redemption prices provided herein, on a pro rata basis.

SECTION 8.3. Records, Audits and Monthly Reports. As long as any of the Bonds are outstanding and unpaid in principal or interest, the Operator 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 Medical Center. Not later than six (6) months after the close of each Fiscal Year the Operator shall cause an audit of such books and accounts to be made by a recognized independent firm of certified public accountants, showing the receipts of and disbursements made for the account of the Medical Center. Such audit shall be available for inspection by the Owners of any of the Bonds. Each such audit, shall be performed in accordance with and contain such information as maybe required from time to time by State law.

All expenses incurred in the making of the audits required by this Section shall be regarded and paid as a maintenance and operating expense. The Operator further agrees that the Paying Agent and any Owner of the Bonds shall have the right to discuss with the accountant making the audit the contents of the audit and to ask for such additional information as they may reasonably require. The Operator further agrees to furnish to the Paying Agent and to any Owners of the Bonds, upon request therefor, a monthly statement itemized to show the income and expenses of the operation of the Medical Center and the number of patients for the preceding month. The Operator 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 Medical Center and the records, accounts and data of the Operator relating thereto.

SECTION 8.4. Sale or Lease of Medical Center. The Issuer will not sell, lease or in any manner dispose of the Medical Center or any substantial part thereof, provided the Issuer or the Operator may dispose of property (i) which in its judgment is worn-out, unserviceable, unsuitable, or unnecessary in the operation of the Medical Center, (ii) when other property of equal value is substituted therefor, or (iii) the proceeds derived from the disposal of such property are deposited in the Depreciation Fund and used for constructing and acquiring extensions and improvements to the Medical Center or repairing the Medical Center. Notwithstanding the sale or lease of any office buildings owned by

the Medical Center at a price determined by the Issuer and the Operator is hereby authorized and the proceeds derived therefrom shall be deposited in the Depreciation Fund and used as set forth in Section 6.2 (d) and Section 6.5 hereof.

Notwithstanding the foregoing, should the Issuer determine that it is in the best interests of the citizens and taxpayers of the Parish to lease or sell the Medical Center, the Issuer covenants that the proceeds from such lease or sale will first be used to redeem the Bonds, the Outstanding Parity Bonds and any Additional Parity Bonds.

SECTION 8.5. Priority of Lien. Except as provided in Article 11 hereof, the Issuer will not voluntarily create or cause to be created any debt, lien, pledge, mortgage, assignment, encumbrance, or any other charges having priority over or parity with the lien of the Bonds, the Outstanding Parity Bonds and any Additional Bonds upon the Net Operating Revenues of the Medical Center pledged to, or conventional mortgage granted on the Medical Center, as security therefor. Nor shall Issuer suffer or permit an involuntary lien or encumbrance to be created having priority over or parity with the lien of the Bonds, the Outstanding Parity Bonds and any Additional Bonds on the collateral pledged or mortgaged as security therefor, but shall promptly discharge the debt or obligation secured by such lien or encumbrance, unless the same is being challenged in good faith in a court of competent jurisdiction. Nor shall Issuer voluntarily create or cause to be created any debt, lien, pledge, mortgage, assignment, encumbrance, or any other charges subordinate and junior to the lien of the Bonds and the Outstanding Parity Bonds on the collateral pledged or mortgaged as security therefor, excepting such liens or encumbrances which may arise in the ordinary course of business and are seasonally discharged.

SECTION 8.6. Fidelity Bonds. The Issuer, through the Operator, will require all officers and employees in a position of authority or in possession of money derived from the operation of the Medical Center to 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 8.7. Paying Agent. The Issuer will at all times maintain a Paying Agent having the necessary qualifications for the performance of the duties described in this Bond Ordinance. The designation of the initial Paying Agent is hereby confirmed and approved. The Paying Agent shall signify its acceptance of the duties and obligations imposed on it by the Bond Ordinance by executing and delivering an acceptance of its rights, duties and obligations as Paying Agent set forth herein in form and substance satisfactory to the Issuer.

SECTION 8.8. Successor Paying Agent. Any successor Paying Agent shall (a) be a trust company or bank in good standing, located in or incorporated under the laws of the State, duly authorized to exercise trust powers and subject to examination by federal or state authority, and (b) have a reported capital and surplus of not less than \$25,000,000.

SECTION 8.9. Defeasance of Bonds. (a) If the Issuer shall pay or cause to be paid to the Owners of all Bonds then outstanding, the principal and interest to become due thereon at

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the times and in the manner stipulated therein and in the Bond Ordinance, then the covenants, agreements and other obligations of the Issuer to the Owners shall be discharged and satisfied. In such event, the Paying Agent shall, upon the request of the Issuer, execute and deliver to the Issuer all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent shall pay over or deliver to the Issuer all monies, securities and funds held by them pursuant to the Bond Ordinance which are not required for the payment or redemption of Bonds not theretofore surrendered for such payment or redemption.

(b) Principal or interest installments for the payment or redemption 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 redemption or otherwise) at the Interest Payment Date, Principal Payment Date or redemption date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section, if they have been defeased pursuant to Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 8.10. Parties Interested Herein. Nothing in the Bond Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or entity, other than the Issuer, the Paying Agent and the Owner of the Bonds any right, remedy or claim under or by reason of this Bond Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this Bond Ordinance contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent and the Owner of the Bonds.

SECTION 8.11. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Bond Ordinance against any member of the Governing Authority or officer of the Issuer or any person executing the Bonds in their personal capacities.

SECTION 8.12. Successors and Assigns. Whenever in this Bond Ordinance the Issuer is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Bond Ordinance contained by or on behalf of the Issuer shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

### **ARTICLE 9 RECEIVERSHIP; RIGHTS OF OWNERS**

SECTION 9.1. Receivership; Rights of Owners. The Owners of the Bonds shall be entitled to exercise all rights and powers for which provision is made in the laws of the State of Louisiana. The Owners of the Bonds or any trustee acting for such Owners in the manner hereinafter provided, may, either at law or in equity, by suit, action, mandamus or other proceeding in any court of competent jurisdiction, protect and enforce any and all rights under the laws of the State of Louisiana, or granted in this Bond Ordinance, and may enforce and compel the performance of all duties required by this Bond Ordinance or by any applicable statutes to be performed by the Issuer or by any agency, board or officer thereof, including the fixing, charging and collecting of rentals, fees or other charges for use or services of the Medical Center, and in

general to take any action necessary to most effectively protect the rights of said Owners.

In the event that default shall be made in the payment of the interest on or principal of the Bonds as the same shall become due, or in the making of the payments into any reserve or sinking fund or any other payments required to be made by this Bond Ordinance, the Issuer hereby covenants and agrees that the Owners of the Bonds or any trustee appointed to represent said Owner as hereinafter provided, shall be entitled as of right to the appointment of a receiver of the Medical Center in an appropriate judicial proceeding in a court of competent jurisdiction.

To the extent permitted by law, the receiver so appointed shall forthwith enter into and take possession of the Medical Center and shall hold, operate and maintain, manage and control the Medical Center, and in the name of the Issuer shall exercise all rights and powers of the Issuer with respect to the Medical Center and shall collect and receive all fees, rentals and other revenues, maintain and operate the Medical Center in the manner provided in this Bond Ordinance, and comply under the jurisdiction of the court appointing such receiver with all of the provisions of this Bond Ordinance.

Whenever all that is due upon the Bonds and interest thereon, and under any covenants of this Bond Ordinance for reserve, sinking or other funds, and upon any other obligations and interest thereon, having a charge, lien or encumbrance upon the fees, rentals or other revenues of the Medical Center, shall have been paid and made good, and all defaults under the provisions of this Bond Ordinance shall have been cured and made good, possession of the Medical Center shall be surrendered to the Issuer upon the entry of an order of the court to that effect. Upon any subsequent default, any Owner of the Bonds issued pursuant to the Bond Ordinance, or any trustee appointed for owners as hereinafter provided, shall have the same right to secure the further appointment of a receiver upon any such subsequent default.

Such receiver shall in the performance of the powers hereinabove conferred upon him be under the direction and supervision of the court making such appointment, shall at all times be subject to the orders of such court and may be removed thereby and a successor appointed in the discretion of such court. Nothing herein contained shall limit the jurisdiction of such court to enter such other and further orders as such court may deem necessary for the exercise by the receiver of any function not specifically set forth herein.

Any receiver appointed as provided herein shall hold and operate the Medical Center in the name of the Issuer and for the joint protection and benefit of the Issuer and the Owners of the Bonds. Such receiver shall have no power to sell, assign, mortgage or otherwise dispose of any assets belonging or pertaining to the Medical Center, but the authority of such receiver shall be limited to the possession, operation and maintenance of the Medical Center for the sole purpose of the protection of both the Issuer and the Owners, and the curing and making good of any default under the provisions of this Bond Ordinance, and the title to and ownership of the Medical Center shall remain in the Issuer, and no court shall have any jurisdiction to enter any order or decree permitting or requiring such receiver to sell, mortgage or otherwise dispose

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of any properties of the Medical Center except with the consent of the Issuer and the owners of not less than two-thirds of the principal amount of all bonds then outstanding, in such manner as the court shall direct.

The Owners of not less than two-thirds of the Bonds may by duly executed certificate in writing appoint a trustee for Owners of the Bonds with authority to represent such Owners in any legal proceedings for the enforcement of the rights of such Owners. Such certificate shall be executed by such Owners, or by their duly authorized attorneys or representative, and shall be filed in the office of the Clerk of the Governing Authority.

In addition to any rights granted hereunder, the Owners shall have all other rights and remedies provided under the law of the State of Louisiana, including, but not limited to the right to foreclose and sell its interest in the Medical Center granted under the terms of the conventional mortgage, together with any necessary permits and franchises to maintain and operate the Medical Center with such powers and privileges enjoyed by the Issuer for a period not to exceed twenty-five years.

All rights, powers and privileges granted to the Owners of the Bonds under this Article X shall be equally applicable to the owners of the Outstanding Parity Bonds.

### **ARTICLE 10 DEPOSITS OF INCOME, REVENUES AND RECEIPT**

SECTION 10.1. Income, Revenues and Receipts. All of the income, revenues and receipts earned from the operation of the Medical Center shall be deposited promptly as provided in Section 6.2 hereof and shall be held by the depository with which such deposits have been made, separate and apart from all other funds of the Issuer. All of the funds herein required to be established shall be and constitute trust funds for the purposes provided in this Bond Ordinance, and the Owners of the Bonds and the owners of the Outstanding Parity Bonds are hereby granted a lien on all such funds and accounts until applied in the manner provided in this Bond Ordinance and the Parity Bond Ordinance. The monies in all of such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds by direct obligations of, or obligations the principal of and the interest on which are guaranteed by, the United States of America, or direct obligations of the State of Louisiana, having a market value of not less than the amount of monies then on deposit in said funds and accounts, or other security authorized by Louisiana law.

### **ARTICLE 11 ISSUANCE OF ADDITIONAL BONDS; PARITY REQUIREMENTS**

SECTION 11.1. Additional Parity Bonds. The Bonds and the Outstanding Parity Bonds shall enjoy complete parity of lien on the Net Operating Revenues of the Medical Center despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The Issuer shall issue no other bonds or obligations of any nature payable from or enjoying a lien on the Net Operating Revenues of the Medical Center 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, viz:

(a) The Bonds, or any part thereof, including interest 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 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 Fiscal Year in excess of the principal and interest which would have been required in such year to pay the Bonds refunded thereby, then such Bonds may not be refunded without the consent of the Owners of the unrefunded portion of the Bonds (provided such consent shall not be required if such refunding bonds meet the requirements set forth in subparagraph (b) below).

(b) Additional Parity Bonds may also be issued on a parity with the Bonds and the Outstanding Parity Bonds if all of the following conditions are met:

(i) The Net Operating Revenues of the Medical Center, plus costs of capital improvements that may have been inadvertently expensed, for the Fiscal Year immediately preceding the year in which such parity bonds are to be issued are equal to at least 135% of the average annual debt service requirements on all Bonds and Outstanding Parity Bonds then outstanding and those to be issued; provided, however, this limitation shall not be applicable to any bonds issued to refund the Bonds and the Outstanding Parity Bonds and in addition, this limitation may be waived or modified by the written consent of owners representing 75% of the then outstanding Bonds and 75% of the Outstanding Parity Bonds. (Junior and subordinate bonds may be issued without restriction.)

(ii) There must be no delinquencies in the payments required to be made into the various funds provided in Section 6.2 hereof.

(iii) The existence of the facts required by paragraphs (a) and (b) above must be determined and certified to by the independent firm of certified or registered public accountants who have previously audited the books of the Operator, or by such successors thereof as may have been employed for that purpose.

(iv) The proceeds of the additional bonds must be used solely for the making of improvements, extensions, renewals, replacements or repairs to the Medical Center, or refunding prior bonds issued for such purposes.

(v) Additional Parity Bonds must be payable as to principal on May 26 and/or November 26 of each year in which principal falls due and payable as to interest on May 26 and November 26 of each year in which interest falls due.

**ARTICLE 12**  
**ACCEPTANCE OF PROPOSALS TO PURCHASE BONDS**

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SECTION 12.1. Acceptance of Proposals. Contingent upon the approval of this Bond Ordinance by the Operator, which approval is expected on December 8, 2015, the proposal of the Purchase for the purchase of the Bonds, attached hereto as Exhibit B, is hereby accepted. Notwithstanding the foregoing, in the event any terms of such proposals conflict with the terms of this Bond Ordinance, the Purchaser has agreed that the terms of this Bond Ordinance shall control. The Executive Officers are hereby empowered, authorized and directed to do all things necessary and incidental to carry out the provisions of this Bond Ordinance, to cause the necessary Bonds to be printed, lithographed, or otherwise prepared, and to issue, execute, seal and deliver the Bonds to the Purchaser thereof.

## ARTICLE 12 RETENTION AND RESPONSIBILITIES OF MANAGEMENT CONSULTANTS

SECTION 13.1. Management Consultants. It is recognized and understood that, in accepting delivery of the Bonds, each Purchaser has relied upon representations made by the Issuer that both the Issuer and such Purchaser may benefit through the production of maximum revenues. To this end, the Issuer hereby covenants and agrees that it will, through its Operator, continue to retain a nationally known hospital management consultant or firm of hospital management consultants (hereinafter in this Bond Ordinance referred to as the "Consultant") in a manner consistent with Revenue Procedure 97-13 of the Internal Revenue Service and the Code, on a continuous basis for a minimum period of six (6) months following the completed Fiscal Year in which the Net Operating Revenues are sufficient to satisfy all of the provisions of Article VI of this Bond Ordinance, and should the Net Operating Revenues at the end of any subsequent Fiscal year be insufficient to satisfy all of the provisions of Article VI, the Issuer and the Operator shall, within the ensuing sixty (60) day period, appoint a Consultant to perform the services hereinafter described. Such Consultant shall be selected with special reference to his knowledge and experience in the management, administration and operation of hospitals. Such Consultant shall be retained under contract at such reasonable compensation as may be fixed by the Issuer and the Operator and the payment of such compensation shall be considered to be one of the Current Operating Expenses. The retention of the present Consultant to the Issuer and the Operator is hereby approved, it being provided that any Consultant may be replaced at any time by another hospital management consulting firm retained by the Issuer and the Operator.

The Consultant shall prepare, within thirty (30) days of receipt of each Fiscal Year Audit Report, as required by Section 8.3 hereof, a comprehensive operating report, which report shall contain therein or be accompanied by a certified copy of the Audit Report of the preceding Fiscal Year's business prepared by the Issuer's certified public accountants, and, in addition thereto, shall report upon the operation of the Medical Center during the preceding Fiscal Year, the maintenance of the properties, the efficiency of the management of the property, the proper and adequate keeping of books of record and account, the adherence to the provisions of this Bond Ordinance and the Outstanding Parity Bonds Ordinance and all other things having a bearing upon the efficient and profitable operation of the Medical Center, and shall include whatever comments on any phase of the operation of the Medical Center the Consultant may deem proper, and such

recommendations as to changes in the operation and the making of repairs, renewals, replacements, extensions, betterments and improvements as the Consultant may deem proper. Copies of such report shall be placed on file with the Clerk of the Council of the Governing Authority and the Operator and shall be open to inspection by any Owner of the Bonds.

Subject to the conditions and restrictions set forth in Article 7 of this Bond Ordinance, the Issuer shall request the Consultant to pass on the economic soundness or feasibility of any extensions, betterments, improvements, expenditures or purchases of equipment and materials or supplies, which will involve the expenditure of more than Five Thousand Dollars (\$5,000), whether in one or more than one order, and whether authorized by a budget or not, from funds on deposit in the Depreciation Fund, and the Consultant shall devise and prescribe a form or forms wherein shall be set forth his or its approval in certificate form, copies of which shall be filed with the Clerk of the Council of the Governing Authority.

Sixty (60) days before the close of each Fiscal Year, the Consultant shall submit to the Operator and the Issuer a suggested budget for the ensuing Fiscal Year's operation of the Medical Center and shall submit recommendations as to the schedule of rates and charges for the services provided at the Medical Center. A copy of said suggested budget and recommendations shall also be furnished by the Consultant directly to the Owners of the Bonds. To the extent legally permissible, all recommendations of the Consultant shall be substantially followed. No expenditure for the operation, maintenance and repair of the Medical Center in excess of the amount stated in said budget shall be made in any Fiscal Year, except upon the certificate of the Consultant and approval of the Issuer that such expenditures are necessary and essential to the continued efficient operation of the Medical Center.

The Issuer and the Operator shall request the Consultant to prescribe a system of budgetary controls along with forms for the exercising of such control which shall be utilized by the Administrator of the Medical Center and his staff, and said Administrator shall cause to be prepared monthly financial reports, not later than the 20<sup>th</sup> day of each month, for the preceding month's business and operation of the Medical Center, which reports shall be submitted to the Consultant, which shall prepare an analysis of each such report, which analysis shall be filed monthly as expeditiously as possible with the Clerk of the Council of the Governing Authority, said Administrator and with the Owner of the Bonds.

In the event that the Issuer shall hereafter fail to select and retain a Consultant in accordance with the first paragraph of this section within thirty (30) days after the occurrence of the conditions prescribed thereby, then upon the petition of twenty-five percent (25%) in aggregate principal amount of the Owners of the Bonds and the owners of the Outstanding Parity Bonds, the Issuer shall select and retain such Consultant.

**ARTICLE 14**  
**MISCELLANEOUS**

SECTION 14.1. Amendments to Bond Ordinance. No material modification or amendment of this Bond Ordinance, or of any

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resolution amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owners of seventy-five percent (75%) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity or the redemption 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 interest on the Bonds as the same shall become due from the Net Operating Revenues of the Medical Center, or reduce the percentage of the Owners of the Bonds required to consent to any material modification or amendment of this Bond Ordinance, without the consent of the Owner or Owners of such Bonds.

SECTION 14.2. Severability; Subsequently Enacted Laws. In case any one or more of the provisions of this Bond Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality and invalidity shall not affect any other provisions of this Bond Ordinance or of the Bonds, but this Bond Ordinance, and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein, provided, however, that should any pledge or lien created for security of the Bonds be declared illegal or invalid, in addition to the rights and remedies provided herein, the Issuer hereby agrees to correct, effect, or replace, at no cost to the Owners of the Bonds and the owners of the Outstanding Parity Bonds, such pledge or lien so as to grant the Owners of the Bonds and the owners of the Outstanding Parity Bonds a first priority pledge and mortgage in the Net Operating Revenues of and conventional mortgage on the Medical Center. Any constitutional or statutory provision hereafter enacted which validates or makes legal any provision of this Bond Ordinance or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Bond Ordinance and to the Bonds.

SECTION 14.3. Publication of Bond Ordinance; Peremption. A copy of this Bond Ordinance shall be published immediately after its adoption in one issue of the official journal of the Issuer, however, it shall not be necessary to publish any Exhibits hereto if the same are available for public inspection and such fact is stated in the publication. For thirty (30) days after the date of publication, any person in interest may contest the legality of this Bond 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 Bond 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 14.4. Tax Covenants. 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 and any amendment thereto in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Series 2015B 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 Series 2015B 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 Series 2015B Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on the Series 2015B Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or (ii) the failure to pay any required rebate or arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Series 2015B Bonds in a manner which would cause the Series 2015B Bonds to be "private activity bonds."

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

SECTION 14.5. 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)], because:

(a) the Bonds are not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities, and

(b) the Bonds are being sold to only one financial institution (*i.e.*, no more than thirty-five persons), which (i) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment in the Bonds and (ii) is not purchasing the Bonds for more than one account or with a view to distributing the Bonds.

SECTION 14.6. Section 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 14.7. Effective Date. This Bond Ordinance shall become effective immediately.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Renner-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

ABSTAINING AT VOTING: None.

And the Ordinance was declared adopted this 9th day of December, 2015.

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The following Ordinance, having been previously introduced in writing and published in summary, and a public hearing having been held thereon on November 10, 2015, was offered for final adoption by Mr. Bernard E. Broussard and seconded by Mr. Ricky J. Gonsoulin:

## ORDINANCE NO. 2015-12-4704

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE BY THE PARISH OF IBERIA, STATE OF LOUISIANA, OF NOT EXCEEDING TWO MILLION DOLLARS (\$2,000,000) OF HOSPITAL REVENUE ANTICIPATION NOTES; PROVIDING FOR THE PAYMENT THEREOF; ESTABLISHING THE MAXIMUM RATE OF INTEREST THEREON; PROVIDING FOR A PLEDGE OF REVENUES FOR THE SECURITY AND PAYMENT THEREOF IN PRINCIPAL AND INTEREST; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other applicable constitutional and statutory authority, authorizes political subdivisions to borrow money to pay operating costs, in anticipation of the revenues of the political subdivisions; and

WHEREAS, the Parish of Iberia, State of Louisiana (the "Issuer"), now desires to borrow not exceeding Two Million Dollars (\$2,000,000) for the purpose of paying the costs of current operations of the Iberia Medical Center (the "Medical Center") for the fiscal year ending September 30, 2016, and to dedicate and set aside its revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the Board of Commissioners (the "Operator" of the Medical Center) of Hospital Service District No. 1 of the Parish of Iberia, State of Louisiana (the "District"), thereof, after paying the reasonable and necessary expenses of operating and maintaining the Medical Center, for the payment of any Hospital Revenue Anticipation Notes issued under the provisions of the Act (the "Notes"), which Notes will fall due and be payable not later than twelve (12) months from the date of issuance thereof, together with interest thereon as provided herein; and

WHEREAS, the Operator has proposed and recommended to the Iberia Parish Council, State of Louisiana (the "Governing Authority" of the Issuer), that additional funds are required at this time for paying the costs of current expenses of the Medical Center; and

WHEREAS, this Governing Authority has found and determined that the estimated revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the Operator will be in excess of the amounts borrowed, all as is exhibited by the current budget of the District; and

WHEREAS, the Issuer desires to assign the authority to accept an offer for the purchase of the Notes to the Operator and take such action as may be necessary to accomplish the delivery of the Notes to the purchaser;

NOW, THEREFORE, BE IT ORDAINED by the Iberia Parish Council, acting as the governing authority of the Parish of Iberia, State of Louisiana, that:

SECTION 1. Under the provisions of the Act, and subject to the approval of the Louisiana State Bond Commission, the Parish of Iberia, State of Louisiana (the "Issuer"), is hereby authorized to borrow money for the purpose of paying the costs of current operations of the Iberia Medical Center (the "Medical Center") for the fiscal year ending September 30, 2016, in anticipation of the revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the Board of Commissioners (the "Operator" of the Medical Center) of Hospital Service District No. 1 of the Parish of Iberia, State of Louisiana (the "District").

SECTION 2. In order to fund the aforementioned borrowing, the Issuer is authorized to issue, sell and deliver the Hospital Revenue Anticipation Notes, Series 2015 (the "Notes" or "Note"), in an aggregate principal amount of not exceeding Two Million Dollars (\$2,000,000), bearing interest from date of delivery to the purchaser thereof at a rate not exceeding six per centum (6%) per annum, to mature on or before December 1, 2016, all in accordance with the provisions of the Act. The Note shall be dated the date of delivery thereof and shall be issued in the form of a single, fully registered Hospital Revenue Anticipation Note, numbered R-1. The Note shall be in such form as set forth as Exhibit A<sup>1</sup> hereto as may be acceptable to the purchaser and the Issuer, upon advice of bond counsel, and shall be signed by the Parish President, the Chairman and/or the Vice Chairman of the Governing Authority, and the Clerk of the Governing Authority.

The purchase price of the Note may be paid by the purchaser thereof to the Issuer in installments, and interest shall accrue on the amount of the purchase price which shall have been paid to the Issuer from the respective dates of each such installment. The Chief Executive Officer of the Medical Center shall certify to each draw on the Note. The Issuer, through the Operator, is authorized to pay any fees associated with the issuance, sale and delivery of the Notes.

SECTION 3. The Operator is hereby authorized to accept an offer for the purchase of the Notes that meets the parameters set forth in Section 2 hereof, and upon such acceptance, the Notes shall be considered to be awarded to the purchaser thereof designated by the Operating. The Clerk of the Governing Authority is hereby authorized and directed to execute a commitment letter or offer to purchase the Note as evidence of the Issuer's acceptance thereof.

SECTION 4. The payment of principal and interest on the Note shall be secured by and payable from a pledge of the income, revenues and receipts derived or to be derived by the Issuer from the operation of the Medical Center by the Operator (except to the extent any such revenues have been pledged to and are actually required for the payment of bonds or certificates of indebtedness heretofore issued by the District), are hereby dedicated and set aside for the payment of the Notes.

SECTION 5. The Parish President, the Chairman and/or the Vice Chairman of the Governing Authority, and the Clerk of the Governing Authority are each hereby authorized, empowered and directed to

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<sup>1</sup>Exhibit A is available for inspection in the Office of the Clerk of the Council, 300 Iberia Street - Suite 410, New Iberia, LA 70560.

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execute the Note to represent said indebtedness, said Note to be in substantially the form set forth as Exhibit A hereto. Said officers are further authorized and empowered to deliver the Note to the purchaser thereof, upon the payment of the purchase price thereof, or the payment of the first installment of the purchase price, as appropriate, to be used for the purpose of the borrowing and to take any other action or execute and deliver any other documents which may be required to accomplish the purpose of this ordinance.

SECTION 6. The principal of the Notes shall be subject to prepayment at any time at the option of the Issuer.

SECTION 7. The Issuer will not be required to comply with the continuing disclosure requirements described in Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)], because:

(a) the Note is not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities, and

(b) the Note is being sold to only one financial institution (i.e., no more than thirty-five persons), which (i) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment in the Note and (ii) is not purchasing the Note for more than one account or with a view to distributing the Note.

SECTION 8. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this ordinance which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 9. This Ordinance shall become effective immediately.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

ABSTAINING AT VOTING: None.

And the Ordinance was declared adopted this 9th day of December, 2015.

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. Marty Trahan, that Resolution Summary No. 234, which is a Resolution authorizing the Parish President to make a recommendation for a contact with a consultant to handle all aspects of the Gulf Coast Restoration Fund on behalf of Iberia Parish and further to fund said contract costs from the 3% administrative costs allotted for said purpose, be tabled to the January 27, 2016 Council meeting.

This motion to table having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to table was declared adopted this 9th day of December, 2015.

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A motion was made by Mr. Bernard E. Broussard, seconded by Mr. Joseph E. Davis, Jr., that the following be adopted:

## RESOLUTION NO. 2015-354

A RESOLUTION EXTENDING THE CURRENT CONTRACT WITH FOR THE RECORD VIDEO SERVICES, LLC, D/B/A BOB LAROUSSINI PRODUCTIONS, FOR VIDEOING OF COUNCIL MEETINGS FOR A ONE YEAR PERIOD THROUGH DECEMBER 31, 2016.

WHEREAS, Resolution No. 2012-59, dated March 7, 2012, awarded a Professional Services Agreement for the videoing of the Iberia Parish Committee and Council Meetings to Laroussini Productions at a cost of \$460 per hour for the first two hours and \$90 per hour (in 15 minute increments) thereafter; and

WHEREAS, Resolution No. 2013-98, adopted March 13, 2013, authorized Amendment No. 1 to a Professional Services Agreement with Laroussini Productions for the videoing of Iberia Parish Council Meetings to authorize the videoing of only Regular and Special Council Meetings and further authorizing Council Chairman Roger Duncan to execute said Agreement; and

WHEREAS, Resolution No. 2014-419, adopted December 10, 2014, authorized the extension of a Professional Services Agreement with Laroussini Productions for the videoing of Iberia Parish Council Meetings at an annual cost of \$11,040 for the year 2015 and further authorizing the Council Chairman to execute said Agreement; and

WHEREAS, the 2015 General Fund Budget, Legislative Function, Contract for Services line item includes an appropriation in the amount of \$25,000 which is intended for the cost of said video services.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby extend the current contract with For the Record Video Services, LLC, d/b/a Bob Laroussini Productions, for videoing of Iberia Parish Council and Committee meetings at an annual cost of \$11,040 for a one year period through December 31, 2016.

BE IT FURTHER RESOLVED, that the Chairman is hereby authorized to execute said contract.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Renner-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Bernard E. Broussard, seconded unanimously by Mses. Maggie F. Daniels and Aquicline Rener-Arnold, and Messrs. Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Marty Trahan, and D. Wayne Romero, that the following be adopted:

RESOLUTION NO. 2015-355

A RESOLUTION REQUESTING THE IBERIA PARISH AIRPORT AUTHORITY TO NAME THE NEW AIRPORT TERMINAL AFTER NEW IBERIA RESIDENT GENERAL WILTZ P. SEGURA.

WHEREAS, funding has been allocated for construction of Phase I of an Airport Terminal at Acadiana Regional Airport; and

WHEREAS, the new Airport Terminal is expected to bring new business to Iberia Parish; and

WHEREAS, it has been requested that the Iberia Parish Airport Authority name said Terminal after New Iberia resident General Wiltz P. Segura.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby request the Iberia Parish Airport Authority to name the new Airport Terminal after a New Iberia resident General Wiltz P. Segura.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20924

A motion was made by Mr. Jerome W. Fitch, seconded by Mr. Glenn Romero, that the following be adopted:

## RESOLUTION NO. 2015-356

A RESOLUTION URGING SUPPORT OF LEGISLATION TO CONTINUE FUNDING FOR THE LSU AGCENTER OFFICES AND FURTHER REQUESTING THE SUPPORT OF THE POLICE JURY ASSOCIATION OF LOUISIANA AND ALL PARISH GOVERNMENTS OF THE STATE FOR SAID POSITION.

WHEREAS, the Iberia Parish Council urges and requests that the Governor, State legislators, and the Louisiana Board of Regents fully fund the LSU AgCenter (LSUAC) at the same level of State appropriations due to the critical economic development and educational services they provide in all 64 Louisiana parishes; and

WHEREAS, agricultural research developed through the Experiment Stations and delivery of research through the Cooperative Extension Service is vital and necessary to provide the technology to help farmers and ranchers provide a high quality, safe and affordable food supply for Louisiana people; and

WHEREAS, agricultural research and cooperative extension outreach is vital and necessary to provide the technology to support agricultural production and development related jobs in Louisiana, an industry worth over \$30 Billion to the Louisiana economy; and

WHEREAS, the AgCenter's off campus research stations provide core research support for Louisiana farmers and ranchers; and

WHEREAS, the AgCenter's Cooperative Extension Service is a Parish partner providing research-based information to farmers, ranchers, and citizens throughout the state through 64 parish-based offices that are provided by local government; and

WHEREAS, over 130 local police juries, consolidated governments, school boards, district attorneys and sheriffs in Louisiana are currently participating in and supporting cooperative agreements with the LSU AgCenter supporting Parish level programs; and

WHEREAS, the LSU AgCenter implements a very effective 4-H youth development program impacting over 225,000 children in all 64 parishes and this program is vital to the education and life skill development of Louisiana youth; and

WHEREAS, the AgCenter's family and consumer Science programs provide critical information to families on nutrition, healthy lifestyles, financial management, and childhood development; and

WHEREAS, through this partnership, research-based information is developed and transferred through an effective system in every parish using grass roots advisory councils that identify local needs, based on citizen involvement.

NOW, THEREFORE BE IT RESOLVED, that the Iberia Parish Council does hereby urge the support of Legislation to continue funding for the LSU AgCenter Offices and further requests the support of the Police Jury Association of Louisiana and all Parish Governments of the State for said position.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

## 20926

A motion was made by Mr. Lloyd Brown, seconded by Mr. Joseph E. Davis, Jr., that Resolution Summary No. 357, which is a Resolution authorizing a change in the Regular meeting schedule for the Iberia Parish Council from Wednesday, December 23, 2015 to Wednesday, December 16, 2015, be deleted.

This motion to delete having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the motion to delete was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Roger Duncan, seconded by Mr. Jerome W. Fitch, that the following be adopted:

RESOLUTION NO. 2015-358

A RESOLUTION ANNOUNCING THE REGULAR MEETINGS OF THE IBERIA PARISH COUNCIL TO BE HELD FOR FISCAL YEAR 2016.

WHEREAS, La. Revised Statutes provides that public notice of regular meetings be announced to the public.

WHEREAS, said meetings will be held at 6:00 p.m. in the Iberia Parish Council Chambers located on the 4th floor of the Main Court Building.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby announce the Regular Meetings of the Iberia Parish Council to be held for Fiscal Year 2016 as follows:

**IBERIA PARISH COUNCIL  
2016 MEETING SCHEDULE**

DEADLINE PRECEDING THURSDAY AT NOON	SECOND WEDNESDAY PRECEDING OF THE MONTH MEETING	DEADLINE THURSDAY AT NOON	FOURTH WEDNESDAY OF THE MONTH MEETING
Jan 7th	Jan 12th	Jan 21st	Jan 27th
Feb 4th	Feb 10th	Feb 18th	Feb 24th
Mar 3rd	Mar 9th	Mar 17th	Mar 23rd
Apr 7th	Apr 13th	Apr 21st	Apr 27th
May 5th	May 11th	May 19th	May 25th
Jun 2nd	Jun 8th	Jun 16th	Jun 22nd
Jul 7th	Jul 13th	Jul 21st	Jul 27th
Aug 4th	Aug 10th	Aug 18th	Aug 24th
Sep 8th	Sep 14th	Sep 22nd	Sep 28th
Oct 6th	Oct 12th	Oct 20th	Oct 26th
Nov 3rd	Nov 9th	Nov 17th	*Nov 23rd
Dec 8th	Dec 14th	Dec 22nd	*Dec 28th

\*Meetings have generally been moved up to the third Wednesday for the second meetings of these months due to Thanksgiving and Christmas holidays.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20928

A motion was made by Mr. Thomas J. Landry, seconded by Mr. Ricky J. Gonsoulin, that Resolution Summary No. 359, which is a Resolution requesting the Iberia Parish Library and the Iberia Parish Tourist Commission to consider sponsorships for up to \$20,000 total funding for the Dave Robicheaux's Hometown Literary Festival: Celebrating Storytellers from Iberia & Beyond, to be held April 8-10, 2016, all contingent upon the District Attorney's review and approval, be adopted.

A substitute motion was made by Mr. David Ditch, seconded by Mr. Jerome W. Fitch, that the following be adopted:

## RESOLUTION NO. 2015-359

A RESOLUTION AMENDING THE 2015 ROYALTY FUND BUDGET IN THE AMOUNT OF \$10,000 FOR THE DAVE ROBICHEAUX'S HOMETOWN LITERARY FESTIVAL: CELEBRATING STORYTELLERS FROM IBERIA & BEYOND, TO BE HELD APRIL 8-10, 2016, ALL TO BE FUNDED FROM THE FUND BALANCE-PREVIOUS YEARS LINE ITEM, AND FURTHER REQUESTING THAT THE IBERIA PARISH LIBRARY AND THE IBERIA PARISH TOURIST COMMISSION CONSIDER SPONSORSHIPS FOR THE FESTIVAL, ALL CONTINGENT UPON THE DISTRICT ATTORNEY'S REVIEW AND APPROVAL.

WHEREAS, the Dave Robicheaux's Hometown Literary Festival: Celebrating Storytellers from Iberia & Beyond, is scheduled to be held April 8-10, 2016; and

WHEREAS, said Festival will celebrate Author James Lee Burke, as well as, other storytellers; and

WHEREAS, funding has been requested in the amount of \$10,000 for the Dave Robicheaux's Hometown Literary Festival: Celebrating Storytellers from Iberia & Beyond.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2015 Royalty Fund Budget in the amount of \$10,000 to provide funding for the Dave Robicheaux's Hometown Literary Festival: Celebrating Storytellers from Iberia & Beyond, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Yrs	\$5,309,304	\$10,000
600059 4400 0000 0000	Dave Robicheaux	-0-	\$10,000

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balance-Previous Years line item.

BE IT FURTHER RESOLVED, that said allocation is contingent upon the District Attorney's review and approval.

BE IT FURTHER RESOLVED, that it has been requested that the Iberia Parish Library and the Iberia Parish Tourist Commission consider sponsorships for the Dave Robicheaux's Hometown Literary Festival: Celebrating Storytellers from Iberia & Beyond, to be held April 8-10, 2016.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council

and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Marty Trahan, and D. Wayne Romero.

NAYS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, and Aquicline Rener-Arnold.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20930

A motion was made by Mr. Roger Duncan, seconded by Mr. Jerome W. Fitch, that the following be adopted:

## RESOLUTION NO. 2015-360

A RESOLUTION APPROVING AND ACCEPTING THE 2016 ACADIANA CRIME LAB FUND BUDGET OF REVENUES AND EXPENDITURES, ALL AS RECOMMENDED BY THE ACADIANA CRIME LAB COMMISSION.

WHEREAS, the Acadiana Criminalistics Laboratory Commission has approved the 2016 budget and has submitted said budget for approval.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby approved the 2016 Acadiana Crime Lab Fund Budget, as follows:

ACCOUNT NUMBER	ACCOUNT TITLE	APPROPRIATION
REVENUES		
2500	Fund Balance	\$511,332.73
3100	Court Costs	\$1,804,344.05
3101	Cost of Investigation	\$19,151.87
3150	Booking Fees	\$25,319.20
3300	Grants - State	\$0.00
3350	Grants - Federal	\$181,752.00
3360	Federal Grant Match	\$0.00
5500	Presidential Initiative	\$0.00
3400	Misc. Income	\$0.00
3450	Interest Earnings	\$166.65
3500	Expert Witness Fees	\$0.00
3600	Donations	\$0.00
3700	Analytical Fees	\$780.00
3900	Budget Deficit Payment	\$0.00
	Fed. Grant (Acc. Receivable)	\$0.00
	<b>TOTAL REVENUES</b>	<b>\$2,542,846.50</b>
EXPENDITURES		
4100	Salaries	\$1,360,895.00
4110	Parochial Retirement	\$176,916.35
4120	Group Insurance	\$112,802.69
4130	Workman's Comp	\$12,505.40
4150	FICA Medicare Tax	\$19,732.98
4175	Outside Services	\$3,423.10
4200	Reimbursed Mileage	\$958.91
4210	Training	\$20,000.00
4300	Ads, Dues, Subscriptions	\$3,192.82
4310	Printing	\$500.00
4320	Utilities	\$30,615.20
4330	Communications	\$9,737.16
4340	Rentals/Equipment	\$17,689.00
4350	Maintenance (Non-Auto)	\$87,960.00
4351	Vehicle Maintenance	\$1,161.17
4360	Insurance	\$42,000.00
4403	Penalties & Interest	\$0.00
4400	Office Supplies	\$13,492.23
4404	Postage & Shipping	\$2,461.88
4410	Lab Supplies - General	\$11,031.03
4412	Lab Supplies - Biology	\$240,000.00
4414	Lab Supplies - Chemistry	\$25,471.75
4416	Lab Supplies - Physical	\$5,370.98
4420	Library Materials	\$1,500.00
4430	Vehicle Supplies	\$3,000.00
4440	Maintenance Supplies	\$500.00
4500	Professional Services	\$55,971.60

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4510	DNA/P.E. Services	\$40,628.00
4700	Equipment Purchases	\$60,000.00
4800	Miscellaneous	\$1,577.25
5305	Grant - LCLE	\$12,436.00
5505	Grant - Pres. Initiative	\$0.00
5506	Grant - Pres. Initiative	\$0.00
5511	Grant - Capacity	\$0.00
5512	Grant - Backlog/Capacity	\$0.00
	Grant - Backlog/Capacity	\$128,837.85
	Grant - Backlog/Capacity	\$40,478.15
	<u>TOTAL EXPENDITURES</u>	<u>\$2,542,846.50</u>

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20932

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. Jerome W. Fitch, that the following be adopted:

## RESOLUTION NO. 2015-361

A RESOLUTION AUTHORIZING \$1,429 OF REMAINING FUNDING ALLOCATED FOR AN ICE MACHINE TO BE USED TO PURCHASE CHAIRS AND TABLES FOR THE JEANERETTE VETERANS MEMORIAL BUILDING NO. 2, AND FURTHER AMENDING THE 2015 PUBLIC BUILDINGS MAINTENANCE FUND BUDGET IN THE AMOUNT OF \$4,671 TO PROVIDE ADDITIONAL FUNDING FOR SAID PURCHASE TOTALING \$6,100, ALL TO BE FUNDED FROM THE FUND BALANCE-PREVIOUS YEARS LINE ITEM.

WHEREAS, Resolution No. 2015-42, adopted February 11, 2015, amended the 2015 Public Buildings Maintenance Fund Budget in the amount of \$3,600 to carry forward a balance from 2014 for the purchase of an ice machine for the Jeanerette Veterans Memorial Building No. 2; and

WHEREAS, there is a remaining balance of \$1,429 from the purchase of said ice machine; and

WHEREAS, it has been requested that \$1,429 of remaining funding allocated for an ice machine be used to purchase chairs and tables for the Jeanerette Veterans Memorial Building No. 2, and further that the 2015 Public Buildings Maintenance Fund Budget be amended in the amount of \$4,671 to provide additional funding for said purchase.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize \$1,429 of remaining funding allocated for an ice machine to be used to purchase chairs and tables for the Jeanerette Veterans Memorial Building No. 2 and further amends the 2015 Public Buildings Maintenance Fund Budget in the amount of \$4,671 to provide additional funding, as follows:

<u>ACCOUNT NO.</u>	<u>ACCOUNT TITLE</u>	<u>BUDGET</u>	<u>ADJUSTMENT</u>
499000 0000 0000 0000	Fund Bal-Prev Years	\$1,349,206	\$4,671
574100 5100 0027 0000	Furn & Equip	\$3,600	\$4,671

BE IT FURTHER RESOLVED, that this funding shall be funded from the Fund Balance-Previous Years line item.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Joseph E. Davis, Jr., seconded by Mr. David Ditch, that the following be adopted:

RESOLUTION NO. 2015-362

A RESOLUTION AUTHORIZING TRAVEL EXPENSES FOR UP TO FOURTEEN MEMBERS OF THE IBERIA PARISH COUNCIL TO ATTEND THE POLICE JURY ASSOCIATION'S NEWLY ELECTED OFFICIALS ORIENTATION, TO BE HELD ON JANUARY 13, 2016 IN BATON ROUGE, AT AN APPROXIMATE COST OF \$191.03 PER ATTENDEE.

WHEREAS, the Police Jury Association's Newly Elected Officials Orientation is to be held in Baton Rouge, LA, on January 13, 2016; and

WHEREAS, the total mileage is estimated to be 154.84 miles, which is reimbursable at \$.575 per mile, all in accordance with Section 2-26 1(a) of the Iberia Parish Compiled Ordinances; and

WHEREAS, said expenses are estimated to be \$191.03 per attendee for attendance at this meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize payment of travel expenses for up to fourteen members of the Iberia Parish Council to attend the Police Jury Association's Newly Elected Officials Orientation to be held January 13, 2016 in Baton Rouge, LA, at an approximate cost of \$191.03 per person.

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2016 General Fund Budget, Legislative Travel line item, with any funding not utilized to be remain in the funding source.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20934

A motion was made by Mr. Roger Duncan, seconded by Mr. Glenn Romero, that the following be adopted:

## RESOLUTION NO. 2015-363

A RESOLUTION AUTHORIZING TRAVEL EXPENSES FOR UP TO FOURTEEN MEMBERS OF THE IBERIA PARISH COUNCIL TO ATTEND THE POLICE JURY ASSOCIATION'S 92ND ANNUAL CONVENTION, TO BE HELD FROM MARCH 3-5, 2016 IN SHREVEPORT, AT AN APPROXIMATE COST OF \$1,045 PER ATTENDEE.

WHEREAS, the Police Jury Association's 92nd Annual Convention is to be held in Shreveport, LA, from March 3-5, 2016; and

WHEREAS, the total mileage is estimated to be 462.62 miles, which is reimbursable at \$.575 per mile, all in accordance with Section 2-26 1(a) of the Iberia Parish Compiled Ordinances; and

WHEREAS, said expenses are estimated to be \$1,045 per attendee for attendance at this meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize payment of travel expenses for up to fourteen members of the Iberia Parish Council to attend the Police Jury Association's 92nd Annual Convention to be held from March 3-5, 2016 in Shreveport, LA, at an approximate cost of \$1,045 per person.

BE IT FURTHER RESOLVED, that said appropriation shall be funded from the 2016 General Fund Budget, Legislative Travel line item, with any funding not utilized to be remain in the funding source.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Ricky J. Gonsoulin, seconded by Mr. Jerome W. Fitch, that the following be adopted:

RESOLUTION NO. 2015-364

A RESOLUTION RESCINDING RESOLUTION NO. 2015-15, WHICH AMENDED THE 2015 ROYALTY FUND BUDGET IN THE AMOUNT OF \$4,000 TO PROVIDE FUNDING ASSISTANCE FOR THE VETERANS HIGHER EDUCATION SCHOLARSHIP FUND AND WAS CONTINGENT UPON THE DISTRICT ATTORNEY'S APPROVAL, AS SAID EXPENDITURE DOES NOT SATISFY A PUBLIC PURPOSE THAT COMPORTS WITH THE GOVERNMENTAL PURPOSE WHICH IBERIA PARISH GOVERNMENT HAS LEGAL AUTHORITY TO PURSUE, ALL AS REVIEWED BY LEGAL COUNSEL.

WHEREAS, Resolution No. 2015-15, adopted January 14, 2015, amended the 2015 Royalty Fund Budget in the amount of \$4,000 to provide funding assistance for the Veterans Higher Education Scholarship Fund and was contingent upon the District Attorney's approval; and

WHEREAS, Legal Counsel has advised that said expenditure does not satisfy a public purpose that comports with the governmental purpose which Iberia Parish Government has legal authority to pursue.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby rescind Resolution No. 2015-15, which amended the 2015 Royalty Fund Budget in the amount of \$4,000 to provide funding assistance for the Veterans Higher Education Scholarship Fund and was contingent upon the District Attorney's approval, as said expenditure does not satisfy a public purpose that comports with the governmental purpose which Iberia Parish Government has legal authority to pursue, all as reviewed by Legal Counsel.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

# 20936

A motion was made by Mr. Lloyd Brown, seconded by Mr. Ricky J. Gonsoulin, that the following be adopted:

## RESOLUTION NO. 2015-365

A RESOLUTION AMENDING RESOLUTION NO. 2015-326, WHICH RESOLUTION AMENDED THE 2015 ROYALTY FUND BUDGET TO PROVIDE \$50,000 IN 2015, 2016, AND 2017 (\$150,000 TOTAL FUNDING) FOR THE SLCC'S INTERNATIONAL SCHOOL FOR AVIATION EXCELLENCE, IN ORDER TO AMEND THE APPROPRIATIONS FOR THE 2016, 2017, AND 2018 FISCAL YEARS.

WHEREAS, Resolution No. 2015-326, adopted October 14, 2015, amended the 2015 Royalty Fund Budget to provide \$50,000 in 2015, 2016 and 2017 (\$150,000 total funding) for the SLCC's International School for Aviation Excellence; and

WHEREAS, it is necessary to amend the appropriations for the 2016, 2017, and 2018 fiscal years.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend Resolution No. 2015-326, which Resolution amended the 2015 Royalty Fund Budget to provide \$50,000 in 2015, 2016, and 2017 (\$150,000 total funding) for the SLCC's International School for Aviation Excellence, in order to amend the appropriations for the 2016, 2017, and 2018 fiscal years.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Roger Duncan, seconded by Mr. Bernard E. Broussard, that the following be adopted:

RESOLUTION NO. 2015-366

A RESOLUTION AUTHORIZING THE EXECUTION OF AN ENGAGEMENT LETTER WITH WRIGHT, MOORE, DEHART, DUPUIS AND HUTCHINSON, LLC, CERTIFIED PUBLIC ACCOUNTANTS, TO PROVIDE ANY FINANCIAL SERVICES AND ASSISTANCE TO IBERIA PARISH GOVERNMENT, INCLUDING BUT NOT LIMITED TO THE ASSISTANCE PROVIDED TO THE ACADIANA FAIRGROUNDS COMMISSION IN AN AMOUNT UP TO \$30,000 FOR SERVICES FOR 2016, WHICH FUNDING IS ALREADY BUDGETED IN THE 2016 GENERAL FUND BUDGET.

WHEREAS, it is the intent of the Iberia Parish Council to execute an engagement letter with Wright, Moore, DeHart, Dupuis and Hutchinson, LLC, Certified Public Accountants, to provide financial services and assistance to Iberia Parish Government, including but not limited to the assistance provided to the Acadiana Fairgrounds Commission in an amount up to \$30,000 for services for 2016, which funding is already budgeted in the 2016 General Fund Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the execution of an engagement letter with Wright, Moore, DeHart, Dupuis and Hutchinson, LLC, Certified Public Accountants, to provide financial services and assistance to Iberia Parish Government, including but not limited to the assistance provided to the Acadiana Fairgrounds Commission in an amount up to \$30,000 for services for 2016, which funding is already budgeted in the 2016 General Fund Budget.

BE IT FURTHER RESOLVED, that monthly invoices shall be provided to Iberia Parish Government and shall be paid on a monthly basis, drawing down on the \$30,000 to be budgeted in the 2016 General Fund.

BE IT FURTHER RESOLVED, that Parish President Errol Romero is hereby authorized to execute an Engagement Letter dated November 18, 2015.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: David Ditch and Ricky J. Gonsoulin.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

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A motion was made by Mr. Ricky J. Gonsoulin, seconded by Mr. Bernard E. Broussard, that the following be adopted:

### RESOLUTION NO. 2015-367

A RESOLUTION AMENDING THE 2015 ROYALTY FUND BUDGET IN THE AMOUNT OF \$185,000 TO PROVIDE MATCH FUNDING AS AUTHORIZED BY RESOLUTION NO. 2013-433 FOR IMPROVEMENTS TO DASPIT ROAD FROM PO STREET TO THE DASPIT SUPERMARKET, ALL TO BE FUNDED FROM THE FUND BALANCE-PREVIOUS YEARS LINE ITEM.

WHEREAS, Resolution No. 2013-433, authorized an appropriation in the 2014 Royalty Fund Budget in the amount of \$185,000 to match funding from the City of New Iberia in the amount of \$185,000 to provide improvements to Daspit Road from Po Street to the Daspit Road Supermarket; and

WHEREAS, it is necessary to carry over \$185,000 in funding in order to provide an appropriation for said improvements.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby amend the 2015 Royalty Fund Budget in the amount of \$185,000 to provide match funding as authorized by Resolution No. 2013-433 for improvements to Daspit Road from Po Street to the Daspit Supermarket, all to be funded from the Fund Balance-Previous Years line item.

BE IT FURTHER RESOLVED, that said funds will be paid to the City of New Iberia upon the receipt of invoices indicating improvements to Daspit Road, which funds released shall not exceed \$185,000.

BE IT FURTHER RESOLVED, that said allocation is contingent upon the review and approval by District Attorney's Office.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

A motion was made by Mr. Roger Duncan, seconded by Mr. Joseph E. Davis, Jr., that the following be adopted:

RESOLUTION NO. 2015-368

A RESOLUTION REQUESTING FINANCIAL ASSISTANCE FROM THE STATE OF LOUISIANA UNDER THE FISCAL YEAR 2015-2016 LOCAL GOVERNMENT ASSISTANCE PROGRAM.

WHEREAS, the Louisiana Office of Community Development has announced that applications are being accepted for the Fiscal Year 2015-2016 Local Government Assistance Program; and

WHEREAS, the Local Government Assistance Program offers grants to eligible municipalities and parishes for a wide range of projects to improve public health, public safety, living conditions and for economic development purposes; and

WHEREAS, it is deemed necessary and proper for the Iberia Parish Government to submit an application to the Office of Community Development under the Local Government Assistance Program.

NOW, THEREFORE, BE IT RESOLVED, that the Iberia Parish Council does hereby authorize the Parish President to execute and submit and application to the State of Louisiana, Office of Community Development under the Fiscal Year 2015-2016 Local Government Assistance Program, as submitted.

BE IT FINALLY RESOLVED, that this Resolution shall become effective immediately upon adoption by the Iberia Parish Council and approval by the Parish President in accordance with Section 2-13 of the Iberia Parish Home Rule Charter.

This Resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Maggie F. Daniels, Joseph E. Davis, Jr., Thomas J. Landry, Lloyd Brown, Troy Comeaux, Bernard E. Broussard, David Ditch, Ricky J. Gonsoulin, Glenn Romero, Roger Duncan, Jerome W. Fitch, Aquicline Rener-Arnold, Marty Trahan, and D. Wayne Romero.

NAYS: None.

ABSENT: None.

And the Resolution was declared adopted this 9th day of December, 2015.

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## ORDINANCES INTRODUCED FOR PUBLICATION:

SUMMARY NO. 4744 (Introduced by Roger Duncan, District 10)

An Ordinance amending the Iberia Parish Compiled Ordinances to establish regulations for food truck vendors.

SUMMARY NO. 4745 (Introduced by Bernard E. Broussard, District 6)

An Ordinance rescinding Ordinance No. 2014-04-4582, which established a policy to define "terms" for all members of Parish Boards and Commissions, providing that any member who has served more than one and one-half consecutive terms shall not be eligible for reappointment for the subsequent term, as this item was addressed with the passage of Proposition No. 5 for the Home Rule Charter.

SUMMARY NO. 4746 (Introduced by Glenn Romero, District 9)

An Ordinance adopting the 2016 General Fund Budget of Revenues and Expenditures, all to be resubmitted by Administration.

Note: No changes were submitted by Administration.

SUMMARY NO. 4747 (Introduced by Lloyd Brown, District 4)

An Ordinance adopting the 2016 Public Library Board Fund Budget of Revenues and Expenditures, all to be resubmitted by Administration.

Note: No changes were submitted by Administration.

SUMMARY NO. 4748 (Introduced by Bernard E. Broussard, District 6)

An Ordinance adopting the 2016 Royalty Fund Budget of Revenues and Expenditures, all to be resubmitted by Administration.

Note: Finance Committee recommended the inclusion of a \$5,000 transfer from Airport Authority and \$150,000 funding for SLCC's International School of Aviation Excellence.

SUMMARY NO. 4749 (Introduced by Lloyd Brown, District 4)

An Ordinance adopting the 2016 Acadiana Fairgrounds Commission Fund Budget of Revenues and Expenditures, all to be resubmitted by Administration.

Note: Finance Committee recommended the inclusion of an operating transfer from the Public Buildings Maintenance Fund Budget in the amount of \$50,000 to provide funding for the construction of a zip line in FY 2016, all contingent upon the receipt of a favorable marketing plan and the La. Legislative Auditor not opposing the use of said funds for this expenditure.

SUMMARY NO. 4750 (Introduced by Troy Comeaux, District 5)

An Ordinance amending Chapter 19 of the Iberia Parish Compiled Ordinances to establish regulations for the removal of all tree trunks, limbs, branches, or other such debris generated by for hire or compensated tree trimming, cutting, and/or removal operators, further to provide for the assessment of costs for work done by Iberia Parish Government, and penalties for violation thereof.

SUMMARY NO. 4751 (Introduced by Maggie F. Daniels, District 1)

An Ordinance amending the Code of Ordinances of Iberia Parish, Louisiana, to prohibit the interference with the free flow of waters through any public drainage structure, to provide for the enforcement thereof; to provide for the inspection and correction of improper drainage conditions; to provide for the assessment of costs for corrective work done by Iberia Parish Government; to

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provide penalties for the violation thereof; and to otherwise provide with respect thereto.

A motion was made by Ms. Aquicline Rener-Arnold, seconded by Mr. Jerome W. Fitch, that the Iberia Parish Council does hereby adjourn.

The motion carried.

I HEREBY CERTIFY THE FOREGOING TO BE EXACT AND TRUE:

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Clerk of the Council