

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, JUNE 27, 2022 AT 5:30 P.M.**

The City Council of the City of Natchitoches met in legal and regular session at the Natchitoches Council Chambers, 716 Second Street, Natchitoches, Louisiana on Monday, June 27, 2022, at 5:30 p.m.

There were present:

Mayor Ronnie Williams
Councilman Eddie Harrington
Councilman Dale Nielsen
Councilwoman Rosemary Elie
Councilman Christopher Petite

Guest: Sarah Troncale- Louisiana National Guard, Youth Challenge Program

Absent: None

Mayor Ronnie Williams called the meeting to order and welcomed everyone for coming. Mayor Ronnie Williams Jr., led the invocation and Councilwoman Elie, led the Pledge of Allegiance.

Mayor Williams then called for the reading and approval of the minutes for the June 13, 2022 meeting. Councilwoman at Large Smith moved that we dispense with the reading of the minutes and approval of same. Seconded by Councilman Harrington.

A roll call vote was as follows:

Ayes: Elie, Nielsen, Smith, Harrington, Petite
Nays: None
Absent: None
Abstain: None

The following Ordinance was Introduced by Mr. Harrington and Seconded by Mr. Petite as follows, to-wit:

ORDINANCE NUMBER 037 OF 2022

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHEES, RONNIE WILLIAMS, TO EXECUTE A LEASE WITH OPTION TO PURCHASE FOR THE LEASE AND EVENTUAL PURCHASE OF TRACT LOCATED AT 1608 TEXAS STREET, FROM JOHN BARRY GUILLET, SAID LEASE PROVIDING FOR A THREE YEAR TERM WITH AN OPTION TO PURCHASE AT ANY TIME DURING THE TERM OF THE LEASE, TO PROVIDE FOR ADVERTISING, AND A SAVINGS CLAUSE.

WHEREAS, the Mayor of the City of Natchitoches, Ronnie Williams, has negotiated for the lease of that property located at 1608 Texas Street from John Barry Guillet (sometimes hereinafter collectively referred to as “Guillet”), said property being more fully described as follows, to-wit:

TRACT I

THAT CERTAIN PIECE, PARCEL OR PLOT OF GROUND, together with all buildings and improvements located thereon, situated and located in the City and Parish of Natchitoches, Louisiana, and being more particularly described as follows, to-wit:

Lots 2, 3, and 4 of the Voiers Addition to the City of Natchitoches, Louisiana, as shown on a plat of survey prepared by J. C. Henry, dated January 20, 1904, recorded in Conveyance Book 112, page 616, of the Records of Natchitoches Parish, Louisiana, and having a total frontage on the North side of Texas Street (Hwy. #1 North) of 6.20 chains (409.2 feet).

TRACT II

THAT CERTAIN PIECE, PARCEL OR PLOT OF GROUND, together with all buildings and improvements located thereon, situated in the City and Parish of Natchitoches, Louisiana, and being more particularly described as follows, to-wit:

Lot 70 of the Springville Addition to the Town of Natchitoches, Louisiana, as shown on a Certificate of Survey dated January 9, 1967, prepared by James D. Smith, Registered Civil Engineer.

The whole of Lot 70 having been acquired by John G. Gibbs of Ben D. Johnson by deed dated July 8, 1967, recorded in Conveyance Book 276, page 629, of the Records of Natchitoches Parish, Louisiana, and having been acquired by G. Rhese Collins from John G. Gibbs by deed dated January 1, 1968, recorded in Conveyance Book 279, page 207, and from Poyet T. Cox by deed dated January 26, 1967, recorded in Conveyance Book 279, page 199, all of the Records of Natchitoches Parish, Louisiana.

Said Tracts I and II being the same property acquired by C. E. Collins & Sons, Inc. from G. Rhese Collins, et ux, by deed dated the 16th day of May, 1978, recorded in Conveyance Book 344, page 110, as corrected by instrument dated July 18, 1981, recorded in Conveyance Book 371, page 449, of the Records of Natchitoches Parish, Louisiana.

TRACT III

THAT CERTAIN PIECE, PARCEL OR PLOT OF GROUND, together with all buildings and improvements located thereon, and described as being Lots 5 and 6 of the Voiers Addition to the City of Natchitoches, Natchitoches Parish, Louisiana, lying in Section 127, Township 9 North, Range 7 West, and being more particularly shown on a plat of survey prepared by J. C. Henry dated January 20, 1904, and recorded in Conveyance Book 112, page 116, of the Records of Natchitoches Parish, Louisiana, said property lying on the North side of Texas Street, and being the same property acquired by James H. Martin from Harvey Wayland Roark and Robert G. Martin by deed dated December 10, 1969, recorded in Conveyance Book 288, page 572, of the Records of Natchitoches Parish, Louisiana.

LESS AND EXCEPT THE FOLLOWING, TO-WIT:

That piece, parcel or plot of ground, together with all buildings and improvements thereon, situated and being more particularly described on a plat of survey dated April 27, 1970, prepared by A. J. Brouillette, Registered Surveyor, a copy of which is recorded in Conveyance Book 291, page 234, and described thereon as follows, to-wit:

Beginning at Point "A" on the said plat of survey, at an angle iron set in the Southeast corner of Lot 5 and next to the highway right of way; thence run North 78 degrees 14 minutes West 160 feet to Point "B"; thence run North 7 degrees 34 minutes East for 125 feet to Point "C"; thence run South 78 degrees 14 minutes East a distance of 160 feet to Point "D"; thence run South 7 degrees 34 minutes West 125 feet to the Point of Beginning, and being the same property sold by James H. Martin to R. G. Muckleroy, Jr., et al, by deed dated April 28, 1970, recorded in Conveyance Book 291, page 232, of the Records of Natchitoches Parish, Louisiana.

SUBJECT TO a Boundary Agreement between James H. Martin and John W. Gibbs dated April 28, 1970, recorded in Conveyance Book 291, page 229, of the Records of Natchitoches Parish, Louisiana.

Together with a right of way, servitude or easement over the West 20 feet of the land hereinabove described as being conveyed to R. G. Muckleroy, Jr., et al, which said right of passage and easement is shown on the survey prepared by Brouillette, dated April 27, 1970, which is recorded in Conveyance Book 291, page 234, of the Records of Natchitoches Parish, Louisiana, said easement being 20 feet in width.

Said Tract III being the same property acquired by C. E. Collins and Son, Inc. from James H. Martin, et ux, by deed dated the 16th day of May, 1978, recorded in Conveyance Book 344, page 176, of the Records of Natchitoches Parish, Louisiana.

TRACT IV

A CERTAIN LOT OF GROUND together with all buildings and improvements located thereon, situated at the Northwest corner or intersection of Texas Avenue and Seventh Street in the City and Parish of Natchitoches, Louisiana, and being more particularly shown on a plat of survey prepared by Gaiennie Hyams, Registered Surveyor, dated January 6, 1937, a copy of which is attached to Original Instrument Number 68938, of the Records of Natchitoches Parish, Louisiana, and shown thereon as follows, to-wit:

Commence at Point "A" on said survey and from said Point "A" go thence South 75-3/4 degrees East 146.6 feet to a 3/4" iron rod, being Point "B" on said plat; thence run North 41-1/2 degrees East 111.9 feet to a 3/4" round stake designated as Point "C" on said plat; thence run North 48-1/2 degrees West 171.8 feet to a 3/4" drift pin designated as Point "D" on said plat; thence run North 41-1/2 degrees East 13.3 feet to a 1/2" pipe designated on said plat as Point "E"; thence run North 51 degrees West 10.1 feet to an axle

designated on said plat as Point "F"; thence run South 26-1/2 degrees West 198.5 feet to a 2" iron pipe designated on said plat as Point A, the Point of Beginning.

This being a portion of the same property acquired by Paul A. Welch from the City Bank & Trust Company, et al, by deed dated March 9, 1937, recorded in Conveyance Book 177, page 384, and further being a portion of the same property acquired by Exie Kay Welch from the Succession of Paul A. Welch by Judgment of Possession dated October 29, 1975, recorded in Conveyance Book 326, page 406, of the Records of Natchitoches Parish, Louisiana.

It being understood and agreed that the property herein described forms a portion of Lot 1 and Lot 2 of the Voiers Addition to the City of Natchitoches, Louisiana, as shown on a plat of survey prepared by J. C. Henry, dated January 20, 1904, recorded in Conveyance Book 112, page 616, of the Records of Natchitoches Parish, Louisiana.

Said property being further described as being bounded on the South by Texas Avenue, East by Seventh Street, North by Lots 63 and 62 of Springville Addition, and West by property of C. E. Collins & Son, Inc.

ALSO, A CERTAIN TRACT OF LAND, together with all improvements located thereon, and being more particularly described as follows, to-wit:

The South 51.8 feet of Lot 63 and a parcel of ground measuring 20 feet by 51.8 feet situated in the Southeast corner of Lot 62 of Springville Addition to the City of Natchitoches, Louisiana, as same is shown in part on a survey by A. J. Brouillette, R.S., dated October 6, 1958, recorded at Map Slide 53A, of the Records of Natchitoches Parish, Louisiana.

Being the same property acquired by C. E. Collins & Son, Inc. from Exie Kay Welch by deed dated December 28, 1979, recorded in Conveyance Book 357, page 881, as corrected, of the Records of Natchitoches Parish, Louisiana.

TRACT V

A CERTAIN LOT OF GROUND, together with all buildings and improvements located thereon, situated on the Westerly side of Eighth Street (Magnolia Street) in the City and Parish of Natchitoches, Louisiana, and being more particularly described as follows, to-wit:

Lot 71 of Springville Addition as same is shown on a Certificate of Survey prepared by A. J. Brouillette, dated December 8, 1978, a copy of which is attached to a deed recorded in Conveyance Book 371, page 486, said lot measuring 151.8 feet on the Westerly side of Eighth Street by a depth between parallel lines of 151.8 feet. Said lot being bounded on the Northwest and the Southwest by property belonging to C. E. Collins, on the Northeast by Lot 68 of Springville Addition and on the Southeast by Eighth Street.

This being partially the same property acquired by Dorothy Davis from Audrey Ruth Foshee Cox and Judy Carol Cox Dortelon by deed dated June 17, 1977, recorded in Conveyance Book 336, page 887, and by Louis LaCaze from Dorothy Davis by deed dated November 2, 1979, recorded in Conveyance Book 357, page 63, and by Louis LaCaze by quitclaim from Audrey Ruth Foshee Cox and Judy Carol Cox Dortelon, and by deed from Johnnie Mae Jones.

Being the same property acquired by C. E. Collins & Son, Inc. from Louis LaCaze by deed dated July 20, 1981, recorded in Conveyance Book 371, page 486, of the Records of Natchitoches Parish, Louisiana.

SUBJECT TO a Boundary Agreement between C. E. Collins & Son, Inc. and Lloyd I. Richardson, dated June 13, 1979, recorded in Conveyance Book 353, page 516, as per survey by A. J. Brouillette, R. S., dated December 8, 1978, which is attached to said agreement.

ALL OF THE ABOVE DESCRIBED FIVE (5) TRACTS forming one contiguous tract of land, together with all buildings and improvements located thereon, situated on the North side of Texas Street (Louisiana Highway No. 1), in the City and Parish of Natchitoches, Louisiana.

; and

WHEREAS FURTHER, the City of Natchitoches (sometimes hereinafter “City”) desires to acquire the property with the intent to relocate the Public Works Department to this location; and

WHEREAS FURTHER, the terms of the lease are for a three (3) year period with consideration of Two Hundred Ten Thousand and 00/100 (\$210,000.00) Dollars for the first year of the lease, One Hundred Eighty Thousand and 00/100 (\$180,000.00) Dollars for the second year of the lease, and One Hundred Twenty-Two Thousand Five Hundred and 00/100 (\$122,500.00) Dollars for the third year of the lease, together with an Option to Purchase the subject property at any time during the term of the lease for one Dollar and other valuable consideration being the total of all rent payments to be made over the term of the lease, all as set forth in the attached Lease with Option to Purchase by and between the John Barry Guillet and the City of Natchitoches; and

WHEREAS FURTHER, the property has been appraised by Mike Bordelon, Louisiana State Certified General Real Estate Appraiser, and the Appraisal Report dated May 27, 2022 reflects a market value of Five Hundred Twenty Thousand and 00/100 (\$520,000.00) Dollars, which amount is more than the total consideration to be paid for the property under the terms of the Lease with Option to Purchase; and

WHEREAS FURTHER, the City will accept the property "as is", be responsible for taxes and insurance, provide for the maintenance of the building, and accept all other responsibilities set forth in the attached Lease with Option to Purchase; and

WHEREAS FURTHER, the proposed Lease with Option to Purchase has been reviewed by the City Council of the City of Natchitoches and the City Council approves same; and

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Natchitoches, in legal session convened that the proposed Lease with Option to Purchase by and between John Barry Guillet and the City of Natchitoches is hereby approved, under the terms and conditions set forth therein, and accordingly, the Mayor, Ronnie Williams, is hereby authorized and empowered to act on behalf of the City and execute the said Lease with Option to Purchase.

THIS ORDINANCE was introduced on June 13, 2022 and published in the *Natchitoches Times* on June 16, 2022.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES:	Elie, Nielsen, Smith, Harrington, Petite
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Ordinance passed by a vote of 5 Ayes to 0 Nays this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 28th day of June, 2022 at 10:00 A.M.

John Barry Guillet owner of building spoke of the building referenced in Ordinance No. 037 of 2022.

The following ordinance, having been introduced on June 13, 2022, in writing and in the form required for adoption, and a public hearing held thereon on June 27, 2022, was offered for final adoption by Mr. Petite and seconded by Mrs. Smith:

ORDINANCENO. 038 OF 2022

A THIRD SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF NATCHITOCHE, STATE OF LOUISIANA OF ITS TAXABLE UTILITIES REVENUE BONDS, SERIES 2022, IN AN AMOUNT NOT TO EXCEED NINE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$935,000), PRESCRIBING THE FORM, TERMS AND CONDITIONS OF SAID BONDS; PROVIDING FOR THE PAYMENT THEREOF; ENTERING INTO CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE SECURITY AND PAYMENT OF SAID BONDS; SELLING SAID BONDS TO THE CLEAN WATER STATE REVOLVING FUND; AUTHORIZING THE EXECUTION OF A LOAN AND PLEDGE AGREEMENT AND OTHER LOAN DOCUMENTS WITH THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY; PROVIDING FOR THE DELIVERY OF THE BONDS TO SAID DEPARTMENT; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Natchitoches, State of Louisiana (the "**City**"), now owns and operates a combined sewer and sewage treatment system, water plant and distribution system and electric light and power plant (the "**System**"), and proposes to acquire and construct additions, extensions and improvements to the sewer and sewage treatment portion of the System, including but not necessarily limited to equipment and fixtures (the "**Project**"); and

WHEREAS, the City proposes to finance a portion of the cost of the Project through the issuance of its Taxable Utilities Revenue Bonds, Series 2022, payable as to principal and interest from a pledge and dedication of the revenues of the combined water and sewerage system, after payment of the reasonable and necessary expenses of operating and maintaining the System, pursuant to the provisions of R.S. 39:524, and Sub-Part A, Part II, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto (collectively, the "**Act**"); and

WHEREAS, pursuant to the authority of the Act the City, by a resolution adopted March 23, 2022, by this Mayor and City Council of the City (the "**Governing Authority**"), gave notice of its intention to issue revenue bonds of the City in an amount not exceeding Nine Hundred Thirty-Five Thousand Dollars (\$935 ,000) without the necessity of the holding of an election thereon, and the City held a public hearing thereon on June 13, 2022, at which no objections were made to the issuance of such bonds and no petition was filed requesting an election thereon; and

WHEREAS, on January 26, 2016, this Governing Authority adopted General Bond Ordinance No. 1 of 2015 entitled: "A General Bond Ordinance authorizing the issuance from time to time of Utilities Revenue Bonds of the City of Natchitoches, State of Louisiana; prescribing the form, and certain terms and conditions of said Bonds; establishing funds and accounts relating to

said Bonds; providing for the payment thereof in principal and interest including a rate covenant relating thereto; and providing for other matters in connection therewith" (the "General Bond Ordinance"), which authorizes the issuance of utilities revenue bonds from time to time for the purposes described therein; and

WHEREAS, it is now the desire of the City to authorize the issuance of its Taxable Utilities Revenue Bonds, Series 2022, in an amount not to exceed Nine Hundred Thirty-Five Thousand Dollars (\$935,000) (the "**Bonds**") in accordance with the terms and provisions of the Act and the General Bond Ordinance, and for the purposes set forth above; and

WHEREAS, the City's Taxable Utilities Revenue Bonds, Series 2015 (the "**Series 2015 Bonds**") having been issued pursuant to the General Bond Ordinance No. 1 adopted by this Governing Authority on January 26, 2015 (the "**General Bond Ordinance**") and the First Supplemental Bond Ordinance No. 2 of 2015 adopted by this Governing Authority on January 26, 2015 (the "**First Supplemental Bond Ordinance**"), have been fully refunded, have been either discharged or defeased, and are no longer outstanding; and

WHEREAS, at the time of the delivery of the Bonds, the City has no outstanding indebtedness payable from the income and revenues to be derived from the Net Revenues, except for the City's:

- (a) Utilities Revenue Refunding Bonds, Series 2013 (the "**Series 2013 Bonds**"), of which approximately \$65,000 is currently outstanding and with a final maturity of December 1, 2022, issued pursuant to Ordinance No. 30 of 2013 adopted by this Governing Authority on July 8, 2013 (the "**Outstanding 2013 Parity Bond Ordinance**"); and
- (b) the City's \$4,000,000 Utilities Revenue Refunding Bonds, Series 2021, maturing December 1, 2030 (together with the Series 2013 Bonds, the "**Outstanding Parity Bonds**") issued pursuant to the Second Supplemental Bond Ordinance No. 004 of 2021 adopted by this Governing Authority on March 8, 2021 (the "**Second Supplemental Bond Ordinance**" and, together with the General Bond Ordinance, the First Supplemental Bond Ordinance, and this Third Supplemental Bond Ordinance, defined below, the "**Bond Ordinance**"); and

WHEREAS, the Bonds will be issued on a complete parity with the Outstanding Parity Bonds with respect to the pledge of the Net Revenues; and

WHEREAS, the United States of America, pursuant to the Clean Water Act of 1972, as amended by the Water Quality Act of 1987, specifically Subchapter VI, Chapter 26 of Title 33 of the United States Code (the "**Federal Act**"), is authorized to make capitalization grants to states to be used for the purpose of establishing a water pollution control revolving fund for providing assistance (i) for construction of treatment works (as defined in Section 1292 of the Federal Act) which are publicly owned, (ii) for implementing a management program under Section 1329 of the Federal Act and (iii) for developing and implementing a conservation and management plan under Section 1330 of the Federal Act; and

WHEREAS, the State of Louisiana (the "State"), pursuant to Subtitle II, Chapter 14 of Title 30 of the Louisiana Revised Statutes of 1950, as amended, specifically La. R.S. 30:2301, *et seq.*) (the "**State Act**"), has established a Clean Water State Revolving Fund (the "**State Revolving Fund**") in the custody of the Department of Environmental Quality (the "**Department**") to be used for the purpose of providing financial assistance for the improvement of wastewater treatment facilities in the State, as more fully described in Section 2302 of the State Act, and has authorized the Department to administer the State Revolving Fund in accordance with applicable federal and state law; and

WHEREAS, the City has made application to the Department for a loan from the State Revolving Fund to finance a portion of the costs of the Project and the Department has approved the City's application for such loan; and

WHEREAS, the Bonds will be issued to represent the City's obligation to repay the loan from the State Revolving Fund; and

WHEREAS, the City desires to adopt this Series Ordinance (the "**Third Supplemental Bond Ordinance**"), to establish the details with respect to the issuance, sale and delivery of the aforesaid series of Bonds in accordance with Article IX of the General Bond Ordinance, to authorize the issuance of the Bonds and to approve certain the taking of certain actions and to authorize and direct the execution and delivery of certain documents relating to the authorization and issuance thereof, in the manner provided by the Bond Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Natchitoches, State of Louisiana, acting as the governing authority of the City, that:

SECTION 1. Definitions. In addition to capitalized words and terms elsewhere defined herein, unless the context shall clearly indicate some other meaning, all words and terms used in this Third Supplemental Bond Ordinance which are defined in the General Bond Ordinance shall, for all purposes of this Third Supplemental Bond Ordinance, have the respective meanings given to them in the General Bond Ordinance. In addition, unless the context shall clearly indicate some other meaning, the following terms shall, for all purposes of the General Bond Ordinance and of this Third Supplemental Bond Ordinance or of any resolution or other instrument amendatory thereof or supplemental thereto have the following meanings:

"Act" means R.S. 39:524, and Sub-Part A, Part II, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto.

"Bond" or **"Bonds"** means the City's Taxable Utilities Revenue Bonds, Series 2022, issued by the Bond Ordinance in the total aggregate principal amount of not exceeding Nine Hundred Thirty-Five Thousand Dollars (\$935,000), and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued.

"Bond Ordinance" means the General Bond Ordinance, the First Supplemental Bond Ordinance, the Second Supplemental Bond Ordinance, and this Third Supplemental Bond Ordinance.

"City" means the City of Natchitoches, State of Louisiana, a political subdivision of the State of Louisiana, and its successors or assigns.

"Costs of Issuance" means all items of expense, directly or indirectly payable or reimbursable and related to the authorization, sale and issuance of the Bonds, including but not limited to printing costs, costs of preparation and reproduction of documents, filing and recording fees, initial fees and charges of any fiduciary, legal fees and charges, fees and disbursements of consultants and professionals, fees and charges for preparation, execution, transportation and safekeeping of the Bonds, costs and expenses of refunding, and any other cost, charge or fee payable by the City in connection with the original issuance of the Bonds.

"Interest Payment Date" means June 1 and December 1 of each year in which the Bonds are outstanding, commencing December 1, 2022.

"Loan" means the loan made by the Department from the Clean Water State Revolving Fund to the City pursuant to the Loan Agreement, the obligation to repay which Loan is evidenced by the Bonds.

"Loan Agreement" means the Loan and Pledge Agreement to be entered into by and between the Department and the City prior to the delivery of the Bonds, in substantially the form attached hereto as **EXHIBIT B**, which will contain certain additional agreements relating to the Bonds and the Project, as it may be supplemented or amended from time to time in accordance with the provisions thereof.

"Paying Agent" means the chief financial officer of the City, initially the City Clerk/Financial Director, unless and until a successor Paying Agent shall have assumed such responsibilities pursuant to the Bond Ordinance.

"Principal Payment Date" means each December 1 (or such other annual payment date as may be approved by the Executive Officers in the manner set forth in Section 2), commencing not later than one year after the completion of the Project and the final payment date to fall not exceeding nineteen years from the first principal payment date thereafter for a total of twenty (20) consecutive annual payment dates, providing that in no event shall the final maturity of the Bonds be more than twenty-two (22) years from the date of the Bonds.

"Purchaser" means the Department, being the original purchaser of the Bonds.

"Project" means the acquisition and construction of additions, extensions and improvements to the System, including equipment and fixtures, which shall constitute a work of public improvement for the City, including but not necessarily limited to equipment and fixtures, and as further described in the Loan Agreement.

"Record Date" for the interest payable on any Interest Payment Date means the 15th calendar day of the month next preceding such Interest Payment Date, whether or not such day is a Business Day.

SECTION 2. Authorization of Bonds.

(a) In compliance with and under the authority of the Act, there is hereby authorized the incurring of an indebtedness of not exceeding Nine Hundred Thirty-Five Thousand Dollars (\$935,000) for, on behalf of and in the name of the City, for the purpose of paying costs of the Project and paying costs of issuance, and to represent the indebtedness, this Governing Authority does hereby authorize the issuance of not exceeding Nine Hundred Thirty-Five Thousand Dollars (\$935,000) of Taxable Utilities Revenue Bonds, Series 2022, of the City. The Mayor may approve a different series designation if the Bonds are delivered after the end of 2022 or if it is in his sole judgment preferable to do so. The Bonds shall be dated the Delivery Date thereof, and the exact principal amount of the Bonds, not to exceed \$935,000 as stated above, shall be determined by the Mayor at the time of delivery of the Bonds.

(b) The Bonds shall be Fixed Rate Bonds and the Interest Payment Dates shall be June 1 and December 1 of each year, commencing December 1, 2022. The Bonds shall bear interest at the rate of ninety-five hundredths of one percent (0.95%) per annum, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months and payable on each Interest Payment Date, or such lower rate as may be in effect for loans from the State Revolving Fund or offered by the Department to the City at the time of delivery. In addition to interest at the rate set forth above, at any time that the Department owns the Bonds the City will pay the Administrative Fee to the Department on each Interest Payment Date. In the event (i) the Department owns any Bonds or the Department has pledged or assigned any Bonds in connection with the State Loan Fund and (ii) the Administrative Fee payable by the City to the Department under the terms of the Loan Agreement is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, the interest rate borne by the Bonds shall be increased by one-half of one percent (0.50%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability.

(c) The Bonds shall mature in twenty (20) installments of principal, payable annually on December 1 of each year principal falls due, beginning December 1, 2025 and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest \$1,000, of the outstanding principal amount of the Bonds as of the day before the Principal Payment Date:

<u>Date</u> <u>(December 1)</u>	<u>Percentage</u> <u>of Principal</u>	<u>Date</u> <u>(December 1)</u>	<u>Percentage</u> <u>of Principal</u>
2024	4.564%	2034	9.580%
2025	4.827	2035	10.696
2026	5.120	2036	12.090
2027	5.448	2037	13.884
2028	5.817	2038	16.275
2029	6.235	2039	19.624
2030	6.712	2040	24.647
2031	7.264	2041	33.019
2032	7.907	2042	49.764
2033	8.667	2043	100.000

In the event that the Completion Date of the Project being financed with the Bonds is after December 1, 2024, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the December 1 that is one year later than shown above, provided that in no event shall the final principal payment be more than twenty-two (22) years from the Delivery Date of the Bonds. To exercise the option to defer the principal repayment schedule, the City must so notify the Department in writing prior to June 1, 2024, and certify that the Completion Date will not have occurred prior to December 1, 2024.

(d) The principal and interest on the Bonds shall be payable by check mailed to the registered owner of the Bonds (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent for such purpose, provided that payment of the final installment of principal on the Bonds shall be made only upon presentation and surrender of the Bonds to the Paying Agent.

(e) The principal installments of the Bonds are subject to prepayment at the option of the City at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date and in such case the remaining principal of the Bonds shall continue to mature in installments calculated using the percentages shown in Section 2(c) above.

(f) The Bonds shall be issued in the form of a single fully registered bond, initially numbered R-1 and shall be in substantially the form attached hereto as Exhibit A.

(g) The Director of Finance of the City shall be the initial Paying Agent for the Bonds.

(h) The Bonds are awarded to and sold to the Department at a price of par plus accrued interest, if any, under the terms and conditions set forth in the Loan Agreement, and after their execution the Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the City of the agreed first advance of the purchase price of the Bonds. Pursuant to R.S. 39:505(B), the City has determined to sell the Bonds at a private sale without necessity of publication of a notice of sale. It is understood that the purchase price of the Bonds will be paid by the Department to the City in installments, in the manner and under the terms and conditions set forth in the Loan Agreement.

(i) The "Reserve Fund Requirement" for the Bonds shall mean one-half of the highest amount of principal, interest and Administrative Fee on the Bonds due in any future Bond Year (taking into consideration any principal forgiveness given by the Department), which shall be deposited by the City in an account in the Reserve Fund to be designated the "Series 2022 Account," and maintained in the Reserve Fund solely to secure the Bonds. No changes are made with respect to the required balance in the Contingencies Fund.

(j) No proceeds of the Bonds will be used to refund any outstanding obligations.

(k) The parity requirements of the Outstanding Parity Bond Ordinances are being complied with in connection with the issuance of the Bonds, and a parity certification in substantially the form attached hereto as Exhibit C will be delivered at the time of delivery of the Bonds.

(l) In accordance with La. R.S. 39:507, After having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, this Governing Authority hereby determines that the same have been in all respects regular, therefore the Bonds shall contain the following recital, to-wit:

" It is certified that this indebtedness is authorized by and is issued in conformity with the requirements of the constitution and statutes of Louisiana."

(m) The Executive Officers are each hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of the General Bond Ordinance and this First Supplemental Ordinance, to execute and deliver the Loan Agreement, and to cause the Bonds to be prepared and/or printed, to issue, execute and seal the Bonds and to effect delivery thereof as hereinafter provided. In connection with the issuance and sale of the Bonds, the Executive Officers and the chief financial officer of the City are each authorized, empowered and directed to execute on behalf of the City such additional documents, certificates and instruments as they may deem necessary, upon the advice of bond counsel, to effect the transactions contemplated by this Ordinance, including a Commitment Agreement. The signatures of said officers on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder.

(n) The Bonds are not being designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

(o) The Bonds are not being designated as "Build America Bonds" or any similar type of tax-advantaged bonds requiring a designation at this time.

(p) It is recognized that the City will not be required to comply with the continuing disclosure requirements described in the Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)] because the Bonds are being purchased solely by the Department.

(q) Inasmuch as the Bonds are not being issued as tax-exempt or tax-advantaged bonds, no post-issuance tax compliance procedures are needed.

- (r) Application to the State Bond Commission has previously been authorized.
- (s) There will be no Credit Enhancement arrangements with respect to the Bonds.

SECTION 3. Davis-Bacon Wage Rate Requirements. The City agrees that all laborers and mechanics employed by contractors and subcontractors on the portion of the Project that is funded in whole or in part with proceeds of the Bonds shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality of the City as determined by the Secretary of the United States Department of Labor ("DOL") in accordance with Subchapter IV of Chapter 31 of Title 40, United States Code, and as further described in Section 6.04 of the Loan Agreement.**SECTION 4. Use of American Iron and Steel Products.** The City agrees that all of the iron and steel, products used in the portion of the Project that is funded in whole or in part with the Bonds shall be produced in the United States, subject to the conditions set forth in Section 6.05 of the Loan Agreement.

SECTION 5. Parties Interested Herein. Nothing in this Third Supplemental Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the City, the Paying Agent and the Owners of the Bonds any right, remedy or claim under or by reason of this Third Supplemental Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this First Supplemental Ordinance contained by and on behalf of the City shall be for the sole and exclusive benefit of the City, the Paying Agent and the Owners of the Bonds.

SECTION 6. 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 Third Supplemental Ordinance against any member of the Governing Authority or officer of the City or any person executing the Bonds.

SECTION 7. Successors and Assigns. Whenever in this Third Supplemental Ordinance the City is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Third Supplemental Ordinance contained by or on behalf of the City shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

SECTION 8. Severability. In case any one or more of the provisions of this Third Supplemental Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Third Supplemental Ordinance or of the Bonds, but this Third Supplemental Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this Third Supplemental Ordinance which validates or makes legal any provision of this Third Supplemental Ordinance or the Bonds which would not otherwise be valid or legal shall be deemed to apply to this Third Supplemental Ordinance and to the Bonds.

SECTION 9. Publication; Peremption. This Third Supplemental Bond Ordinance shall be published at least once in the official journal of the City. Exhibits to this ordinance need not be published if the exhibits are enumerated in the publication and it is stated in the publication that such exhibits are available for public inspection at the office of the Governing Authority during

regular business hours. For thirty days after the date of publication, any person in interest may contest the legality of this ordinance and of any provision herein made for the security and payment of the Bonds. After that time, no one shall have any cause of action to test the regularity, formality, legality, or effectiveness of this ordinance, and provisions hereof for any cause whatsoever. Thereafter, it shall be conclusively presumed 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 thirty days.

SECTION 10. Filing of Ordinance. A certified copy of this Third Supplemental Bond Ordinance shall be filed and recorded as soon as possible in the Mortgage Records of Natchitoches Parish.

SECTION 11. Effective Date. This Third Supplemental Bond Ordinance shall become effective immediately upon its adoption.

THIS ORDINANCE was introduced on June 13, 2022 and published in the *Natchitoches Times* on June 16, 2022.

This Ordinance was introduced on June 13, 2022, by Councilman Petite, Notice of Public Hearing was published on June 16, 2022, and said public hearing having been held, the title having been read and the Ordinance considered, on motion to adopt, as amended, by Mr. Petite, seconded by Mrs. Smith, a record vote was taken and the following result was had:

AYES: Elie, Nielsen, Smith, Harrington, Petite

NAYS: None

ABSENT: None

ABSTAIN: None

THEREUPON, the Mayor declared the Ordinance passed by a vote of 5 Ayes to 0 Nays this 27th day of June, 2022.

Ronnie Williams, Jr., Mayor

Betty Smith, *Mayor Pro Tempore*

Stacy McQueary, City Clerk

Delivered to the Mayor on the ____ day of _____, 2022 at ____:____.M.

EXHIBIT A
to Third Supplemental Bond Ordinance

[FORM OF BOND]

INTEREST ON THIS BOND WILL BE INCLUDED IN GROSS INCOME
FOR FEDERAL INCOME TAX PURPOSES AND IS NOT
EXEMPT FROM FEDERAL INCOME TAXATION.

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF NATCHITOCHE

TAXABLE UTILITIES REVENUE BOND, SERIES 2022
OF THE
CITY OF NATCHITOCHE, STATE OF LOUISIANA

<u>Bond Number</u>	<u>Bond Date</u>	<u>Interest Rate</u>	<u>Principal Amount</u>
R-1	_____, 2022	0.45%	\$935,000

FOR VALUE RECEIVED, the City of Natchitoches, State of Louisiana (the "City"), hereby promises to pay (but only from the sources hereinafter described) to:

REGISTERED OWNER: Department of Environmental Quality (the "Department")
 Attn: Financial Services Division, Accounts Receivable
 P. O. Box 4311
 Baton Rouge, Louisiana 70821-4311

or registered assigns noted on the registration record attached hereto, the Principal Amount set forth above (unless a lower Principal Amount applies, as set forth below), together with interest thereon from the Bond Date set forth above or the most recent interest payment date to which interest has been paid or duly provided for, unless this Bond shall have been previously called for prepayment and payment shall have been duly made or provided for.

This Bond shall bear interest, payable semi-annually on June 1 and December 1 of each year, commencing December 1, 2022 (each, an "Interest Payment Date"), at the Interest Rate shown above, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months. Interest on this Bond on any Interest Payment Date shall be payable only on the aggregate outstanding amount of the purchase price which shall have been paid theretofore, as noted on Schedule A hereto, and shall accrue with respect to each purchase price installment only from the date of payment of such installment.

If the Department is the registered owner of this Bond, the City will additionally pay an Administrative Fee to the Department at the annual rate of one-half of one percent (0.50%) on the outstanding principal amount of the Bond, payable on each Interest Payment Date. In the event (i) the Department owns this Bond or the Department has pledged or assigned this Bond in connection with its Clean Water State Revolving Fund Program and (ii) the Administrative Fee payable to the Department is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, then the " Interest Rate" shown above and borne by this Bond shall be increased by one-half of one percent (0.5%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability.

This Bond shall mature in twenty (20) installments of principal, payable annually on each December 1, and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest One Thousand Dollars (\$1,000), of the outstanding principal amount of this Bond on the day before the applicable Principal Payment Date:

<u>Date</u> <u>(December 1)</u>	<u>Percentage</u> <u>of Principal</u>	<u>Date</u> <u>(December 1)</u>	<u>Percentage</u> <u>of Principal</u>
2024	4.564%	2034	9.580%
2025	4.827	2035	10.696
2026	5.120	2036	12.090
2027	5.448	2037	13.884
2028	5.817	2038	16.275
2029	6.235	2039	19.624
2030	6.712	2040	24.647
2031	7.264	2041	33.019
2032	7.907	2042	49.764
2033	8.667	2043	100.000

In the event that the Completion Date of the Project being financed with the Bonds is after December 1, 2024, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the December 1 that is one year later than shown above, provided that in no event shall the final principal payment be more than twenty-two (22) years from the Delivery Date of the Bonds. To exercise the option to defer the principal repayment schedule, the City must so notify the Department in writing prior to June 1, 2024, and certify that the Completion Date will not have occurred prior to December 1, 2024.

The principal and interest on this Bond shall be payable by check mailed to the registered owner of this Bond (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent (hereinafter defined) for such purpose, provided that payment of the final installment of principal on this Bond shall be made only upon presentation and surrender of this Bond to the Paying Agent.

The principal installments of this Bond are subject to prepayment at the option of the City at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date. In such case, the remaining principal shall continue to mature in annual installments calculated using the percentages shown above.

In the event a portion of this Bond is to be prepaid, this Bond shall be surrendered to the Director of Finance of the City, as initial Paying Agent for the Bonds (the "Paying Agent"), who shall note the amount of such prepayment in the space provided therefor on the schedule attached to this Bond. Official notice of such call of this Bond for prepayment shall be given by means of first class mail, postage prepaid by notice deposited in the United States Mail not less than thirty (30) days prior to the prepayment date addressed to the registered owner of this Bond to be prepaid at his address as shown on the registration books of the Paying Agent, which notice may be waived by any registered owner. The City shall cause to be kept at the office of the Paying Agent a register in which registration of this Bond and of transfer of this Bond shall be made as provided herein and in the Bond Ordinance (hereinafter defined). This Bond may be transferred, registered and assigned only on such registration records of the Paying Agent, and such registration shall be at the expense of the City.

This Bond represents the entire issue of bonds of the City designated "Taxable Utilities Revenue Bond, Series 2022" aggregating in principal the sum of Nine Hundred Thirty-Five Thousand Dollars (\$935,000) (the "Bonds"), having been issued by the City pursuant General Bond Ordinance No. 1 of 2015 adopted by the governing authority of the City on January 26, 2015, and Third Supplemental Bond Ordinance No. ___ of 2022, adopted by its governing authority on June ___, 2022 (collectively, the "Bond Ordinance"), for the purpose of financing the acquisition and construction of additions, extensions and improvements to the wastewater collection, treatment and disposal portion of the City's combined waterworks plant and system, electric power and light plant and system and sewer utility system (the "System"), and for paying costs of issuance, under the authority conferred by R.S. 39:524, and Sub-Part A, Part II, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority supplemental thereto, pursuant to all requirements therein specified.

This Bond, equally with the City's (i) Revenue Refunding Bonds, Series 2013, maturing December 1, 2022; and (ii) Revenue Refunding Bonds, Series 2021, maturing December 1, 2030 (collectively, the "Outstanding Parity Bonds"), is secured by and payable as to principal and interest solely from the income and revenues derived or to be derived from the operation of the System, after provision has been made for payment therefrom of the reasonable and necessary expenses of operating and maintaining the System. Neither this Bond nor the debt it represents constitutes an indebtedness or pledge of the general credit of the City, within the meaning of any constitutional or statutory limitation of indebtedness.

The City has obligated itself pursuant to the ordinances adopted in connection with the issuance of the Outstanding Parity Bonds (the "Outstanding Parity Bond Ordinances") and the Bond Ordinance and by this Bond declares that all of the income and revenues to be derived from the operation of the System shall be deposited promptly as the same may be collected in a separate and special bank account known and designated as the "Utility System Fund." For a complete statement of the manner in which said fund shall be maintained and administered, the provisions for payment of the Outstanding Parity Bonds and this Bond and the general covenants and provisions pursuant governing the issuance of the Outstanding Parity Bonds and this Bond, reference is hereby made to the Outstanding Parity Bond Ordinances and the Bond Ordinance. The City has duly covenanted and obligated itself pursuant to the Outstanding Parity Bond Ordinances and the Bond Ordinance and by this Bond declares that it will fix and maintain rates and collect charges for all services and facilities to be rendered by the System sufficient to provide for the payment of the reasonable and necessary expenses of operating and maintaining the System, to provide for the payment of principal and interest falling due on the Outstanding Parity Bonds and this Bond and all other obligations or indebtedness payable out of the revenues of the System, to provide a reserve for the payment of principal and interest on the Outstanding Parity Bonds and this Bond and to provide a reasonable depreciation and contingency fund to care for depreciation, extensions, additions, improvements and replacements necessary to properly operate the System.

For a more complete statement of the revenues from which and conditions under which this Bond is payable, and the general covenants and provisions pursuant to which this Bond is issued, and the conditions under which additional bonds may be issued on a parity with this Bond and the Outstanding Parity Bonds, reference is hereby made to the Bond Ordinance.

It is certified that this indebtedness is authorized by and is issued in conformity with the requirements of the constitution and statutes of Louisiana. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond necessary to constitute the same a legal, binding and valid obligation of the City have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the City, including this Bond, does not exceed any limitation prescribed by the Constitution and statutes of the State of Louisiana, and that this Bond shall not be invalid for any irregularity or defect in the proceedings for the issuance and sale thereof.

IN WITNESS WHEREOF, the City Council of the City of Natchitoches, State of Louisiana, acting as the governing authority of the City, has caused this Bond to be signed by the Mayor and attested by its Clerk of the Council, the corporate seal of the

City to be hereon impressed and this Bond to be dated as of the Dated Date set forth above.

CITY OF NATCHITOCHEs, STATE OF LOUISIANA

ATTEST:

By: _____ (manual)
Mayor

By: _____ (manual)
City Clerk/Treasurer

(SEAL)

* * * * *

<p style="text-align: center;">REGISTRATION RECORD</p> <p style="text-align: center;">TAXABLE UTILITIES REVENUE BOND, SERIES 2022</p> <p style="text-align: center;">OF THE</p> <p style="text-align: center;">CITY OF NATCHITOCHEs, STATE OF LOUISIANA</p>		
Name and Address Of Registered Owner	Date of Registration	Signature of City Clerk/Treasurer As Paying Agent
Department of Environmental Quality Clean Water State Revolving Fund P.O. Box 4311 Baton Rouge, La. 70821-4311		

SCHEDULE OF PREPAYMENTS

**TAXABLE UTILITIES REVENUE BOND, SERIES 2022
OF THE
CITY OF NATCHITOCHEs, STATE OF LOUISIANA**

Prepayment Date	Prepayment Amount	Remaining Balance Due

**SCHEDULE A
 SCHEDULE OF PURCHASE PRICE PAYMENTS
 TAXABLE UTILITIES REVENUE BOND, SERIES 2022
 OF THE
 CITY OF NATCHITOCHEs, STATE OF LOUISIANA**

No.	Date of Payment	Amount of Payment	Pursuant to Requisition No.	Cumulative Outstanding Principal Amount
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				

18				
19				

EXHIBIT B
to Third Supplemental Bond Ordinance

FORM OF LOAN & PLEDGE AGREEMENT

EXHIBIT C
To Third Supplemental Bond Ordinance

EXHIBIT C

FORM OF PARITY DEBT CERTIFICATE

NOT EXCEEDING \$935,000

TAXABLE UTILITIES REVENUE BOND, SERIES 2022
OF THE
CITY OF NATCHITOCHEs, STATE OF LOUISIANA

Pursuant to Section 6.01 of the General Bond Ordinance No. 1 adopted by this Governing Authority on January 26, 2015 (the "**General Bond Ordinance**"), the undersigned Director of Finance and certified public accountant of the City do hereby certify as follows in connection with the issuance and delivery of the above-captioned issue of Taxable Utilities Revenue Bonds, Series 2022 (the "**Bonds**"):

1. Capitalized terms used in this certification shall have the meanings assigned thereto in the General Bond Ordinance.
2. The undersigned have reviewed the financial statements of the City for the fiscal years ended May 31, 2020, May 31, 2021, and May 31, 2022 (unaudited).
3. The average Net Revenues of the System for the three (3) completed Fiscal Years immediately preceding the year in which the Refunding Bonds are to be issued (i.e. the fiscal years ended May 31, 2020, 2021, and 2022) are not less than one and three-tenths (1.3) times the highest combined principal and interest requirements (including any Department administrative fee) for any succeeding Fiscal Year period on all Refunding Bonds then Outstanding, including any Parity Obligations theretofore issued and then outstanding and any others bonds or obligations whatsoever then outstanding which are payable from the Net Revenues (but not including Bonds which have been refunded or provisions otherwise made for their full and complete payment and prepayment), and the Parity Obligations so proposed to be issued.

Net Revenues for FY2020	\$ _____
Net Revenues for FY2021	\$ _____
Net Revenues for FY2022 (unaudited)	\$ _____
Average Net Revenues for FY2020, 2021, and 2022	\$ _____
Highest combined debt service requirements on	

Outstanding Parity Bonds and the Refunding

Bonds in any Bond Year \$ _____

Coverage Ratio _____

4. There are no delinquencies in the payments required to be made into the various funds provided for in the resolutions authorizing the Outstanding Parity Bonds.

5. No event of default relating to the Outstanding Parity Bonds has occurred or is continuing.

IN FAITH WHEREOF, witness our official signatures as of this, the _____ day of June, 2022.

**CITY OF NATCHITOCHE,
STATE OF LOUISIANA**

Director of Finance

**THOMAS, CUNNINGHAM, BROADWAY &
TODTENBIER CPA'S**

Certified Public Accountant

STATE OF LOUISIANA

PARISH OF NATCHITOCHEs

I, the undersigned Clerk of the City of Natchitoches, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of:

AN THIRD SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE BY THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA OF ITS TAXABLE UTILITIES REVENUE BONDS, SERIES 2022, IN AN AMOUNT NOT TO EXCEED NINE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$935,000), PRESCRIBING THE FORM, TERMS AND CONDITIONS OF SAID BONDS; PROVIDING FOR THE PAYMENT THEREOF; ENTERING INTO CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE SECURITY AND PAYMENT OF SAID BONDS; SELLING SAID BONDS TO THE CLEAN WATER STATE REVOLVING FUND; AUTHORIZING THE EXECUTION OF A LOAN AND PLEDGE AGREEMENT AND OTHER LOAN DOCUMENTS WITH THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY; PROVIDING FOR THE DELIVERY OF THE BONDS TO SAID DEPARTMENT; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

IN FAITH WHEREOF, witness my official signature on this, the ____ day of _____, 2022.

Clerk

Attorney Alex Washington Spoke in reference to Ordinance No. 038 of 2022.

The following Ordinance was Introduced by Mr. Harrington and Seconded by Mr. Petite as follows, to-wit:

ORDINANCE NO. 039 OF 2022

AN ORDINANCE TO DESIGNATE FUNDS FROM THE AMERICAN RESCUE PLAN FOR USE BY THE CITY OF NATCHITOCHEES TO PROVIDE FUNDING FOR INFRASTRUCTURE IMPROVEMENTS AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

WHEREAS, the City of Natchitoches (sometimes hereinafter referred to as the “**City**”) is a Municipality located in the State of Louisiana, Parish of Natchitoches governed under a Home Rule Charter and a Code of Ordinances adopted by Ordinance No. 5 of 1977; and

WHEREAS FURTHER, Section 1310 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:1310) requires that when “there has been a change in operations upon which the original adopted budget was developed, the governing authority shall adopt a budget amendment in an open meeting to reflect such change;” and

WHEREAS FURTHER, Section 2.10 of the Charter of the Home Rule Charter of the City, approved by the charter commission of the city on July 7, 1975 and the voters at the election of November 1, 1975, requires that any appropriation of funds by the City be enacted by an ordinance of the City Council of the City, acting as the governing authority thereof (the “**Governing Authority**”); and

WHEREAS FURTHER, the American Rescue Plan Act of 2021, enacted by the 117th Congress of the United States of America (“**ARPA**”), appropriated One Million Five-Hundred Thousand Dollars (\$1,500,000.00) to the State of Louisiana, which was then appropriated to the City (the “**ARPA Revenue Replacement Funding**”) for the purpose of providing funding for government services that may have seen a shortfall of revenue funding them due to the COVID-19 pandemic, including, but not limited to, funding transportation infrastructure projects up to the amount of the City’s revenue loss (“**Transportation Projects**”); and

WHEREAS FURTHER, the Office of the Mayor of the City of Natchitoches is the proper recipient of the ARPA Revenue Replacement Funding as the instrument of the City most capable of properly distributing it to Transportation Projects; and

WHEREAS FURTHER, it is the desire of this Governing Authority to appropriate the ARPA Revenue Replacement Funding to the Office of the Mayor of the City, to be expended by the Mayor of the City, or

the administrative designee of the Mayor (the “**Finance Director**”), pursuant to the guidelines published by the United States Department of the Treasury in its final rule implementing the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund established under the American Rescue Plan Act, effective April 1, 2022 (the “**ARPA Guidelines**”).

NOW THEREFORE BE IT ORDAINED that the defined terms in the recitals of this ordinance (the “**Ordinance**”) are incorporated herein; and

BE IT FURTHER ORDAINED, by the Natchitoches City Council, in legal and regular session convened, that it hereby appropriates the ARPA Revenue Replacement Funding to Office of the Mayor of the City, to be expended at the direction of the Mayor or the Finance Director, pursuant to the ARPA Guidelines; and

BE IT FURTHER ORDAINED, that the budget of the City be amended to reflect the receipt of the ARPA Revenue Replacement Funding and its designation for expenditure by the Mayor or the Finance Director, for the purposes of properly distributing it to Transportation Projects; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon adoption; and

BE IT FURTHER ORDAINED, that if any provision 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; and

BE IT FURTHER ORDAINED, that all Ordinances or parts thereof in conflict herewith are repealed.

THIS ORDINANCE was introduced on June 13, 2022 and published in the *Natchitoches Times* on June 16, 2022.

The above Ordinance having been duly advertised in accordance with law and public hearing had on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES:	Elie, Nielsen, Smith, Harrington, Petite
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Ordinance passed by a vote of 5 Ayes to 0 Nays this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 28th day of June, 2022 at 10:00 A.M.

ORDINANCE NO.040 OF 2022				
The following ordinance was introduced by Mr. Nielsen at the June 27, 2022 City Council Meeting				
AN ORDINANCE AMENDING THE 2022-2023 BUDGET TO REFLECT ADDITIONAL REVENUES AND EXPENDITURES				
WHEREAS , Louisiana Statute (R.S. 39:1310-1311) requires that the City amend its operating budgets when fund balance is being budgeted, and there is a 5% unfavorable variance in revenues and expenditures.				
NOW, THEREFORE BE IT RESOLVED , that the special funds budget be amended to reflect these additional revenues and expenditures as follows:				
		2022-2023	2022-2023	2022-2023
REVENUE	GENERAL FUND REVENUE	Original Budget	Adjustments	Revised Budget
001-0000-491-0100	TRANSFERS GENERAL FUND	2,000,000	208,500	2,208,500
GENERAL FUND REVENUE	TOTAL	2,000,000	208,500	2,208,500
		2022-2023	2022-2023	2022-2023
EXPENSES	GENERAL FUND EXPENSES	Original Budget	Adjustments	Revised Budget
001-5501-550-9002	CAPITAL ASSETS- MACHINERY & EQUIPMENT		122,000	122,000
001-5700-570-9002	CAPITAL ASSETS- MACHINERY & EQUIPMENT		86,500	86,500
				-
				-
GENERAL FUND EXPENSES	TOTAL	-	208,500	208,500
		2022-2023	2022-2023	2022-2023
REVENUE	UTILITY FUND REVENUE	Original Budget	Adjustments	Revised Budget
002-0000-491-0200		4,950,000	332,135	5,282,135
UTILITY FUND REVENUE	TOTAL	4,950,000	332,135	5,282,135
		2022-2023	2022-2023	2022-2023
EXPENSES	UTILITY FUND EXPENSES	Original Budget	Adjustments	Revised Budget

002-6100-610-9003	CAPTIAL ASSETS-VEHICLES	75,000	332,135	407,135
UTILITY FUND EXPENSES	TOTAL	75,000	332,135	407,135
THIS ORDINANCE was introduced on June 27, 2022 and published in the Natchitoches Times on _____.				
The above Ordinance having been duly advertised in accordance with law and public hearing had on same,				
was put to a vote by the Mayor and the vote was recorded as follows:				
AYES:				
NAYES:				
ABSENT:				
ABSTAIN:				
THEREUPON, Mayor Ronnie Williams declared the Ordinance _____ by a vote of _____ Ayes to _____				
Nays this _____ day of May, 2022.				

Ronnie Williams, Jr., MAYOR TEMPORE		Betty Smith, MAYOR PRO		

Finance Director Clarissa Brown-Smith explained Ordinance No. 040 of 2022.

The following Resolution was introduced by Mrs. Smith and Seconded by Mr. Nielsen as follows, to – wit:

RESOLUTION NO. 056 OF 2022

A RESOLUTION APPROVING A TEMPORARY SITE LICENSE WITH NEW CINGULAR WIRELESS PCS AND AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHEs, RONNIE WILLIAMS, JR., TO EXECUTE SAME ON BEHALF OF THE CITY OF NATCHITOCHEs, LOUISIANA

WHEREAS, the City of Natchitoches has negotiated a Temporary Site License (sometimes hereinafter “Agreement”) with New Cingular Wireless PCS, LLC (sometimes hereinafter “Cingular”), which will allow Cingular to temporarily locate communications transmitting and receiving equipment on property of the City of Natchitoches, Louisiana; and

WHEREAS FURTHER, the Agreement would provide for improved communications for citizens of and visitors to the City of Natchitoches during a period of increased tourism from October 15, 2022 through January 10, 2023; and

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that the Agreement will be beneficial to the citizens of the City of Natchitoches as well as visitors to the City as the increase in effective cellular communication will result in an increase safety of citizens and visitors as well as convenience to citizens and visitors; and

WHEREAS FURTHER, the City Council of the City of Natchitoches, Louisiana has reviewed and approved the attached Temporary Site License, has approved same and desires to authorize the Mayor, Ronnie Williams, Jr., to execute same; and

NOW THEREFORE be it resolved by the City Council of the City of Natchitoches, that the attached Temporary Site License is approved and that the Mayor of the City of Natchitoches, Ronnie Williams, Jr., is hereby authorized to execute the attached Temporary Site License.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

The following Resolution was introduced by Mrs. Elie and Seconded by Mr. Petite as follows, to – wit:

RESOLUTION NO. 057 OF 2022

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH BXS INSURANCE
FOR THE TRAVELERS INSURANCE GROUP CASUALTY PACKAGE INSURANCE
RENEWAL EFFECTIVE JUNE 30, 2022 THROUGH JUNE 30, 2023**

WHEREAS, the Insurance Committee has reviewed the proposals submitted for the General Liability, Employee Benefit Liability, Law Enforcement Liability, Public Entity Management Liability, Public Entity Employment-Related Practices Liability, Auto Liability, Auto Physical Damage, Umbrella and Crime Insurance for the City of Natchitoches and recommends the contract in the amount of \$483,992.00 be awarded to BXS Insurance, for the period June 30, 2022 through June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the Honorable Ronnie Williams, Jr., Mayor, is hereby authorized, empowered and directed to sign any and all documents necessary for the execution of this contract.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

Purchasing Director, Edd Lee explained Resolution No. 057 of 2022.

The following Resolution was introduced by Mr. Nielsen and Seconded by Mr. Petite as follows, to – wit:

RESOLUTION NO. 058 OF 2022

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE CITY OF NATCHITOCHEs AND WILLIAMS EQUIPMENT SERVICES, LLC, FOR FY 2021-22 PHASE 1 STREET REHABILITATION

(BID NO. 0641)

WHEREAS, the City of Natchitoches (CITY) awarded the bid to Williams Equipment Services, LLC (CONTRACTOR) on March 28, 2022 by Ordinance No. 014 of 2022 in the amount of **\$1,177,046.23** for FY 2021-22 Phase 1 Street Rehabilitation (Bid No. 0641); and

WHEREAS, on **May 23, 2022**, the City Council approved **Change Order No. 1** in the amount of **\$130,370.29** making the revised contact total **\$1,307,416.52**; and

WHEREAS, on June 21, 2022 CONTRACTOR issued **Change Order No. 2**, fully described in Attachment “A”; and

WHEREAS, the contract sum will be increased by this Change Order No. 2 in the amount of **\$17,719.73** and the revised contract total will be **\$1,325,136.25**; and

WHEREAS, the allotted Contract Time will be increase proportionally from One Hundred Ninety-Nine (199) Calendar Days to Two Hundred Two (202) Calendar Days; and

WHEREAS, the project Engineer, Nick Verret, has recommended this change order; and

WHEREAS, the CITY is of the opinion that Change Order No. 2 is in the best interest of the CITY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Natchitoches, in legal session convened, that the Honorable Ronnie Williams, Jr., Mayor, be and is hereby authorized, empowered and directed to execute the referenced Change Order No. 2 to the agreement between the City of Natchitoches and the contractor, Williams Equipment Services, LLC.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Elie, Nielsen, Smith, Harrington, Petite
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

The following Resolution was introduced by Mr. Petite and Seconded by Mrs. Smith as follows, to – wit:

RESOLUTION NO. 059 of 2022

A RESOLUTION OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA, PROVIDING FOR THE SUPPORT OF THE ECONOMIC DEVELOPMENT IN THE WESTERN AREAS OF THE CITY OF NATCHITOCHES IN COOPERATION WITH THE NATCHITOCHES INDUSTRIAL DEVELOPMENT BOARD, THE PROPOSED TEXAS STREET ECONOMIC DEVELOPMENT DISTRICT, OR SUCH OTHER SPECIAL DISTRICTS AS MAY BE CREATED BY THE CITY OF NATCHITOCHES FROM TIME TO TIME, SUBJECT TO THE APPROVAL OF THE GOVERNING AUTHORITIES OF ANY SUCH BOARDS OR DISTRICTS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Natchitoches (the “**City**”), pursuant to Section 1.05 of its Home Rule Charter (the “**Charter**”), approved by the charter commission of the City on July 7, 1975 and the voters at the election of November 1, 1975 and effective on January 1, 1976, has the right and authority to exercise any power and perform any function necessary, requisite or proper for the management of its affairs; and

WHEREAS, pursuant to Section 1.07 of the Charter, the City is authorized, as provided by state law, to enter into joint service agreements or cooperative efforts with other governmental agencies and political subdivisions, whether domiciled in Natchitoches Parish or other parishes, including but not limited to the parish governing body, other parish offices and agencies, the school board or any special governing district; and

WHEREAS, it is in the best interest of the City to promote economic development in the area in and around the intersection of Texas Street and Dixie Street, specifically by making the area more accessible to commercial entities; and

WHEREAS, it is the desire of the City Council of the City, acting as the governing authority thereof (the “**Governing Authority**”), that the Mayor of the City (the “**Mayor**”) take any and all steps necessary, at the Mayor’s discretion, to further economic development in the area in and around the intersection of Texas Street and Dixie Street, less and except any actions specifically requiring further authorization by this Governing Authority under the Charter.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Natchitoches in due, regular and legal session convened that all defined terms in the above recitals be incorporated in this resolution as if set forth herein.

BE IT FURTHER RESOLVED that it is the opinion of this Council that promoting economic development in the area in and around the intersection of Texas Street and Dixie Street (the “**Economic Development**”) is in the best interest and of the City and its citizens and adopting this resolution in support of such development is a proper function for this Council to take in the management of the affairs of the City.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, for and on behalf of the City of Natchitoches letters of support for said Economic Development for receipt by potential tenants and/or financial institutions having any interest in the Economic Development and the Mayor is further authorized to take any and all steps necessary, at his sole discretion, to advance the Economic Development, less and except any actions specifically requiring further authorization by this Governing Authority under the Charter.

BE IT FURTHER RESOLVED that it is the desire of this Council to adopt any future ordinances or resolutions necessary to advance any cooperative efforts brought before it by all interested parties it may legally enter into agreements with pursuant to the Charter, including but not limited to the Texas Street Economic Development District and/or the Natchitoches Industrial Development Board.

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

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

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES: Elie, Nielsen, Smith, Harrington, Petite
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

Community Development Director, Randy Lacaze, Mike Busada, and Henry Moffett spoke in reference to Ordinance No. 059 of 2022.

The following Resolution was introduced by Mrs. Smith and Seconded by Mr. Petite as follows, to –wit:

RESOLUTION NO. 060 OF 2022

A RESOLUTION APPOINTING THE CITY ATTORNEY AND ASSISTANT CITY ATTORNEYS FOR THE CITY OF NATCHITOCHES

BE IT RESOLVED that the City Council does hereby take cognizance that Mayor Ronnie Williams, Jr., has re-appointed Alex Washington as City Attorney for the City of Natchitoches, in accordance with Section 4.02 of the Home Rule Charter, and

BE IT FURTHER RESOLVED that the City Council does hereby authorize the re-appointments of five (5) Assistant City Attorneys, and upon the recommendation of the City Attorney and the Mayor, that Daniel T. Murchison, Jr., Cloyd Benjamin, Jr., Gary Conley, Jonathan Blake, and Steve Oxenhandler are hereby confirmed and approved as Assistant City Attorneys to serve in accordance with the provisions of Section 4.02C of the Home Rule Charter.

IT IS FURTHER RESOLVED that the City Council does hereby confirm the said re-appointments.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Elie, Nielsen, Smith, Harrington, Petite
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

Attorney Alex Washington spoke in reference to Resolution No. 060 of 2022.

The following Resolution was introduced by Mrs. Elie and Seconded by Mr. Petite as follows, to – wit:

RESOLUTION NO. 061 OF 2022

**A RESOLUTION APPOINTING MEMBERS TO THE CITY
PLANNING COMMISSION FOR THE CITY OF NATCHITOCHES**

WHEREAS, the Mayor of the City of Natchitoches has submitted the following names for appointment to the Natchitoches City Planning Commission to-wit:

- 1. Charles Whitehead, III**
- 2. Rev. Bobby Claiborne**
- 3. Michael D. Lewis**
- 4. Rickey McCalister**
- 5. Walter Johnson**
- 6. Isaac Lewis**
- 7. Ron Brown**
- 8. Anita Dubois**
- 9. Ethel Blake**

WHEREAS FURTHER, Section 24-17 of the Natchitoches Code of Ordinances provides that the members of the Commission shall serve at the pleasure of the Mayor, with consent of the Natchitoches City Council.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Natchitoches that they hereby acknowledge the appointment of the above individuals to the City Planning Commission and hereby approve and consent to same.

BE IT FURTHER RESOLVED, that the Commission shall have such powers and duties as are provided in R.S. 33:101, et seq.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Elie, Nielsen, Smith, Harrington, Petite
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Resolution passed by a vote of 5 Ayes to 0 Nays on this 27th day of June, 2022.

RONNIE WILLIAMS, JR., MAYOR

Shontrell Roque and Walter Johnson Sr. spoke in reference to Reference No. 061 of 2022.

