PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, AUGUST 8, 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, August 8, 2022 at 5:30 p.m.

There were present:

Mayor Ronnie Williams
Councilwoman At Large Betty Sawyer-Smith
Councilman Eddie Harrington
Councilman Dale Nielsen
Councilman Christopher Petite
Councilwoman Rosemary Elie

Guest: Mason McCart – 2022 National Beta Club President

Absent: None

Mayor Ronnie Williams called the meeting to order and welcomed everyone for coming. Mayor Williams led the invocation and Councilman Nielsen led the Pledge of Allegiance.

Mayor Williams then called for the reading and approval of the minutes for the July 25, 2022 meeting. Councilwoman At Large Smith moved that we dispense with the reading of the minutes and approval of same. Seconded by Councilwoman Elie.

A roll call vote was as follows:

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

Special recognition of Mason McCart – 2022 National Beta Club President.

The following Ordinance was Introduced by Mrs. Elie as follows, to-wit:

ORDINANCE NO. 048 OF 2022

AN ORDINANCE AMENDING ORDINANCE NO. 64 OF 2001 BY CHANGING ZONING CLASSIFICATION OF PROPERTY DESCRIBED AS FOLLOWS:

Lot 10 of Peoples Subdivision, Less The West 111.3 Feet As Shown On Plat In Conveyance Book 419, Page 358.

(1230 Washington Street)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **August 2, 2022** that the application of Reginald Smith to rezone the property described above from B-3 Commercial to B-3 Commercial with additional B-A zoning for high and low alcohol consumption on premises, be **APPROVED**.

THIS ORDINANCE was introduced on August 8, 2022 and published in the *Natchitoches Times* on August 11, 2022.

Reginald Smith Jr., Manager of Crabs in a Bucket spoke in reference to Ordinance No. 048 of 2022.

A Motion was made to take Ordinance No. 042 of 2022, from table by Councilwoman At Large Smith, seconded by Councilman Petite.

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 8th day of August, 2022.

RONNIE WILLIAMS, JR., MAYOR	**BETTY SMITH, MAYOR PRO TEMPORE**

The following bond ordinance (the "**Bond Ordinance**"), having previously introduced on July 11, 2022 and a public hearing having been held thereon on August 8, 2022 was offered by Mr. Nielsen and seconded by Mr. Petite:

ORDINANCE NO. 042 of 2022

A BOND ORDINANCE AUTHORIZING THE ISSUANCE OF REVENUE BONDS, SERIES 2022, OF THE CITY OF NATCHITOCHES, PARISH OF NATCHITOCHES, STATE OF LOUISIANA; PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE RIGHTS OF THE OWNERS THEREOF; AWARDING THE SALE OF THE BONDS TO THE LENDER THEREOF; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Natchitoches, Parish of Natchitoches, State of Louisiana (the "**City**" or "**Issuer**") is a political subdivision of the State of Louisiana (the "**State**") created and existing pursuant to the Constitution and laws of the State; and

WHEREAS, pursuant to the provisions of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and applicable provisions of the Louisiana Consolidated Local Government Public Finance Act, Sub-Part A, Part II, Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (together the "**Act**") and other constitutional and statutory authority, this City Council, acting as the governing authority (the "**Governing Authority**") of the Issuer, desires to issue Two Million Dollars ($2,000,000) Revenue Bonds, Series 2022 (the "**Bonds**"), to be secured by and payable solely from the Revenues (as herein defined); and

WHEREAS, Bonds are being issued for the purposes of providing funding for: (i) the extension and improvement of immovable property, including its component parts, improvements, and ancillary other constructions permanently attached to the ground, commonly referred to as the "Texas and Pacific Railway Depot," a work of public improvement owned by the City; and (ii) paying the costs of issuance of the Bonds (together, the "**Project**"); and

WHEREAS, it is the desire of the Governing Authority to pledge the Revenues to the payment of Debt Service on the Bonds; and

WHEREAS, it is the desire of the Governing Authority, pursuant to this Bond Ordinance, to provide for the definitive authorization, issuance and sale of the Bonds in the principal amounts herein, to fix the details necessary with respect to the issuance of the Bonds, to provide for the awarding of the Bonds to the purchaser thereof and to provide for other matters in connection therewith.

NOW THEREFORE, BE IT ORDAINED by the Governing Authority of the Issuer, that:

ARTICLE I

DEFINITIONS

SECTION 1.1. **Definitions**. As used herein, the terms used herein shall have the meanings ascribed to such terms as set forth in **Exhibit "A"** attached hereto, unless the context otherwise requires.

SECTION 1.2. Interpretation. In this Bond Ordinance, unless the context otherwise requires:

(a) Articles, sections and paragraphs referred to by number shall mean the corresponding Articles, sections and paragraphs of this Bond Ordinance.

(b) Words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders. Words importing the singular number shall include the plural number and vice versa, and words importing persons shall include firms, associations, partnerships (including limited partnerships), trusts, corporations, or other legal entities, including public bodies, as well as natural persons.

(c) The terms "hereby", "hereof", "hereto", "herein", "hereunder", and any similar terms, as used in this Bond Ordinance refer to this Bond Ordinance or sections or paragraphs of this Bond Ordinance and the term "hereafter" means any date after the date of adoption of this Bond Ordinance.

SECTION 1.3. **Limitation of Liability.** THE BONDS ARE LIMITED AND SPECIAL OBLIGATIONS OF THE ISSUER, AND DO NOT CONSTITUTE OR CREATE AN OBLIGATION, GENERAL OR SPECIAL, DEBT, LIABILITY OR MORAL OBLIGATION OF THE STATE, THE PARISH, OR ANY POLITICAL SUBDIVISION THEREOF WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY PROVISIONS WHATSOEVER AND NEITHER THE FAITH OR CREDIT NOR THE TAXING POWER OF THE STATE, THE PARISH OR ANY POLITICAL SUBDIVISION THEREOF IS PLEDGED TO THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, OR INTEREST ON THE BONDS. THE BONDS ARE LIMITED AND SPECIAL REVENUE OBLIGATIONS OF THE ISSUER PAYABLE SOLELY FROM THE REVENUES PURSUANT TO THIS BOND ORDINANCE.

SECTION 1.4. Remedies. Nothing expressed or implied in this Bond Ordinance is intended or shall be construed to confer upon or to give any Person, other than the Issuer, and the Owners of the Bonds, any right, remedy or claim under or by reason of this Bond Ordinance or any covenant, agreement, condition or stipulation hereof.

ARTICLE II

AUTHORIZATION AND ISSUANCE

SECTION 2.1. Authorization of Bonds/Purpose. (a) In compliance with and under the authority of the Act, and other constitutional and statutory authority; and pursuant to this Bond Ordinance, there is hereby authorized the incurring of an indebtedness of Two Million Dollars ($2,000,000) Revenue Bonds, Series 2022 (the "**Bonds**"), for, on behalf of and the name of the Issuer, for the purposes of the Project, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of the Bonds.

(b) The Bonds are being issued for purposes of the Project.

SECTION 2.2. Bond Ordinance a Contract. In consideration of the purchase and acceptance of the Bonds by the Lender, the provisions of this Bond Ordinance shall be a part of the contract of the Issuer with the Lender and shall be deemed to be and shall constitute a contract between the Issuer and the Lender or the Owners from time to time of the Bonds. The provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the Owners of any and all of the Bonds, each of which Bonds, regardless of the time or times of its issue or maturity, shall be of equal rank without preference, priority or distinction over any other thereof except as expressly provided in this Bond Ordinance.

SECTION 2.3. Pledge of Revenues. The Bonds shall be secured by and payable in principal, premium, if any, and interest solely from an irrevocable pledge and dedication of the unencumbered funds, income, revenue, fees, receipt and/or charges of any nature and from any source whatsoever on deposit with or accruing from time to time to the Issuer and deposited into to the General Fund (including transfer to the General Fund from the Sales Tax Fund) of the City, provided that no such funds, income, revenue, fees, receipts or charges shall be so included in this definition which have been or are legally dedicated and required for purposes inconsistent with the Project by the electorate, by the terms of specific grants, by the terms of particular obligation issued or by operation of law (the "**Revenues**"). The Revenues are hereby irrevocably and irrepealably pledged and dedicated in an amount sufficient for the payment of the Bonds in principal, premium, if any, and interest as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Ordinance. All of Revenues

shall be set aside in a separate fund, as provided in Section 4.1(c) of this Bond Ordinance and shall be and remain pledged for the security and payment of the Bonds in principal, premium if any, and interest and for all other payments provided for in this Bond Ordinance until the Bonds shall have been fully paid and discharged.

The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the Revenues having priority over, or parity with, the Bonds, except in accordance with Section 9.1 of this Bond Ordinance.

SECTION 2.4. **Form of Bonds**. The Bonds shall be in substantially the form set forth in **Exhibit "B"** hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act, this Bond Ordinance or as deemed necessary upon advice of Bond Counsel.

SECTION 2.5. **Denominations, Dates, Maturities and Interest**. The Bonds shall initially be issued in the form of a single term bond numbered TR-1 in minimum denominations of $1,000 principal amount or any integral multiple thereof and shall be dated the date of delivery thereof, shall bear interest from date thereof on the basis of twelve (12) thirty day months (30/360) from the closing date or the most recent Payment Date to which interest has been paid or duly provided for, payable on February 1, 2023, and annually thereafter on February 1 and August 1 of each year. The Bonds shall be issued initially in the form of one (1) Term Bond in the full principal amount at the interest rate per annum as follows:

Par Amount	Interest Rate	Maturity
$2,000,000	4.500%	August 1, 2047

SECTION 2.6. **Acceptance of Offer/Award of Bonds**. The sale of the Bonds to Lender pursuant to the terms set forth in this Bond Ordinance are hereby in all respects approved, ratified and confirmed and after their execution, the Bonds shall be delivered to the Lender, upon receipt by the Issuer of the agreed purchase price. Each Authorized Representative, individually or collectively, is hereby empowered, authorized and directed to execute and deliver or cause to be executed and delivered all documents required to be executed on behalf of the Issuer or deemed by, either, in their sole discretion, necessary or advisable to implement this Bond Ordinance or facilitate the sale of the Bonds.

ARTICLE III

GENERAL TERMS AND PROVISIONS OF THE BONDS

SECTION 3.1 **Registration, Transfer and Exchange of Bonds.** The Issuer shall cause the Bond Register to be kept by the City Clerk at the Issuer's principal offices and the City Clerk is hereby constituted and appointed the registrar for the Bonds. The Bonds may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. A Bond may be assigned by the execution of an assignment form on the Bonds or by other instruments of transfer and assignment acceptable to the Registrar. A new Bond or Bonds will be delivered by the Registrar to the last assignee (the new registered Owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or Bonds shall be minimum denominations of $100,000 and increments of $5,000 thereafter for any one maturity, or any integral multiple thereof within a single maturity. The Registrar shall not be required to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Payment Date immediately following such Record Date.

SECTION 3.2. **Registration by Registrar.** 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 "B"** hereto shall have been duly executed on behalf of the Registrar by a duly authorized signatory, and such executed certificate of the Registrar upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Bond Ordinance.

SECTION 3.3. **Recital of Regularity.** The Issuer, having investigated the regularity of the proceedings had in connection with this issue of Bonds, and having determined the same to be regular, the Bonds shall contain the following recital, to-wit:

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

SECTION 3.4. **Execution of Bonds.** The Bonds shall be executed in the name and on behalf of the Issuer by the manual, facsimile or electronic signature of the Mayor and by the manual, facsimile or electronic signature of the City Clerk of the Issuer. In case any one or more of the officers who shall have signed any of the Bonds shall cease to be such officer before the Bonds so signed shall have been actually delivered such Bonds may, nevertheless, be delivered as herein provided, and may be issued as if the person who signed 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 or electronic signatures appearing on the Bonds or any legal opinion certificate thereon, and the Issuer may adopt and use for that purpose the facsimile or electronic 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 3.5. **Mutilated, Destroyed, Lost or Stolen Bonds.** If any mutilated Bond is surrendered to the Issuer and the Issuer receives evidence to their satisfaction of the destruction, loss, or theft of any Bond, and there is delivered to the Issuer such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer that such Bond has been acquired by a bona fide underwriter, the Issuer shall execute and upon its request the Registrar shall register and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same maturity and of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or stolen Bond has become or is about to become due and payable, the Issuer in its discretion may, instead of issuing a new Bond, pay such Bond. Upon the issuance of any new Bond under this Section, the Issuer may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses connected therewith. Every new Bond issued pursuant to this Section in lieu of any mutilated, destroyed, lost, or stolen Bond shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost, or stolen Bond shall be at any time enforceable by anyone, and shall be entitled to all the benefits of this Bond Ordinance equally and ratably with all other outstanding bonds. The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement and payment of mutilated, destroyed, lost or stolen Bonds.

SECTION 3.6. **Cancellation of Bonds**. All Bonds paid or redeemed either at or before maturity together with all Bonds purchased by the Issuer, shall thereupon be promptly canceled by the Registrar. The Registrar shall upon request promptly furnish to the Issuer an appropriate certificate of cancellation.

SECTION 3.7. **Restrictions on Transfer**. Registered Owner of this Bond shall have the right at any time to assign, transfer or convey this Bond or any interest therein or portion thereof, but no such assignment, transfer or conveyance shall be effective as against the Issuer unless and until such registered owner has delivered to the Issuer written notice thereof that discloses the name and address of the assignee and such assignment. Transfer or conveyance shall be made only to (i) an investment company registered under the Investment Company Act of 1940; (ii) a bank, as defined in Section 3(a)(2) of the Securities Act of 1933, as amended (the "**1933 Act**"), whether acting in its individual or fiduciary capacity; (iii) an insurance company, as defined in Section 2(13) of the 1933 Act; (iv) a "qualified institutional buyer" as defined in Rule 144A promulgated under the 1933 Act; (v) a securitization Special Purpose Vehicle ("**SPV**"), the interests in which SPV are sold to the institutional investors described above in this paragraph; or (vi) an "accredited investor" as such term is defined in Regulation D of the 1933 Act. Nothing herein shall limit the right of the registered owner or its assignees to sell or assign participation interests in this Bond to one or more entities listed in (i) through (vi).

ARTICLE IV

CREATION OF FUNDS / APPLICATION OF BOND PROCEEDS

SECTION 4.1. **Funds and Accounts**. The Issuer hereby establishes the following funds and accounts with respect to the Bonds:

(a) The Series 2022 Bond Proceeds Fund (the "**Bond Proceeds Fund**") to be established and maintained with the Lender and will also be utilized to pay Costs of Issuance;

(b) The Series 2022 Project Fund (the "**Project Fund**") to be established by the Issuer and maintained in a separate and special account with the Fiscal Agent Bank; and

(c) The General Fund (the "**General Fund**") previously established by the Issuer and maintained in a separate and special bank account with the Fiscal Agent Bank.

Additional accounts may be created if deemed necessary by Bond Counsel and the Municipal Advisor.

SECTION 4.2. **Application of Bond Proceeds**.

(a) There shall be deposited in the Bond Proceeds Fund the Bond Proceeds, in the amount of Two Million Dollars ($2,000,000). The Issuer shall retain in the Bond Proceeds Fund (i) an amount sufficient to pay Costs of Issuance with respect to the Bonds; and (ii) transfer amounts to the Project Fund to pay for costs of the Project, and to reimburse the Issuer for amount previously spent for the Project. The amounts deposited in the Project Fund from the Bond Proceeds Fund shall be designated in the Closing Memorandum.

(b) The Issuer shall pay Costs of Issuance in the manner and amounts set forth in the Closing Memorandum.

Any funds remaining in the Bond Proceeds Fund one hundred eighty (180) days after the closing of the issuance of the Bonds shall be transferred to the Project Fund and applied as stated herein.

All such deposits shall be made in accordance with the Closing Memorandum.

ARTICLE V

SECURITY FOR THE BONDS/

MAINTENANCE OF FUNDS AND ACCOUNTS

SECTION 5.1. Security for the Bonds.

(a) The Bonds are secured by and payable as to principal, premium, if any, and interest solely from the Revenues, until the Bonds have been fully paid.

(b) Payment of principal of and interest on the Bonds will be paid from the Revenues in accordance with the terms set forth in the Bonds herein.

(c) The Issuer hereby unconditionally pledges the Revenues to the full and prompt payment of principal of and interest on the Bonds.

(d) At the closing of the issuance of the Bonds, the lien of the Revenues will be perfected, preserved and fully protects the security of the Bond Holders in the Revenues. The Issuer covenants that it will do, execute, acknowledge and deliver or cause to be done, executed, acknowledged and delivered such further acts, instruments and transfers as may be required for securing, assuring, continuing, transferring, conveying, pledging, assigning and confirming unto the Bond Holders or any trustee for the Bond Holders, the Revenues and any other collateral pledged to the payment of the principal of, premium, if any, and interest on the Bonds.

SECTION 5.2. Flow of Funds.

(a) All Revenues shall continue to be deposited daily as the same may be collected to the credit of the Issuer, in the General Fund (including transfers to the General Fund from the Sales Tax Fund). Revenues in the General Fund shall be used to pay promptly and fully the principal of and the interest on the Bonds, as it becomes due and payable, on each Payment Date. On or before each Payment Date monies representing Revenues in the General Fund shall be transferred to the Lender for payment of interest and principal on the Bonds. The deposits in the General Fund representing Revenues shall be held in pledge and trust as security for the payment of principal and interest on the Bonds.

(b) Any Revenues remaining in the General Fund that are not required to make the required payments as set forth in (a) hereof may be used by the Issuer for the purposes of: (i) retiring any Bonds in advance of their maturities, either by purchase of Bonds then outstanding at prices not greater than the then applicable redemption prices of said Bonds or by retiring such Bonds at the prices and in the manner set forth in the resolutions providing for the issuance of such bonds; and/or (ii) any other lawful purposes.

SECTION 5.3. Project Fund. Bond Proceeds, net of Costs of Issuance, shall be deposited in the Project Fund in accordance with the Closing Memorandum for the purposes of the Project.

Monies in the Project Fund shall be disbursed to the Issuer for the payment of all costs incurred in connection with the Projects pursuant to requisitions in substantially the form of **Exhibit "D"** hereto.

All or any part of the moneys in the Project Fund shall, at the written request of the Issuer, be invested in Permitted Investments in accordance with the provisions of the laws of the State, in which event all income derived from such investments shall be added to the Project Fund.

Upon certification by the Issuer that all costs incurred in connection with the Project and Costs of Issuance have been paid, any balance remaining in the Project Fund shall be disbursed to the Issuer and the Project Fund shall be closed.

SECTION 5.4. Investment of Funds. All or any part of the moneys in any of the aforesaid funds and accounts shall, at the written request of the Issuer, be invested in Permitted Investments. 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 maintained.

Investments on deposit in all funds and accounts shall be valued at market value at least monthly. No forward delivery agreements, hedge, purchase and resale agreements or par-put agreements may be used with respect to the investment of any fund or account with respect to the trust estate pledged to the Bonds without the prior written request.

All investments and earning thereon shall at all times be subject to the terms, provisions and agreements set forth in the Tax Certificate.

SECTION 5.5. **Funds to Constitute Trust Funds**. The Bond Fund, Project Fund, and General Fund (to the extent of the Revenues) provided for in Section 4.1 hereof shall all be and constitute trust funds for the purposes provided in this Bond Ordinance, and Bonds issued pursuant to this Bond Ordinance shall be and they are hereby granted a lien on all such funds until applied in the manner provided herein. The moneys in such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds in the manner required by the laws of the State. The Mayor and City Clerk of the Issuer are hereby authorized and directed to execute any instrument necessary to effect this Section.

ARTICLE VI

REDEMPTION OF BONDS

SECTION 6.1. **Optional Redemption**. The Bonds are subject to redemption at par (100%) at the option of the Issuer on or after August 1, 2023, in the order directed by the Issuer. In the event there are excess Revenues available after the Issuer makes the payments set forth in Section 5.2(a) above (the "**Excess Revenues**"), the Issuer may elect to apply some or all of those Excess Revenues in prepayment of the Bonds. In the event of any such prepayment the amortization schedule shall be modified and amended accordingly.

SECTION 6.2. **Scheduled Amortized Redemption**. The Bonds are subject to scheduled amortized redemption prior to maturity in the principal amounts and dates set forth in the Debt Service Schedule attached to the form of the Bonds.

SECTION 6.3. **Notice of Redemption of Bonds**. In the event any of the Bonds are called for optional redemption, the Registrar shall give notice, in the name of the Issuer, of the redemption of such Bonds, which notice shall (i) specify the Bonds to be redeemed, the redemption date, the redemption price, and the place or places where amounts due upon such redemption will be payable (which shall be the principal office of the Issuer) and, if less than all of the Bonds are to be redeemed, the numbers of the Bonds, so to be redeemed, (ii) state any condition to such redemption, and (iii) state that on the redemption date, and upon the satisfaction of any such condition, the Bonds to be redeemed shall cease to bear interest. Such notice may set forth any additional information relating to such redemption. Such notice shall be given by mail, postage prepaid, at least five (5) Business Days prior to the date fixed for redemption to each Owner of the Bonds to be redeemed at its address shown on the Bond Register kept by the Registrar; provided, however, that failure to give such notice to any Bond Holder or any defect in such notice shall not affect the validity of the proceedings for the redemption of any of the other Bonds.

ARTICLE VII

ISSUER COVENANTS

SECTION 7.1. **Payment of Bonds**. The Issuer shall duly and punctually pay or cause to be paid as herein provided, the principal, premium, if any, and interest thereon, at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof.

SECTION 7.2. **Tax Covenants**. To the extent permitted by the laws of the State, the Issuer will comply with the requirements of the Code to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer shall not take any action or fail to take any action, nor shall it permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly to acquire any securities or obligations the acquisition of which, would cause any Bond to be an "arbitrage bond" as defined in the Code or would result in the inclusion of the interest on any Bond in "gross income" under the Code, including without limitation, the failure to comply with the limitation on investment of the proceeds of the Bonds, the payment of any required rebate of arbitrage earnings to the United States of America, or the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds" under the Code.

SECTION 7.3. **Accounting Requirements.** So long as any of the Bonds are outstanding and unpaid in principal, premium, if any, or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the Project and shall cause the same to be performed relative to the application of amounts deposited in each fund established or maintained hereunder.

SECTION 7.4. **Audit / Reporting Requirements.** The Issuer shall cause an audit of its financial statements to be made by an independent firm of certified public accountants in accordance with the requirements of Chapter 8 of Title 24 of the Louisiana Revised Statutes of 1950, as amended. Such audit shall be provided to the Lender or any subsequent Owners of any of the Bonds not later than two hundred ten days (210) days after the close of each Fiscal Year, commencing with the Fiscal Year ended May 31, 2022. The Issuer shall also provide the Lender with written notice of events effecting a material change in its financial statements or the Revenues. The Issuer further agrees that the Lender and any subsequent Owners of any of the Bonds shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to its operations, and the Revenues.

ARTICLE VIII

SUPPLEMENTAL ORDINANCES

SECTION 8.1. **Supplemental Ordinances Effective Without Consent of Bondholders.** For any one or more of the following purposes and at any time from time to time, a resolution supplemental

hereto may be adopted, without any consent of the Owners, shall be fully effective in accordance with its terms:

(a) to add to the covenants and agreements of the Issuer in this Bond Ordinance other covenants and agreements to be observed by the Issuer which are not contrary to or inconsistent with this Bond Ordinance as theretofore in effect;

(c) to add to the limitations and restrictions in this Bond Ordinance other limitations and restrictions to be observed by the Issuer which are not contrary to or inconsistent with this Bond Ordinance as theretofore in effect;

(c) to surrender any right, power or privilege reserved to or conferred upon the Issuer by the terms of this Bond Ordinance, but only if the surrender of such right, power or privilege is not contrary to or inconsistent with the covenants and agreements of the Issuer contained in this Bond Ordinance;

(d) to cure any ambiguity, supply any omission, or cure or correct any defect or inconsistent provision of this Bond Ordinance, or to insert such provisions clarifying matters or questions arising under this Bond Ordinance as are necessary or desirable and are not contrary to or inconsistent with this Bond Ordinance as theretofore in effect.

SECTION 8.2. **Supplemental Ordinances Effective With Consent of Owners**. Except as provided in Section 8.1, any modification or amendment of this Bond Ordinance or of the rights and obligations of the Issuer and of the Owners hereunder, in any particular, may be made by a supplemental ordinance, with the written consent of the Owners of a majority of the outstanding principal amount of the Bonds at the time such consent is given. No such modification or amendment shall permit a change in the terms of redemption or maturity of the principal of any outstanding Bond, or of any installment of principal or interest thereon or a reduction in the principal amount or the redemption price thereof, or in the rate of interest thereon, without the consent of the Owner of such Bond. No such amendment or modification or shall reduce the percentages of Bonds the consent of the Owners of which is required to effect any such modification or amendment, or change the obligation of the Issuer to levy the Tax for the payment of the Bonds as provided herein, without the consent of the Owners of all of the Bonds then outstanding. For the purposes of this section, no Bonds shall be deemed to be affected by a modification or amendment of this Bond Ordinance if the same adversely affects or diminishes the rights of the Owners of said Bonds.

ARTICLE IX

ADDITIONAL PARITY OBLIGATIONS

SECTION 9.1. **Issuance of Refunding Bonds and Additional Parity Obligations.** The Bonds shall enjoy complete parity of lien on the Revenues 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 kind or nature payable from or enjoying a lien on the Revenues having priority over or parity with the Bonds, except under the following conditions:

(a) The Bonds or any part thereof, including interest and redemption premiums thereon, may be refunded and the 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 that may have been enjoyed by the Bonds refunded, provided, however, that if only a portion of 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 Fiscal Year to any of the Bonds refunded thereby, then such Bonds may not be refunded unless the requirements of Section 9.1(b) have been met.

(b) Additional Parity Obligations, including any other *pari passu* additional bonds as may at any later date be authorized by the Issuer or otherwise, may also be issued, and such Additional Parity Obligations shall be on a parity with the Bonds herein authorized if all of the following conditions are met:

(i) The Revenues for the Fiscal Year immediately preceding the proposed issuance of the Additional Parity Obligations must have been not less than one and twenty-five hundredths (1.25) times the highest combined principal and interest requirements for any succeeding Fiscal Year period on all the Bonds, including any Additional Parity Obligations theretofore issued and then outstanding, and any other bonds or other obligations whatsoever then outstanding which are payable from the Revenues (but not including bonds which have been refunded or provision otherwise made for their full payment and redemption) and on all the Additional Parity Obligations so proposed to be issued;

(ii) The payments to be made into the various funds as described hereinafter must be current;

(iii) The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to in writing by an Authorized Representative of the Issuer; and

(iv) The Additional Parity Obligations so proposed to be issued must be payable as to principal on November 1 of each year in which principal falls due, beginning not later than two (2) years from the date of issuance of said Additional Parity Obligations and payable as to interest on February 1 and March 1 of each year.

ARTICLE X

EVENTS OF DEFAULT

SECTION 10.1. Events of Default/Remedies. The occurrence of one or more of the following events shall be an Event of Default under this Bond Ordinance and under the Bonds:

(a) if default shall be made in the due and punctual payment of the principal of any Bond when and as the same shall become due and payable, whether at maturity or otherwise; or

(b) if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or

(c) if default shall be made by the Issuer in the performance or observance of any other of the covenants, agreements or conditions on its part in this Bond Ordinance, any supplemental resolution or in the Bonds contained and such default shall continue for a period of thirty (30) days after written notice thereof to the Issuer by the Owners of not less than 25% of the Bond's outstanding; or

(d) if the Issuer shall file a petition or otherwise seek relief under any federal or State bankruptcy law or similar law.

Upon the happening and continuance of any Event of Default, the Owners of the Bonds shall be entitled to exercise all rights and powers for which provision is made in the Act or in any provision of applicable law.

ARTICLE XI

RESERVED

ARTICLE XII

MISCELLANEOUS

SECTION 12.1. Discharge of Bond Ordinance. If the Issuer shall pay or cause to be paid, or there shall be paid to the Owner(s) of all outstanding Bonds, the principal (and redemption price) of and interest on the Bonds, at the times and in the manner stipulated in this Bond Ordinance, then the pledge of the Revenues or any other money, securities, and funds pledged under this Bond Ordinance and all covenants, agreements, and other obligations of the Issuer to the Lender of Bonds shall thereupon cease, terminate, and become void and be discharged and satisfied, and the Lender shall pay over or deliver all money held by it under this Bond Ordinance to the Issuer.

SECTION 12.2. Defeasance.

(a) If the Issuer shall pay or cause to be paid to the Owners of all Bonds then outstanding, the principal and interest and Redemption Price, if any, to become due thereon, at the times and in the manner stipulated therein and in this Bond Ordinance, then the covenants, agreements and other obligations of the Issuer to the Bondholders shall be discharged and satisfied. In such event the Lender 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 Lender shall pay over or deliver to the Issuer all moneys, securities and funds held by them pursuant to this Bond Ordinance which are not required for the payment or redemption of Bonds not theretofore surrendered for such payment or redemption.

(b) Bonds of which Defeasance Obligations shall have been set aside and shall be held in trust by the Lender or an escrow agent (through deposit by the Issuer of funds for such payment or redemption or otherwise) shall be deemed to have been paid within the meaning and with the effect expressed in paragraph (a) of this Section. Any Bond shall, prior to maturity or the redemption date thereof; be deemed to have been paid within the meaning and with the effect expressed in paragraph (a) of this Section if (i) in case of redemption on any date prior to its maturity, the Issuer shall have given to the Lender in form satisfactory to it irrevocable instructions to give notice of redemption as provided in Article VI of this Bond Ordinance, (ii) there shall have been deposited with the Lender or an escrow agent Defeasance Obligations, in the amounts and having such terms as are necessary to provide moneys (whether as principal or interest) in an amount sufficient to pay when due the principal or applicable redemption price thereof together with all accrued interest and (iii) the adequacy of the Defeasance Obligations so deposited to pay when due the principal or applicable redemption price and all accrued interest shall have been verified by an independent certified public accountant. Neither Defeasance Obligations deposited with the Lender pursuant to this Section 12.2 nor principal or interest payments on any such securities shall be withdrawn or used for any purpose

other than, and shall be held in trust for, the payment of the principal or redemption price, if applicable, and interest on said Bonds; provided that any cash received from such principal or interest payments on such Defeasance Obligations deposited with the Lender shall, if permitted by the Code, and to the extent practicable, be reinvested in Defeasance Obligations maturing at times and in amounts sufficient to pay when due the principal or redemption price, if applicable, and interest to become due on said Bonds on and prior to such redemption date or maturity date thereof as the case may be.

SECTION 12.3. Effect of Registration. The Issuer, the Registrar, and any agent of either of them may treat the Owner in whose name any Bond is registered as the Owner of such Bond for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes whatsoever, and to the extent permitted by law, neither the Issuer, nor any agent of either of them shall be affected by notice to the contrary.

SECTION 12.4. Notices to Bondholders. Any notices or other communications required or permitted to be given to the Bondholders pursuant to this Bond Ordinance shall be mailed by first class mail in a sealed envelope, postage prepaid, addressed to each such Bondholder as his address last appears on the Bond Register. In case, by reason of the suspension of or irregularities in regular mail service, it shall be impractical to mail notice to the Bondholders of any event when such notice is required to be given pursuant to any provision of this Bond Ordinance, then any manner of giving such notice as shall be satisfactory to the Issuer shall be deemed to be sufficient giving of such notice. Any notice herein required may be omitted if the owners of all the Bonds entitled to such notice give to the Issuer a written waiver of such notice.

SECTION 12.5. Evidence of Signatures of Bondholders and Ownership of Bonds.

(a) Any requests, consents, revocation of consent or other instrument which the Bond Ordinance may require or permit to be signed and executed by the Owners may be in one or more instruments of similar tenor and shall be signed or executed by such Owners in person or by their attorneys-in-fact appointed in writing. Proof of (i) the execution of any such instrument, or of an instrument appointing any such attorney, or (ii) the ownership by any person of the Bonds shall be sufficient for any purpose of the Bond Ordinance (except as otherwise therein expressly provided) if made in the following manner, or in any other manner satisfactory to the Issuer, which may nevertheless in its discretion require further or other proof in cases where it deems the same desirable:

(A) the fact and date of the execution by any Owner or his attorney-in-fact of such instrument may be proved by the certificate, which need not be acknowledged or verified, of an officer of a bank or trust company or of any notary public or other officer authorized to take acknowledgments of deeds, that the person signing such request or other instrument acknowledged to him the execution thereof, or by an affidavit of a witness of such execution, duly sworn to before such notary public or other officer. Where such execution is by an officer of a corporation or association or a member of a partnership, on behalf of such corporation, association or partnership, such certificate or affidavit shall also constitute sufficient proof of his authority;

(B) the ownership of Bonds and the amount, numbers and other identification, and date of owning the same shall be proved by the registration books.

(b) Any request or consent by the Owner of any Bond shall bind all future Owners of such Bond in respect of anything done or suffered to be done by the Issuer in accordance therewith.

SECTION 12.6. **Moneys Held for Particular Bonds**. The amounts held by the Fiscal Agent Bank for the payment due on any date with respect to particular Bonds shall, on and after such date and pending such payment, be set aside on its books and held in trust by it, without liability for interest, for the Owners of the Bonds entitled thereto.

SECTION 12.7. **Parties Interested Herein**. Nothing in this Bond Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Issuer, and the Owners 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, and the Owners of the Bonds.

SECTION 12.8. **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.

SECTION 12.9. **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.

SECTION 12.10. Bonds are "Bank-Qualified". The Bonds **are** designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

SECTION 12.11. Role of Lender. The Lender and its representatives are not registered municipal advisors and do not provide advice to municipal entities or obligated persons with respect to municipal financial products or the issuance of municipal securities (including regarding the structure, timing, terms and similar matters concerning municipal financial products or municipal securities issuances) or engage in the solicitation of municipal entities or obligated persons for the provision by non-affiliated persons of municipal advisory services and/or investment advisory services. With respect to the Lender Letter and any other information, materials or communications provided by the Lender: (a) the Lender and its representatives are not recommending an action to any municipal entity or obligated person; (b) the Lender and its representatives are not acting as an advisor to any municipal entity or obligated person and do not owe a fiduciary duty pursuant to Section 15B of the Securities Exchange Act of 1934 to any municipal entity or obligated person with respect to this Lender Letter, information, materials or communications; (c) the Lender and its representatives are acting for their own interests; and (d) the Issuer has been informed that the Issuer should discuss the Lender Letter and any such other information, materials or communications with any and all internal and external advisors and experts that the Issuer deems appropriate.

SECTION 12.12. Privately Negotiated Loan. The Issuer acknowledges and agrees that the Lender is purchasing the Bonds as evidence of a privately negotiated loan and in that connection the Bond shall not be (i) assigned a separate rating by any municipal securities rating agency, (ii) registered with The Depository Trust Company or any other securities depository, (iii) issued pursuant to any type of offering document or official statement or (iv) assigned a CUSIP number by Standard & Poor's CUSIP Service. At closing, the Lender will provide the Lender Letter prior to delivery of the Bonds. In the event that SEC Rule 15(c) 2-12 requires information regarding the Bonds to be reported to EMMA, the Lender reserves the right to review the submission and request that it be redacted in any manner deemed appropriate; provided however, that notwithstanding the foregoing nothing shall prevent the Issuer from complying with its continuing disclosure obligations pursuant to applicable law.

SECTION 12.13. Lender Requested Changes. Any changes requested by the Lender to the terms of the Bonds shall be incorporated in this Bond Ordinance as if set forth in their entirety herein.

SECTION 12.14. Waiver of Jury Trial. Each of the Issuer and the Lender hereby waive any and all right to a trial by jury in any proceeding to review actions by the Issuer as a municipal body under Louisiana Code of Civil Procedure Article 1732(5) and other constitutional and statutory authority, including matters with respect to any controversy or claim between the Issuer and the Lender, whether arising in contract

or tort or by statute, including but not limited to any controversy or claim that arises out of or relates to this Bond Ordinance, the Bonds or any related document.

SECTION 12.15. US Patriot Act. The Issuer represents and warrants to the Lender that neither it nor any of its principals, shareholders, members, partners or affiliates, as applicable, is a Person named as a Specially Designated National and Blocked Person (as defined in Presidential Executive Order 13224) and that it is not acting, directly or indirectly, for or on behalf of such Person. The Issuer further represents and warrants to the Lender that the Issuer is not directly or indirectly, engaged in, nor facilitating, the transactions contemplated by this transaction on behalf of any Person named as a Specially Designated National and Blocked Person.

SECTION 12.16 Electronic Signatures. This Governing Authority consents and agrees to the execution of documents by electronic signature in accordance with the Louisiana Uniform Electronic Transactions Act (La. R.S. 9:2601, et. seq.), and electronically executed documents are deemed binding and legal on all parties to the extent allowed by the provisions of that act.

SECTION 12.17. Publication of this Bond Ordinance. A copy of this Bond Ordinance shall be published immediately after its adoption in one issue of the official journal of the Issuer, as soon as possible after its adoption in the manner provided by law.

SECTION 12.18. Section Headings. The headings of the various sections hereof are inserted for convenience of reference.

SECTION 12.19. Severability. 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 or invalidity shall not affect any other provision 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. Any constitutional or statutory provision enacted after the date of this Bond Ordinance which validates or makes legal any provision of this Bond Ordinance and/or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Bond Ordinance and to the Bonds.

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This Bond Ordinance having been submitted to a vote, the vote resulted as follows:

YEAS: Elie, Nielsen, Smith, Harrington, Petite

NAYS: None

ABSTAIN: None

ABSENT: None

WHEREUPON, this Bond Ordinance was declared to be adopted by the Governing Authority on this 8th day of August, 2022.

_____ _____

Stacy McQueary, City Clerk **Ronnie William, Jr., Mayor**

_____

Betty Sawyer-Smith, Mayor Pro Tempore

EXHIBIT "A"

DEFINITIONS

"**Additional Parity Obligations**" means any *pari passu* indebtedness hereafter issued on a parity with the Bonds with respect to the Revenues in accordance with Article IX hereto.

"**Authorized Representatives**" means, collectively, the Mayor and City Clerk of the Issuer.

"**Bond**" or "**Bonds**" means Two Million Dollars ($2,000,000) original principal amount of the City of Natchitoches, Parish of Natchitoches, State of Louisiana, Revenue Bonds, in one or more series, authorized to be issued by this Bond Ordinance, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any Bonds previously issued.

"**Bond Counsel**" means an attorney or firm of attorneys whose experience in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized, initially Boles Shafto, LLC.

"**Bondholder,**" "**Registered Owner,**" "**Owner,**" or "**Owners,**" when used with respect to any Bond, means the Person in whose name such Bond is registered in the Bond Register.

"**Bond Ordinance**" means this bond ordinance adopted by the Issuer authorizing the issuance of the Bonds.

"**Bond Proceeds**" means the proceeds realized from the sale of the Bonds.

"**Bond Proceeds Fund**" means the fund of this name established pursuant to Section 4.1 hereto.

"**Bond Register**" means the records kept by the City Clerk of the Issuer in which a record of the registration of the Bonds and transfer of the Bonds shall be made as provided herein.

"**Business Day**" means a day of the year other than a day on which banks located in New York, New York, Natchitoches, Louisiana are located are required or authorized to remain closed and on which the New York Stock Exchange is closed.

"**City**" or "**Issuer**" means the City of Natchitoches, Parish of Natchitoches, State of Louisiana.

"**Closing Date**" means the date all documents related to the issuance of the Bonds are signed by all parties.

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

"**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, cost of preparation and reproduction of documents, filing and recording fees, initial fees and charges of any fiduciary, fees and disbursements of consultants and professionals, including financial advisors, costs of credit ratings, fees and charges for preparation, execution, transportation and safekeeping of the Bonds, and any other cost, charge or fee paid or payable by the Issuer in connection with the original issuance of the Bonds.

"**Debt Service**" means, for any period, as of any date of calculation and with respect to any outstanding Bonds, an amount equal to the sum of (i) interest accruing during such period on the Bonds (ii) that portion of each principal installment for such Bonds, which would accrue during such period.

"**Defeasance Obligations**" means

(a) cash, or

(b) Government Securities, or

(c) Evidences of ownership of proportionate interests in future interest and principal payments of Government Securities. Investments in such proportionate interests must be limited to circumstances wherein (i) a bank or trust company acts as custodian and hold the underlying Government Securities; (ii) the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor of the underlying Government Securities; and (iii) the underlying Government Securities are held in a special account separate from the custodian's general assets, and are not available to satisfy any claim of the custodian, any person claiming through the custodian, or any person to whom the custodian may be obligated.

"**Fiscal Agent Bank**" means the regularly designated fiscal agent bank of the Issuer.

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

"**Governing Authority**" means the Mayor and City Council, of the City of Natchitoches, Parish of Natchitoches, State of Louisiana, in its capacity as the governing authority of the Issuer.

"**Government Securities**" means direct obligations, of, or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America, which are non-callable prior to their maturity, and which may be United States Treasury obligations such as the State and Local Government Series and may be in book-entry form.

"**Issuance Date**" means the date on which the Bonds are issued.

"**Lender**" means with respect to the Bonds, BOM Bank, the initial purchaser of the Bonds of the Issuer.

"**Maturity Date**" shall mean the date of maturity of the Bonds as set forth in this Bond Ordinance.

"**Maximum Annual Debt Service**" means, as of the date of calculation, the highest aggregate annual debt service requirements and debt service payable on the Bonds during the then current or any succeeding calendar year over the remaining term of the Bonds.

"**Municipal Advisor**" means Government Consultants of Louisiana, Inc. of Baton Rouge, Louisiana.

"**Outstanding**", when used with respect to Bonds, means as of the date of determination all Bonds theretofore issued and delivered under this Bond Ordinance, except:

(a) Bonds theretofore cancelled by the Registrar or delivered to the Registrar for cancellation;

(b) Bonds for which payment or redemption sufficient funds have been theretofore deposited in trust for the owners of such Bonds, provided that if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to this Bond Ordinance or waived;

(c) Bonds in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to this Bond Ordinance;

(d) Bonds alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Bond Ordinance or by law; and

(e) Bonds for the payment of the principal of (or redemption price, if any) and interest on which money or Government Securities or both are held in trust with the effect specified in this Bond Ordinance.

"**Payment Date**" means February 1 and August 1 of each year, commencing February 1, 2023."

"**Person**" means any individual, corporation, partnership, joint venture, association, limited liability company, trust, unincorporated organization or government or any agency or political subdivision thereof.

"**Principal Payment Date**" means August 1 of each year, commencing August 1, 2023.

"**Project**" means the extension and improvement of immovable property, including its component parts, improvements, and ancillary other constructions permanently attached to the ground, commonly referred to as the "Texas and Pacific Railway Depot," a work of public improvement owned by the City.

"**Project Fund**" means the fund of this name established pursuant to Section 4.1 hereto.

"**Qualified Investments**" means (i) cash deposits, insured at all times by the Federal Deposit Insurance Corporation or otherwise collateralized with direct obligations of the United States of America, and (ii) those certain securities, obligations or other instruments specifically set forth in La. R.S. 33:2955 as amended from time to time, or pursuant to any other constitutional or statutory authority, as being legal investments for political subdivisions of the State.

"**Record Date**" means the 15th calendar day of the month next preceding such Payment Date.

"**Registrar**" means the City Clerk of the Issuer, when acting as registrar of the Bonds and as holder of the Bond Register.

"**Revenues**" means unencumbered funds, income, revenue, fees, receipt and/or charges of any nature and from any source whatsoever on deposit with or accruing from time to time to the Issuer and deposited into to the General Fund (including transfer to the General Fund from the Sales Tax Fund) of the City, provided that no such funds, income, revenue, fees, receipts or charges shall be so included in this definition which have been or are legally dedicated and required for purposes inconsistent with the Project by the electorate, by the terms of specific grants, by the terms of particular obligation issued or by operation of law.

"**General Fund**" means the General Fund as defined in Section 4.1(c) hereof.

"**State**" means the State of Louisiana.

"**Tax Certificate**" shall mean the Tax Regulatory Agreement and Non-Arbitrage Certificate executed by the Issuer in connection with the issuance of the Bonds.

EXHIBIT "B"

FORM OF BOND

THIS BOND IS TRANSFERABLE ONLY TO (I) AN INVESTMENT COMPANY REGISTERED UNDER THE INVESTMENT COMPANY ACT OF 1940; (II) A BANK, AS DEFINED IN SECTION 3(A)(2) OF THE SECURITIES ACT OF 1933, AS AMENDED (THE "1933 ACT"), WHETHER ACTING IN ITS INDIVIDUAL OR FIDUCIARY CAPACITY; (III) AN INSURANCE COMPANY, AS DEFINED IN SECTION 2(13) OF THE 1933 ACT; (IV) A "QUALIFIED INSTITUTIONAL BUYER" AS DEFINED IN RULE 144A PROMULGATED UNDER THE 1933 ACT; (V) A SECURITIZATION SPECIAL PURPOSE VEHICLE ("SPV"), THE INTERESTS IN WHICH SPV ARE SOLD TO THE INSTITUTIONAL INVESTORS DESCRIBED ABOVE IN THIS PARAGRAPH; OR (VI) AN "ACCREDITED INVESTOR" AS SUCH TERM IS DEFINED IN REGULATION D OF THE 1933 ACT.

UNITED STATES OF AMERICA

STATE OF LOUISIANA

PARISH OF NATCHITOCHES

REVENUE BONDS, SERIES 2022

CITY OF NATCHITOCHES, STATE OF LOUISIANA

Bond Number	Dated Date	Maturity Date	Interest Rate	Principal Amount
R-1	August 18, 2022	August 1, 2047	4.500%	$2,000,000

The **CITY OF NATCHITOCHES, CITY OF NATCHITOCHES, STATE OF LOUISIANA** (the "**Issuer**"), promises to pay, but only from the source and as hereinafter provided to:

or registered assigns, on February 1 of each year, commencing February 1, 2023 (each an "**Payment Date**") at the amounts as set forth on the amortization schedule attached hereto as **Exhibit "A"**, at BOM Bank's (the "**Lender**" or "**Registered Owner**") principal office in Natchitoches, Louisiana, the payments in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, beginning February 1, 2023, until all payments shall be discharged, by check or draft of the Issuer mailed to the Registered Owner hereof who shall appear on the registration books of the Issuer maintained thereby in its capacity as Bond Registrar.

All capitalized terms not otherwise defined herein shall have the meaning set forth in the herein defined Bond Ordinance.

This Bond is the only bond of an authorized issue aggregating in principal the sum of Two Million Dollars ($2,000,000) (the "**Bonds**"), the Bonds having been issued by the Issuer Bond Ordinance enacted on July 25, 2022 (the "**Bond Ordinance**") for the purposes of providing funding for: (i) the extension and improvement of immovable property, including its component parts, improvements, and ancillary other constructions permanently attached to the ground, commonly referred to as the "Texas and Pacific Railway Depot," a work of public improvement owned by the City; and (ii) paying the costs of issuance of the Bonds (the "**Project")**, under the authority conferred by the provisions of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and applicable provisions of the Louisiana Consolidated Local Government Public Finance Act, Sub-Part A, Part II, Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (together the "**Act**") and other constitutional and statutory authority.

This Bond and interest due thereon shall not be a general obligation, a debt or a liability of the Issuer or an obligation, debt or liability of the State of Louisiana (the "**State**") and does not constitute or give rise to any pecuniary liability or charge against the general credit of the Issuer or the credit or taxing

power of the State, but shall be a limited obligation of the Issuer payable solely from and secured by funds pledged for such security of payment in the Bond Ordinance, specifically the Revenues, for the equal and ratable benefit of the holder.

The Issuer shall issue no other bonds or obligations of any kind of nature payable from or enjoying a lien on the Revenues having priority over or on parity with the Bonds except as detailed in the Bond Ordinance.

Redemption Provisions

Optional Redemption.

The Bonds are callable for at the option of the Issuer in full or in part at any time on or after August 1, 2023 at a redemption price of 100% of the principal amount thereof plus accrued interest to the date of redemption.

Schedule Amortized Redemption

The Bonds are subject to scheduled amortized redemption prior to maturity in the principal amounts and dates set forth in the Debt Service Schedule attached hereto as **Schedule 1**

Any optional redemption of the Bonds is subject to prior written notice as set forth in Section 6.2 of the Bond Ordinance.

The registered Owner of this Bond shall have the right at any time to assign, transfer or convey this Bond or any interest therein or portion thereof, but no such assignment, transfer or conveyance shall be effective as against the Issuer unless and until such registered owner has delivered to the Issuer written notice thereof that discloses the name and address of the assignee and such assignment. Transfer or conveyance shall be made only to (i) an affiliate of the registered owner or (ii) banks, insurance companies or other financial institutions or their affiliates. This Bond is transferable only to (i) an investment company registered under the investment company act of 1940; (ii) a bank, as defined in section 3(a)(2) of the securities act of 1933, as amended (the "**1933 act**"), whether acting in its individual or fiduciary capacity; (iii) an insurance company, as defined in section 2(13) of the 1933 act; (iv) a "qualified institutional buyer" as defined in rule 144a promulgated under the 1933 act; (v) a securitization special purpose vehicle ("**SPV**"), the interests in which SPV are sold to the institutional investors described above in this paragraph; or (vi) an "Accredited Investor" as such term is defined in regulation d of the 1933 act.

The Issuer shall cause the Bond Register to be kept by the City Clerk of the Issuer. This Bond may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. This Bond may be assigned by the execution of an assignment form on the Bond or by other instruments of transfer and assignment acceptable to the Issuer. A new Bond will be delivered by the Issuer to the last assignee (the new Owner) in exchange for such transferred and assigned Bond after receipt of the Bond to be transferred in proper form.

As provided in the Bond Ordinance, the Bonds are special and limited obligations of the Issuer payable from and secured as to payment of the principal and redemption price thereof, and interest thereon, in accordance with their terms and the provisions of the Bond Ordinance solely from the Revenues.

Copies of the Bond Ordinance are on file at the above mentioned office of the Issuer, and reference is hereby made to the Act and to the Bond Ordinance and any and all supplements thereto and modifications and amendments thereof for a description of the pledge and assignment and covenants securing the Bonds, the nature, extent and manner of enforcement of such pledge and assignment and covenants securing the Bonds, the nature, extent and manner of enforcement of such pledge, the rights and remedies of the Owners of the Bonds with respect thereto, the terms and conditions upon which the Bonds are issued and may be issued thereunder, the terms and provisions upon which this Bond shall cease to be entitled to any lien, benefit or security under the Bond Ordinance and for the other terms and provisions thereof. All covenants, agreements and obligations of the Issuer under the Bond Ordinance may be discharged and satisfied at or prior to the maturity or redemption of this Bond if moneys or certain specified securities shall have been deposited with the Lender.

The Revenues shall immediately be subject to the lien of this irrevocable pledge and dedication without any physical delivery thereof or further act, and the lien of this irrevocable pledge and dedication shall be valid and binding as against all persons having claims of any kind in tort, contract or otherwise against the Issuer irrespective of whether such persons have notice thereof.

The Issuer has covenanted and agreed and does hereby covenant and agree to budget annually a sufficient sum of money from the Revenues to pay this Bond, and the interest thereon, as it matures, including any principal and/or interest theretofore matured and then unpaid, and to collect other revenues within the limits prescribed by law, sufficient to pay the principal of and interest on this Bond after payment in such years of all statutory, necessary and usual charges. The Issuer, in the Bond Ordinance, has also entered into certain other covenants and agreements with the registered Owner of this Bond, including a provision for the issuance of *pari passu* obligations hereafter under certain conditions and restrictions.

THIS BOND IS A LIMITED AND SPECIAL OBLIGATION OF THE ISSUER AND DOES NOT CONSTITUTE OR CREATE A GENERAL OR SPECIAL, DEBT, LIABILITY OR MORAL OBLIGATION OF THE STATE, THE PARISH OF WASHINGTON, OR ANY OTHER POLITICAL SUBDIVISION THEREOF WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY PROVISIONS WHATSOEVER AND NEITHER THE FAITH OR CREDIT NOR THE TAXING POWER OF THE STATE OR OF ANY OTHER POLITICAL SUBDIVISION THEREOF IS PLEDGED TO

THE PAYMENT OF THE PRINCIPAL OF, PREMIUM, IF ANY, OR THE INTEREST ON THIS BOND. THIS BOND IS NOT A GENERAL OBLIGATION OF THE ISSUER BUT IS A LIMITED AND SPECIAL REVENUE OBLIGATION OF THE ISSUER PAYABLE SOLELY FROM REVENUES PURSUANT TO THE BOND ORDINANCE.

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.

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 and the issue of which it forms a part, necessary to constitute the same legal, binding and valid obligations of the Issuer, have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Issuer, including this Bond and the issue of which it forms a part, does not exceed the limitations prescribed by the Constitution and statutes of the State.

IN WITNESS WHEREOF, we the Mayor, Mayor Pro Tempore and City Clerk of the City of Natchitoches, Parish of Natchitoches, State of Louisiana, have caused this Bond to be executed in our name by our signatures.

CITY OF NATCHITOCHES,

STATE OF LOUISIANA

By: _____

Ronnie William, Jr., Mayor

By: _____

Betty Sawyer-Smith, Mayor Pro-Tempore

By: _____

Stacy McQueary, City Clerk

PROVISIONS FOR REGISTRATION

Number	Registered Owner	Registration Date	Signature of Registrar
R-1	BOM Bank	_____, 2022	_____ **Stacy M. McQueary**

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers the within bond and all rights thereunder unto

_____

_____

_____

Who by its execution below hereby certifies to the Registrar that (a) it is (i) an investment company registered under the Investment Company Act of 1940; (ii) a bank, as defined in Section 3(A)(2) of the Securities Act of 1933, as amended (the "**1933 Act**"), whether acting in its individual or fiduciary capacity; (iii) an insurance company, as defined in Section 2(13) of the 1933 Act; (iv) a "Qualified Institutional Buyer" as defined in Rule 144A Promulgated under the 1933 Act; or (v) a Securitization Special Purpose Vehicle ("**SPV**"), the interests in which SPV are sold to the Institutional investors described above in this paragraph; or (vi) an "Accredited Investor" as such term is defined in Regulation D of the 1933 Act, and (b) it consents to the terms of the Lender Letter executed by the original owner of this Bond.

Dated: _____ _____

By: _____

Its: _____

CERTIFICATE AS TO LEGAL OPINION

I, the undersigned City Clerk of the City of Natchitoches, Parish of Natchitoches, State of Louisiana, do hereby certify that the following is a true copy of the complete legal opinion of Boles Shafto, LLC, Monroe, Louisiana, Bond Counsel, the original of which was manually executed, dated and issued as of the date of payment for and delivery of the original bonds of the issue described therein and was delivered to BOM Bank representing the original purchaser thereof.

I further certify that an executed copy of the legal opinion below is on file in my office for this Bond.

_____

Stacy McQueary, City Clerk

[FORM OF BOND COUNSEL OPINION TO COME]

SCHEDULE 1

DEBT SERVICE SCHEDULE

$2,000,000

City of Natchitoches,LA
Revenue Bonds
Series 2022

Net Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Net New D/S
02/01/2023	-	-	40,750.00	40,750.00	40,750.00
08/01/2023	49,000.00	4.500%	45,000.00	94,000.00	94,000.00
02/01/2024	-	-	43,897.50	43,897.50	43,897.50
08/01/2024	47,000.00	4.500%	43,897.50	90,897.50	90,897.50
02/01/2025	-	-	42,840.00	42,840.00	42,840.00
08/01/2025	49,000.00	4.500%	42,840.00	91,840.00	91,840.00
02/01/2026	-	-	41,737.50	41,737.50	41,737.50
08/01/2026	51,000.00	4.500%	41,737.50	92,737.50	92,737.50
02/01/2027	-	-	40,590.00	40,590.00	40,590.00
08/01/2027	53,000.00	4.500%	40,590.00	93,590.00	93,590.00
02/01/2028	-	-	39,397.50	39,397.50	39,397.50
08/01/2028	56,000.00	4.500%	39,397.50	95,397.50	95,397.50
02/01/2029	-	-	38,137.50	38,137.50	38,137.50
08/01/2029	58,000.00	4.500%	38,137.50	96,137.50	96,137.50
02/01/2030	-	-	36,832.50	36,832.50	36,832.50
08/01/2030	61,000.00	4.500%	36,832.50	97,832.50	97,832.50
02/01/2031	-	-	35,460.00	35,460.00	35,460.00
08/01/2031	64,000.00	4.500%	35,460.00	99,460.00	99,460.00
02/01/2032	-	-	34,020.00	34,020.00	34,020.00
08/01/2032	66,000.00	4.500%	34,020.00	100,020.00	100,020.00
02/01/2033	-	-	32,535.00	32,535.00	32,535.00
08/01/2033	69,000.00	4.500%	32,535.00	101,535.00	101,535.00
02/01/2034	-	-	30,982.50	30,982.50	30,982.50
08/01/2034	73,000.00	4.500%	30,982.50	103,982.50	103,982.50
02/01/2035	-	-	29,340.00	29,340.00	29,340.00
08/01/2035	76,000.00	4.500%	29,340.00	105,340.00	105,340.00
02/01/2036	-	-	27,630.00	27,630.00	27,630.00
08/01/2036	79,000.00	4.500%	27,630.00	106,630.00	106,630.00
02/01/2037	-	-	25,852.50	25,852.50	25,852.50
08/01/2037	83,000.00	4.500%	25,852.50	108,852.50	108,852.50
02/01/2038	-	-	23,985.00	23,985.00	23,985.00
08/01/2038	87,000.00	4.500%	23,985.00	110,985.00	110,985.00
02/01/2039	-	-	22,027.50	22,027.50	22,027.50
08/01/2039	91,000.00	4.500%	22,027.50	113,027.50	113,027.50
02/01/2040	-	-	19,980.00	19,980.00	19,980.00
08/01/2040	95,000.00	4.500%	19,980.00	114,980.00	114,980.00
02/01/2041	-	-	17,842.50	17,842.50	17,842.50
08/01/2041	99,000.00	4.500%	17,842.50	116,842.50	116,842.50
02/01/2042	-	-	15,615.00	15,615.00	15,615.00
08/01/2042	103,000.00	4.500%	15,615.00	118,615.00	118,615.00
02/01/2043	-	-	13,297.50	13,297.50	13,297.50
08/01/2043	108,000.00	4.500%	13,297.50	121,297.50	121,297.50
02/01/2044	-	-	10,867.50	10,867.50	10,867.50
08/01/2044	113,000.00	4.500%	10,867.50	123,867.50	123,867.50
02/01/2045	-	-	8,325.00	8,325.00	8,325.00
08/01/2045	118,000.00	4.500%	8,325.00	126,325.00	126,325.00
02/01/2046	-	-	5,670.00	5,670.00	5,670.00
08/01/2046	123,000.00	4.500%	5,670.00	128,670.00	128,670.00
02/01/2047	-	-	2,902.50	2,902.50	2,902.50
08/01/2047	129,000.00	4.500%	2,902.50	131,902.50	131,902.50
02/01/2048	-	4.500%	-	-	-
Total	**$2,000,000.00**	**-**	**$1,365,280.00**	**$3,365,280.00**	**$3,365,280.00**

2022 Building Lease - Nat | SINGLE PURPOSE | 8/ 4/2022 | 2:39 PM

EXHIBIT "C"

FORM OF PROJECT FUND REQUISITION

WITH RESPECT TO

$_____

REVENUE BONDS, SERIES 2022

CITY OF NATCHITOCHES, STATE OF LOUISIANA

BOM Bank

_____

_____

Attention: _____

Date: _____, 20___ Requisition Number: _____

The undersigned Authorized Representative, acting for and on behalf of the City of Natchitoches, State of Louisiana (the "**Issuer**"), pursuant to a bond ordinance adopted by the City Council, acting as the governing authority, of the Issuer on August 8, 2022 (the "**Bond Ordinance**"), relating to the above captioned issue of Bonds (the "**Bonds**") hereby requests payment be made from amounts on deposit in the Project Fund held by the Lender pursuant to Section 4.15 of the Bond Ordinance to the person, firm or Issuer in the amount and for the purpose set forth below. Capitalized terms used herein shall have the meanings ascribed thereto in the Bond Ordinance.

Name and Address of Payee:

_____

_____

_____

Amount of Payment: _____ from the Project Fund.

Purpose of Payment:

_____

_____

_____

_____

The undersigned Authorized Representative further certifies with respect to this Requisition as follows:

(a) The amount paid or to be paid, as set forth herein, has been incurred by the Issuer and is either (i) presently due and payable, or (ii) has been paid by the Issuer and is a proper charge against the Project Fund created pursuant to the Bond Ordinance and has not been the subject of any prior requisition; and

(b) All work, materials, supplies and equipment which are the subject of this Requisition have been performed or delivered and are in accordance with the description of the Project.

Paid: _____, 20____

Authorized Representative

By: _____

Title: _____

PARISH OF NATCHITOCHES

STATE OF LOUISIANA

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

A BOND ORDINANCE AUTHORIZING THE ISSUANCE OF REVENUE BONDS, SERIES 2022, OF THE CITY OF NATCHITOCHES, PARISH OF NATCHITOCHES, STATE OF LOUISIANA; PRESCRIBING THE FORM, FIXING THE DETAILS AND PROVIDING FOR THE RIGHTS OF THE OWNERS THEREOF; AWARDING THE SALE OF THE BONDS TO THE PURCHASER THEREOF; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

IN FAITH WHEREOF, witness my official signature on this, the 8th day of August, 2022.

_____

Stacy McQueary, City Clerk

Attorney Bill Boules commented on Ordinance No. 042 of 2022.

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

ORDINANCE NO. 045 OF 2022

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES TO AWARD THE BID FOR WEST NATCHITOCHES WATER MAIN REPLACEMENT, PHASE I (BID NO. 0648)

WHEREAS, Resolution No.044 of 2022 was passed by the Natchitoches City Council on May 23, 2022 authorizing the Mayor to advertise for bids for West Natchitoches Water Main Replacement, Phase I (Bid No. 0648); and

WHEREAS, this bid was advertised in the *Natchitoches Times* on, May 26, June 2, and June 9, 2022 in accordance with law; and

WHEREAS, four bid proposals were received and opened as follows:

(1) Pulley Construction, Inc.
Benton, LA.....$669,000.00

(2) Womack and Sons Construction Group
Harrisonburg, LA.....$764,973.00

(3) David Lawler Construction Inc.
Shreveport, LA.....$851,110.00

(4) Williams Equipment Services, LLC
Anacoco, LA.....$1,113,224.53

WHEREAS, on July 19, 2022 the appointed committee of Clarissa Smith, Finance Director; Edd Lee, Director of Purchasing; Matt Anderson, Utility Director; and Betty Smith, Councilwoman at Large, reviewed the bid proposals for bids for West Natchitoches Water Main Replacement, Phase I (Bid No. 0648); and

WHEREAS, the above appointed committee members unanimously recommend the City award the bid to the lowest bidder **Pulley Construction, Inc.,** in the amount of **$669,000.00**

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

THIS ORDINANCE was introduced on July 25, 2022 and published in the *Natchitoches Times* on July 28, 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 8th day of August, 2022.

RONNIE WILLIAMS, JR., MAYOR	**BETTY SMITH, MAYOR PRO TEMPORE**

Delivered to the Mayor on the 9th day of August, 2022 at 10:00 A.M.

The following ordinance, having previously introduced in writing at a regularly scheduled City Council meeting on July 25, 2022 and a public hearing having been held thereon on August 8, 2022 was offered by Mr. Nielsen and seconded by Mrs. Smith:

ORDINANCE NO. 046 of 2022

An Ordinance creating the Texas Street Economic Development District, State of Louisiana and defining the boundaries thereof; appointing special counsel; and otherwise providing with respect thereto.

WHEREAS, the governing authority of any municipality in the State of Louisiana may create an economic development district composed of territory wholly within such municipality pursuant to the provisions of Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended, inclusive (the "***EDD Act***"); and

WHEREAS, the City Council of the City of Natchitoches, State of Louisiana (the "***City Council***"), acting as governing authority of the City of Natchitoches, State of Louisiana (the "***City***") has been requested to create an economic development district including those certain tract(s), piece(s) or parcel(s) of land situated and located wholly within the City of Natchitoches, State of Louisiana, bordered by West Texas Street, West 3rd Street, Sabine Street, and Dixie Street, having the specific geographical boundaries set forth in **EXHIBIT B** attached hereto, which **EXHIBIT B** is hereby incorporated herein and made a part of this ordinance, all pursuant to the EDD Act; and

WHEREAS, the City Council introduced this Ordinance in written form on July 25, 2022 and a Notice Describing the Boundaries of the Proposed Texas Street Economic Development District, State of Louisiana was published twice in *The Natchitoches Times*, a newspaper of general circulation within the City, and the official journal of the City; and

WHEREAS, on this date the City Council did hold a public hearing pursuant to the aforesaid notice of intention, at which public hearing no objections were received with respect to the creation of the District; and

WHEREAS, it is the desire of the City Council to create forthwith the Texas Street Economic Development District, State of Louisiana (the "***District***"), all in accordance with and pursuant to the provisions of the EDD Act; and

WHEREAS, the City Council shall serve as the governing authority of the District pursuant to Section 33:9038.32 of the EDD Act; and

WHEREAS, La. R.S. 33:9038.34(O) provides that this governing authority may create a special trust fund for the furtherance of economic development projects, as defined in the EDD Act, into which the incremental increases in such sales taxes shall be deposited and loaned, granted, donated, or pledged in furtherance of economic development projects as defined in the EDD Act; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council, that:

SECTION 1. The City Council introduced this Ordinance in written form on July 25, 2022 and a Notice Describing the Boundaries of the Proposed Texas Street Economic Development District, State of Louisiana was published twice in *The Natchitoches Times*, a newspaper of general circulation within the City, and the official journal of the City, whereas such notice was substantially in the form of the Notice Describing the Boundaries of the Proposed Texas Street Economic Development District, State of Louisiana annexed hereto as **EXHIBIT A** and incorporated herein by reference, to the same extent as if it were set forth in full.

SECTION 2. Pursuant to the provisions of the EDD Act, the City Council hereby creates the "***Texas Street Economic Development District, State of Louisiana***" comprised of those

certain tract(s), piece(s) or parcel(s) of land situated and located wholly within the City of Natchitoches, State of Louisiana, bordered by West Texas Street, West 3rd Street, Sabine Street, and Dixie Street and having the specific geographical boundaries set forth in **EXHIBIT B** attached hereto, which **EXHIBIT B** is hereby incorporated herein and made a part of this ordinance, all pursuant to the EDD Act.

SECTION 3. The District shall be known as the "***Texas Street Economic Development District, State of Louisiana***," and, as such, shall enjoy all powers and privileges granted to economic development districts under the Louisiana Constitution of 1974, as amended (the "***Louisiana Constitution***"), particularly Article VI of the Louisiana Constitution, and the laws of the State of Louisiana, particularly the provisions of the EDD Act, and shall be a political and legal subdivision of the State of Louisiana within the meaning of the Louisiana Constitution.

SECTION 4. Pursuant to the provisions of the EDD Act, particularly Section 33:9038.34(O) thereof, there is hereby established a special trust fund for the furtherance of economic development projects within the District, as defined in the EDD Act, into which the incremental increases in such sales taxes, if applicable, as well as any additional sales tax and/or hotel occupancy tax revenue received pursuant to the provisions of the EDD Act, shall be deposited and loaned, granted, donated, or pledged in furtherance of economic development projects as defined in the EDD Act; and

SECTION 5. Pursuant to the provisions of the EDD Act, particularly Section 33:9038.32 thereof, the City Council shall be the governing authority of the District and the Treasurer of the City shall be the Treasurer of the District.

SECTION 6. A real necessity is hereby found for the employment of special counsel in connection with the establishment of the District and financing of associated economic development projects, and accordingly the firm of Butler Snow LLP, Special Counsel, is hereby employed and requested to do and perform comprehensive legal and coordinate professional work for the purposes stated hereinabove. The Mayor is authorized to execute an engagement letter with Special Counsel for the purposes stated hereunder provided that such engagement letter explicitly provides that the developers of any economic development project financed in part through the District shall be solely responsible for the payment of all fees incurred for the services of Special Counsel.

SECTION 7. If any one or more of the provisions of this Ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, but this Ordinance shall be construed and enforced as if such illegal or invalid provisions had not been contained herein. Any constitutional or statutory provision enacted after the date of this Ordinance which validates or makes legal any provision of this Ordinance which would not otherwise be valid or legal, shall be deemed to apply to this Ordinance.

SECTION 8. Upon adoption, this Ordinance shall be published in full in one (1) issue of *The Natchitoches Times* and shall be recorded in the mortgage records of the Natchitoches Parish Clerk of Court.

SECTION 9. That the Mayor, the Mayor *Pro Tempore*, and the City Clerk are hereby further authorized and directed, for and on behalf of the City and the District, empowered and directed to take any and all such action as may be necessary to carry into effect the provisions of this Ordinance.

SECTION 10. This Ordinance shall immediately take effect upon adoption.

THIS ORDINANCE was introduced on July 25, 2022 and published in the *Natchitoches Times* on July 28, 2022 and August 6, 2022.

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

YEAS: **Elie, Nielsen, Smith, Harrington, Petite**

NAYS: **None**

ABSTAIN: **None**

ABSENT: **NOne**

Done, approved and adopted on this, the 8th day of August, 2022.

_____ _____

Ronnie Williams, Jr., Mayor

Betty Smith, *Mayor Pro Tempore*

_____

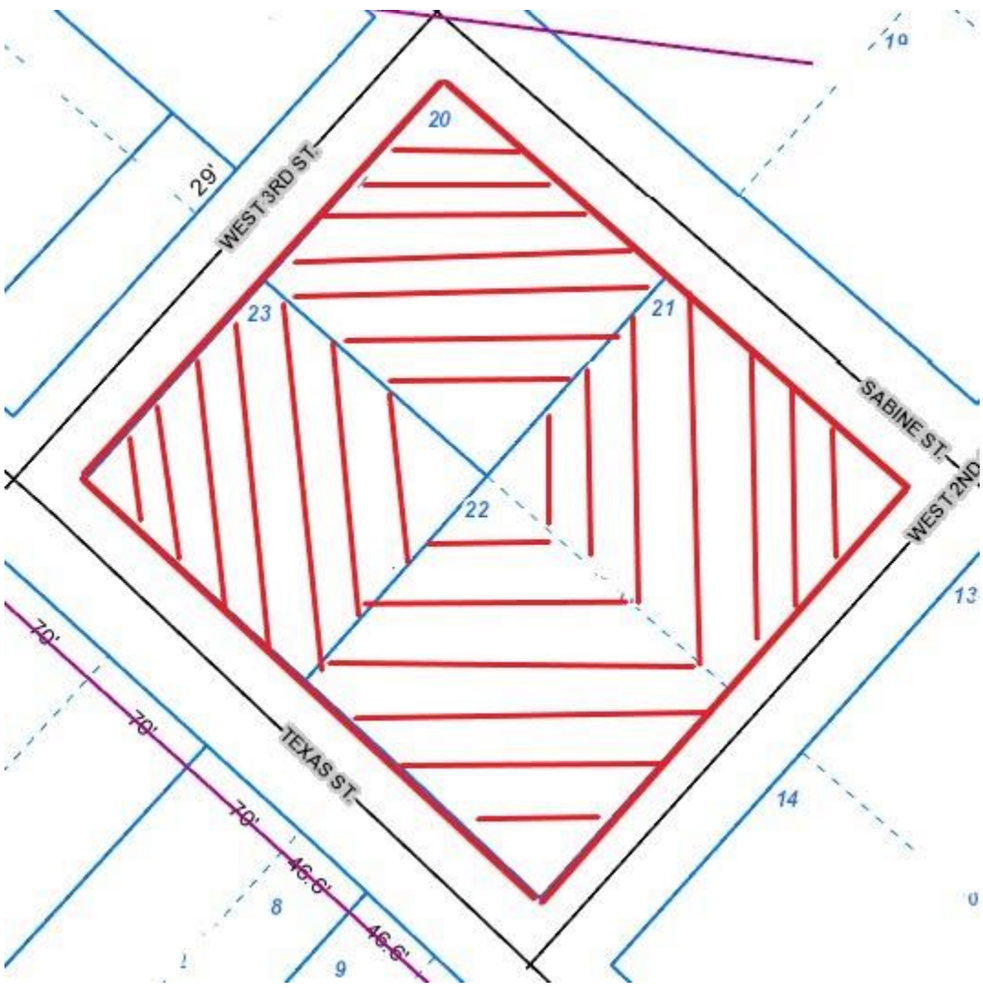
Stacy McQueary, City Clerk

EXHIBIT A

NOTICE DESCRIBING THE BOUNDARIES OF THE PROPOSED TEXAS STREET ECONOMIC DEVELOPMENT DISTRICT,

STATE OF LOUISIANA

NOTICE IS HEREBY GIVEN that the City Council of City of Natchitoches, State of Louisiana (the "***City Council***"), the governing authority of the City of Natchitoches, State of Louisiana (the "***City***") proposes to create the Texas Street Economic Development District, State of Louisiana (the "***District***") comprised of the those certain tract(s), piece(s) or parcel(s) of land situated and located wholly within the City and bordered by West Texas Street, West 3rd Street, Sabine Street, and Dixie Street, as shown below:

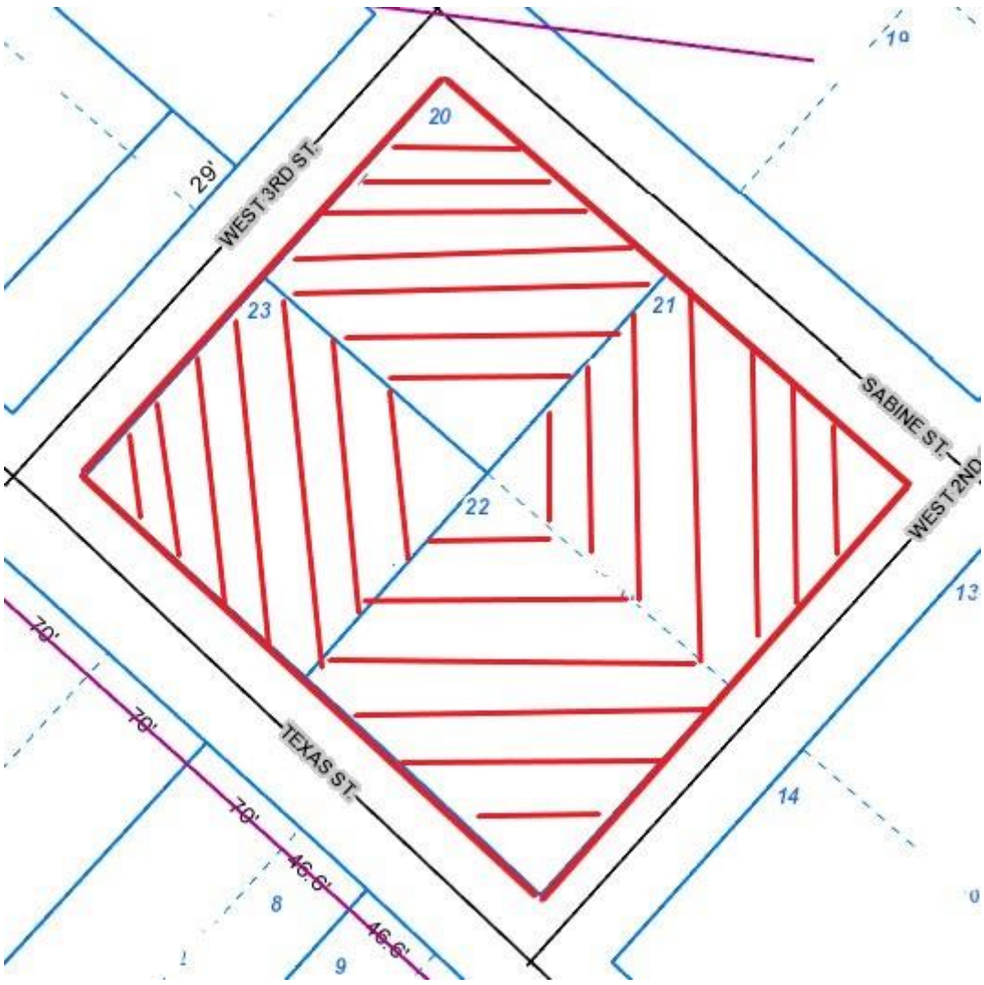


NOTICE IS FURTHER HEREBY FURTHER GIVEN that the City Council will meet at its regular meeting place, Natchitoches Council Chambers, 716 Second Street, Natchitoches, Louisiana, 71457 on **_____, 2022 at 5:30 p.m.**, and will then and there in open and public session, consider adoption of an ordinance creating the District.

EXHIBIT B

TEXAS STREET ECONOMIC DEVELOPMENT DISTRICT,

STATE OF LOUISIANA



STATE OF LOUISIANA

PARISH OF NATCHITOCHES

I, **STACY MCQUEARY**, certify that I am the duly qualified and acting City Clerk of the City Council of the City of Natchitoches, State of Louisiana, the governing authority of the City of Natchitoches, State of Louisiana.

I further certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by the City Council on August 8, 2022, providing for the creation of the Texas Street Economic Development District, State of Louisiana and defining the boundaries thereof; appointing special counsel; and otherwise providing with respect thereto.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said City of Natchitoches, State of Louisiana, on this, the 9th day of August, 2022.

_____

Stacy McQueary, City Clerk

(Seal)

Mike Busada of Butler Snow explained details of Ordinance No. 046 of 2022. Attorney Washington commented on Ordinance No. 046 of 2022. James Wilson asked a questions in regards to the Ordinance NO. 046 of 2022 and Mike Busada provided an answer to Mr. Wilson's inquiry. Mr. Annis made a statement in reference to Ordinance No. 046 of 2022.

The following Ordinance was Introduced by Mrs. Smith and Seconded by Mrs. Elie as follows, to-wit:

ORDINANCE NO. 047 OF 2022

AN ORDINANCE TO DEEM PROPERTY SURPLUS AND AUTHORIZE THE DONATION OF SURPLUS PROPERTY OWNED BY THE CITY OF NATCHITOCHES, AND TO OTHER 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 is a political subdivision of the State of Louisiana; and

WHEREAS FURTHER, the Town of Boyce (sometimes hereinafter referred to as the "Town") is a Municipality located in the State of Louisiana, Parish of Rapides, and is a political subdivision of the State of Louisiana; and

WHEREAS FURTHER, the City owns the following Christmas lights/Decorations (sometimes hereinafter referred to as "Lights"); and that is no longer being used or needed:

BREAKABLE REGULAR BULBS	
CASES	PER 1000
GREEN	13
RED	8
BLUE	17
CLEAR	15
AMBER	15
PURPLE	11
WHITE	10
YELLOW	1
PINK	3

BREAKABLE TWINKLE BULBS	
CASES	PER 1000
GREEN	10
RED	7
BLUE	2
CLEAR	6
AMBER	6
YELLOW	3

CASES FACETED REGULAR BULBS	
YELLOW	7
RED	2
YELLOW	open boxes
RED	open boxes
BLUE	open boxes
GREEN	open boxes

SIGNS
(Santa clause) 20x24
(1812-2012)24x16
joy with candy cane 16x12
15 fleur-de-lis 3x3
68 light tapers 2x2
holiday trail of lights old 16x30
25ft garland tree

Tunnel

2 barrels of streamers with lights 2 spools of C-7 streamer wire

9 bags of garland

WHEREAS FURTHER, the City no longer needs the above Lights and said should be deemed surplus, obsolete or unused for present and future city needs; and

WHEREAS FURTHER, the City is authorized to donate movable property determined to be surplus to political subdivisions; and

WHEREAS FURTHER, the Town of Boyce has expressed a desire to acquire the Lights for use in the Town; and

WHEREAS FURTHER, the City desires to dispose of the above listed Lights by donation to the Town of Boyce; and

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Natchitoches, Louisiana in due, legal and regular session convened that the above property is deemed no longer needed for City purposes and is declared surplus property.

BE IT FURTHER ORDAINED, that the items described above shall be donated to the Town of Boyce on an "as is" basis, without warranty or recourse whatsoever.

BE IT FURTHER ORDAINED by the City Council of the City of Natchitoches, Louisiana, pursuant to the authority set forth in Article 7, Section 14(E) of the Louisiana Constitution and LA R.S. 38:2319.21, desires to and does hereby convey and transfer the Lights to the Town of Boyce, Louisiana, and that the Mayor of the City of Natchitoches, Ronnie Williams, Jr., is hereby authorized to execute any and all documents that may be necessary to complete the transfer of the Lights, on behalf of the City of Natchitoches.

THIS ORDINANCE was introduced on July 25, 2022 and published in the *Natchitoches Times* on July 28, 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 8th day of August, 2022.

RONNIE WILLIAMS, JR., MAYOR	**BETTY SMITH, MAYOR PRO TEMPORE**

Delivered to the Mayor on the 9th day of August, 2022 at 10:00 A.M.

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

RESOLUTION NO. 068 OF 2022

A RESOLUTION DESIGNATING FRIDAY, SEPTEMBER 2, 2022 AS AN OFFICIAL HOLIDAY FOR THE EMPLOYEES OF THE CITY OF NATCHITOCHES FOR THE YEAR 2022.

WHEREAS, the Mayor and City Council of the City of Natchitoches appreciate the hard work of the Natchitoches City Employees; and

WHEREAS, to show appreciation for the dedicated efforts of our City Employees, the Mayor and Natchitoches City Council wish to declare, Friday, September 2, 2022 as an official City Holiday for 2022.

NOW, THEREFORE, BE IT RESOLVED, by Mayor Ronnie Williams, Jr., that Friday, September 2, 2022 be declared an Official Holiday for the City of Natchitoches Employees.

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 8th day of August, 2022.

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RONNIE WILLIAMS, JR., MAYOR

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

RESOLUTION NO. 069 OF 2022

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR LIQUID CHLORINE FOR THE WATER TREATMENT PLANT

BID NO. 0654

WHEREAS, the City wishes to advertise for bids for Liquid Chlorine for the Water Treatment Plant, Bid No. 0654; and

WHEREAS, sealed proposals shall be addressed to the City of Natchitoches, Office of the Director of Purchasing, City of Natchitoches Purchasing Department, 1400 Sabine Street, Natchitoches, Louisiana, 71457; and

WHEREAS, the City of Natchitoches will accept sealed and electronic bids for the project until 2:00 pm on Wednesday, September 7, 2022 at the Office of the Director of Purchasing, 1400 Sabine Street; and

WHEREAS, bids will be publicly opened and read aloud at 2:00 pm, on Wednesday, September 7, 2022 held at the above mentioned Office of the Director of Purchasing; and

WHEREAS, upon receipt of proposals the committee of Clarissa Smith-Brown, Director of Finance; Edd Lee, Director of Purchasing; Rosemary Elie, Councilwoman; and Matt Anderson, Utility Director, are to review and make a recommendation of the bids received.

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 order the publication of the above bid.

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 8th day of August, 2022.

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RONNIE WILLIAMS, JR., MAYOR

Matt Anderson and Edd Lee spoke in reference to Resolution No. 069 of 2022.

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

RESOLUTION NUMBER 070 OF 2022

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AND EXECUTE A GRANT AGREEMENT FROM THE FEDERAL AVIATION ADMINISTRATION TO SEALCOAT RW 17/35, MAIN APRON, AND TW A&B – PHASE I (DESIGN) PROJECT AT THE NATCHITOCHES REGIONAL AIRPORT

WHEREAS, the City of Natchitoches, Louisiana (sometimes hereinafter "City"), submitted a Project Application (hereinafter "Grant") dated July 15, 2022 for a grant of Federal funds for a project at the Natchitoches Regional Airport, which is included as part of this Grant Agreement; and

WHEREAS FURTHER, the City has accepted the terms of the FAA's Grant offer; and

WHEREAS FURTHER, attached hereto is the Grant Agreement, bearing Grant Number 3-22-0034-029-202, and dated July 21, 2022; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the Grant Agreement attached hereto, and has approved its form and does desire to enter into and accept the Grant from the FAA; and

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that it is in the best interest of the City to accept the Grant from the FAA and enter into the Grant Agreement; and

WHEREAS FURTHER, the City Council of the City of Natchitoches, authorizes the Mayor of the City of Natchitoches, Ronnie Williams, Jr., to accept the Grant from the FAA and to execute the attached Grant on behalf of the City of Natchitoches; and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Natchitoches, in legal session convened, that Mayor Ronnie Williams, Jr., be and is hereby authorized, directed and empowered to accept the Grant from the FAA and to enter into and execute the attached Grant on behalf of the City of Natchitoches, Louisiana.

BE IT FURTHER RESOLVED that the Mayor, or his assignee, be and he is hereby authorized to do all things necessary and proper in connection herewith.

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 8th day of August, 2022.

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RONNIE WILLIAMS, JR., MAYOR

Edd Lee provided an explained of Resolution No. 070 of 2022.

Announcements:

- The next scheduled City Council meeting will be Monday, August 22, 2022.

With no further discussion, Mayor Williams made a motion for adjournment and all were in favor. The meeting was adjourned at 6:12 p.m.

_____/s/_____	_____/s/_____
RONNIE WILLIAMS, JR., MAYOR	**BETTY SMITH, MAYOR PRO-TEMPORE**