

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, OCTOBER 26, 2020 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, October 26, 2020 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

Guests: None

Absent: None

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

Mayor Williams then called for the reading and approval of the minutes for the October 12, 2020 meeting. Mrs. Smith moved that we dispense with the reading of the minutes and approval of same. Seconded by Mr. Harrington, a roll call vote was as follows:

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

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

ORDINANCE NO. 049 OF 2020

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

TWO LOTS HAVING FRONT OF 300 FEET ON SOUTH SIDE OF KEYSER AVENUE IN SECTION 57 AND SECTION 58, TOWNSHIP 9 NORTH – RANGE 7 WEST, AND 1 SHOWN ON MAP SLIDE 252-B AS TRACT “A” CONTAINING 2.24 ACRES AND TRACT “B” CONTAINING 1.35 ACRES LESS 0.111 ACRE TO HIGHWAY DEPARTMENT FROM B-3 COMMERCIAL TO ADDITIONAL B-A ZONING TO SELL BEVERAGES OF HIGH AND LOW ALCOHOLIC CONTENT FOR CONSUMPTION ON PREMISE.

(1011 Keyser Ave.)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of August 4, 2020 that the application of Doug and Cathy Collins to rezone the property described above from B-3 Commercial to additional B-A zoning to sell beverages of high and low alcoholic content for consumption on premise (1011 Keyser Ave) was DENIED.

WHEREAS, this ordinance was introduced on September 28, 2020 and published in the *Natchitoches Times* on October 1, 2020.

WHEREAS, a motion was made by Mr. Nielsen and seconded by Mr. Harrington to REVERSE the decision of the Planning and Zoning Commission and the vote was recorded as follows:

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

WHEREAS FUTHER, a motion was made by Mr. Nielsen and seconded by Mrs. Smith to amend the application for low alcohol content only 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 26th day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

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

ORDINANCE NO. 056 OF 2020

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

TO REZONE THE FOLLOWING: Being 37.75 Acres West Of T&P Railroad In Section 105, Township 9 North-Range 7 West, Bounded North by Bayou Julien, West By Rhodes; And 2.25 Acres Being A Strip 125 Feet Wide Off North Side Of That Part Of Section 104, Township 9 North-Range 7 West, West Of T& P Railroad from R-1 Residential to I-2 Industrial for the purpose of sale.

(Highway 1 South By-pass)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **October 6, 2020** that the application of **Claire W. Decker** to rezone the property described above from R-1 Residential to I-2 Industrial, for the purpose of sale, be **APPROVED**.

THIS ORDINANCE was introduced on October 12, 2020 and published in the *Natchitoches Times* on October 15, 2020.

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 26 day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEM

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

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

ORDINANCE NO. 057 OF 2020

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

TO REZONE THE FOLLOWING: Lot 70 of Plantation Park Unit #1 from R-1 Residential to B-1 Commercial to operate a retail business.

(105 Isadore St)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **October 6, 2020** that the application of **Elizabeth Grace Sylvia** to rezone the property described above from R-1 Residential to B-1 Commercial, to operate a retail business, be **APPROVED**.

THIS ORDINANCE was introduced on October 12, 2020 and published in the *Natchitoches Times* on October 15, 2020.

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 26 day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEM

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

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

ORDINANCE NO. 058 OF 2020

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

TO REZONE THE FOLLOWING: Lot 23 OF West Broadmoor Subdivision, Less 0.104 Acre to Highway Department, Less 0.086 Acre to Highway Department from: B-3 Commercial to additional B-A zoning to sell beverages of low alcoholic content.

(229 Broadmoor Shopping Center, Keyser Ave.)

WHEREAS, the Planning Commission of the City of Natchitoches, State of Louisiana, has recommended at their meeting of **October 6, 2020** that the application of **K-Five Inc. DBA Save-A-Lot** to rezone the property described above from B-3 Commercial to additional B-A zoning to sell beverages of low alcoholic content, be **APPROVED**.

THIS ORDINANCE was introduced on October 12, 2020 and published in the *Natchitoches Times* on October 15, 2020.

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 26 day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEM

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

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

ORDINANCE NO. 050 OF 2020

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHEES, RONNIE WILLIAMS, JR., TO EXECUTE A LEASE IN FAVOR OF MARC MILLICAN, OF THAT 21,785.76 SQUARE FOOT AREA SHOWN AND DEPICTED AS LOT 4 OF THE NATCHITOCHEES REGIONAL AIRPORT AS SHOWN ON THE AIRPORT LAYOUT PLAN OF APRIL 12, 1994, AND FURTHER PROVIDING FOR ADVERTISING OF THE LEASE AND AN EFFECTIVE DATE.

WHEREAS, the City of Natchitoches is the owner of those lots shown on the Airport Layout Plan of April 12, 1994 (sometimes hereinafter "Layout Plan"), which said lots are available for lease, and more particularly is the owner of Lot 4 as shown and depicted on the Layout Plan, said Lot 4 being approximately a 21,785.76 square foot area; and

WHEREAS, the Mayor of the City of Natchitoches, Ronnie Williams, Jr., has negotiated the terms of a lease to Marc Millican, of that property shown and depicted as Lot 4 on the Layout Plan; and

WHEREAS FURTHER, the terms of the lease are for a ten (10) year period, with consideration ten cents per square foot per year, being Two Thousand One Hundred Seventy-Eight no/100 (\$2,178.57) Dollars per year, with annual cost of living increases, all as set forth in the attached Lease Agreement by and between the City of Natchitoches, and Marc Millican; and

WHEREAS FURTHER, the City desires to lease that property shown and depicted as Lot 4 on the Layout Plan, under the terms set forth above and more particularly set forth in the lease attached hereto.

NOW THEREFORE, BE IT ORDAINED by the City Council in legal session convened as follows:

(1) That after due proceedings and advertisement, the said City does lease that property shown and described as a 21,785.76 square foot area, more fully shown and depicted as Lot 4 on the Airport Layout Plan of April 12, 1994, to Marc Millican, for the term of ten (10) years, with an annual rental of Two Thousand One Hundred Seventy-Eight no/100 (\$2,178.57) Dollars per year, with annual cost of living increases.

(2) That notice of this proposed ordinance be published three (3) times in fifteen (15) days, one (1) week apart, in the Natchitoches Times, the legal journal for the City, and that ordinance be posted in the City Hall.

(3) That any opposition to this ordinance shall be made in writing, filed with the Clerk for the City of Natchitoches within fifteen (15) days after the first publication of this ordinance, and that a public hearing be held after the advertisements have been completed.

(4) That the Mayor, Ronnie Williams, Jr., be and he is hereby authorized, after due proceedings had, and after the legal delays have run, to execute a lease in favor of Marc Millican, leasing that property shown and described as Lot 4 on the Airport Layout Plan of April

12, 1994, for the term of ten (10) years, with the annual rental of Two Thousand One Hundred Seventy-Eight no/100 (\$2,178.57) Dollars and an annual cost of living increase.

(5) That the City Clerk be authorized to advertise this proposed lease in accordance with law, i.e., three times in fifteen days, one week apart and to report to the City Council if any opposition is made in writing prior to the time of final adoption.

(6) That the City takes cognizance of the fact that the property described above is not needed for public purposes by the City.

THIS ORDINANCE was introduced on September 28, 2020 and published in the *Natchitoches Times* on October 1, October 8 and October 15, 2020.

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, Petite
NAYS: Harrington
ABSENT: None
ABSTAIN: None

THEREUPON, Mayor Ronnie Williams, Jr., declared the Ordinance passed by a vote of 4 Ayes to 1 Nays this 26 day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO TEMPORE

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

Mayor Williams briefly reviewed the lease and stated there is language in the lease that favors the city in this particular matter.

Councilman Nielsen then stated he would feel more comfortable with a shorter term lease, possibly 5 years.

Councilman Harrington stated he agrees with a reduced term, but if considering amending the lease typically a hold harmless statement is included and one is not included in this lease agreement. He stated he would like to see that added.

Attorney Washington stated he had reviewed the lease and we could include some tougher language if requested to protect the city. The council can either vote this down to reduce the term or authorize the mayor to include a hold harmless language.

City Clerk, Stacy McQueary, gave the timeline for re-advertising should the council decide to amend the ordinance.

Councilwoman at Large Smith asked if the hold harmless language would be included in all future leases.

Mr. Washington stated yes, it should be to protect the city whenever we can.

The Mayor stated a meeting was held with Ms. Smith, Larry Cooper, Edd Lee, Mr. Millican and myself. Both Mr. Lee and Mr. Cooper stated in that meeting they were okay with a 10 year lease so long as the terms are adhered too.

Mr. Harrington reiterated the Airport Commission stated their opinion regarding the lease still hasn't changed.

Ms. Sylvia Morrow stated she is familiar with this matter from when she served on the council and it was her understanding that Mr. Millican didn't own the hangar, but rather leased it.

Mr. Marc Millican stated he has the bill of sale for the hangar dated September 21st.

Ms. Morrow then stated she thinks 10 years is a long time for a lease.

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

ORDINANCE NO. 059 OF 2020

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES, LOUISIANA, TO ENTER INTO AN AGREEMENT WITH THE LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES - EXTENSION, WHICH SAID AGREEMENT PROVIDES FOR SERVICES TO BE PROVIDED BY THE LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES – EXTENSION PROVIDING FOR A ONE YEAR TERM, PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

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

WHEREAS FURTHER, the City of Natchitoches is specifically authorized under Section 1.06 of the Charter of the City of Natchitoches to provide for the general welfare, safety, health, peace and good order of the City, and further authorized under Section 1.07 of the Charter of the City of Natchitoches to enter into Joint Service Agreements or Cooperative Efforts with other governmental agencies; and

WHEREAS FURTHER, the Louisiana Department of Wildlife and Fisheries Office of Fisheries - Extension (sometimes hereinafter referred to as “the Office of Fisheries”); and

WHEREAS FURTHER, the Office of Fisheries policy is to develop, enhance, support, and promote public fishing opportunities in Louisiana; and

WHEREAS FURTHER, the Office of Fisheries has developed a community fishing program “Get out and Fish!” and;

WHEREAS FURTHER, the development of community fishing opportunities significantly increases the number of people with access to good quality fishing and;

WHEREAS FURTHER, the City of Natchitoches possesses an approximately 3-acre pond at Parc Natchitoches that allows open access to the public, shoreline angling and accessibility for the handicapped; and

WHEREAS FURTHER, the Office of Fisheries has selected Parc Natchitoches pond as a suitable community fishery eligible to participate in the Get Out and Fish! Program; and

WHEREAS FURTHER, the Office of Fisheries has presented an Agreement between City of Natchitoches and the Office of Fisheries a copy of which is attached hereto; and

WHEREAS FURTHER, Louisiana Department of Wildlife and Fisheries shall secure funding through the United States Fish and Wildlife Service Sport Fish Restoration Program for a maximum of one year to perform the actions listed below:

1. Provide technical assistance and recommendations regarding pond maintenance and fisheries management.
2. Stock the pond with channel catfish in the spring and/or fall and possibly rainbow trout in the winter at the suggested stocking rate when funding is available.
3. Assist park personnel with a free fishing event that will allow for social distancing among participants and will be scheduled in conjunction with the first channel catfish stocking.
4. Deploy trail cameras to monitor fishing activity.
5. Design, purchase, and erect promotional signage.

WHEREAS FURTHER, in exchange for the above services the City shall provide:

1. Provide a minimum of 35 hours of employee match time with the following activities: maintenance of the pond, maintenance of the grounds immediately surrounding the pond, removal of trash in and around the pond, the removal and collection of monofilament line, hosting interpretive or educational fishing programs.
2. When employee or volunteer hours are used to meet the match requirement, The City of Natchitoches is responsible for submitting a time and activity report monthly.
3. Allow public access to Parc Natchitoches for shoreline angling during normal operating hours.
4. Host a free fishing event that allows for social distancing among participants that will be scheduled in conjunction with initial stocking that will be open to the public.
5. Maintain a clean pond and surrounding area free of litter and debris.
6. Encourage non-profit groups, educational institutes, and other community groups to continue to provide fishing education and fishing opportunities at the pond.
7. Prohibit fish stocking other than that recommended by LDWF fisheries biologist manager.
8. Solicit local organizations for potential sponsors for stocking.

WHEREAS FURTHER, this agreement will be effective from the first day of October 2020 through September 2021; and

WHEREAS FURTHER, the Agreement further provides that either party may terminate the Agreement with written notice within 30 days of the date of execution of the Agreement; and

WHEREAS FURTHER, under the general law and the Home Rule Charter of the City of Natchitoches, the City has the right, power, and authority to promote, protect, and preserve the general welfare, safety, health, peace and good order of the City; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the proposed Agreement, attached hereto, and is of the opinion that the Agreement with the Office of Fisheries will promote the health, safety and welfare of the citizens of the City and Parish of Natchitoches, Louisiana and the City Council desires to authorize the Mayor of the City of Natchitoches to execute same; and

WHEREAS FURTHER, the City Council of the City of Natchitoches desires to enter into this Agreement to help encourage, support, and promote public fishing opportunities in Louisiana; and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Natchitoches, Louisiana, that the Mayor of the City of Natchitoches, Ronnie Williams, Jr., is hereby authorized to execute the attached Agreement Between City of Natchitoches and the Office of Fisheries and in the event that the Mayor determines that the agreement should be terminated at the end of the one-year term, the Mayor is further authorized to provide the required notice to terminate the Agreement.

BE IT FURTHER ORDAINED that the terms of the Agreement between City of Natchitoches and the Office of Fisheries, attached hereto, are approved and accepted by the City Council of the City of Natchitoches, Louisiana.

THIS ORDINANCE was introduced on October 12, 2020 and published in the *Natchitoches Times* on October 15, 2020.

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 26 day of October, 2020.

**RONNIE WILLIAMS, JR., MAYOR
TEMPORE**

BETTY SMITH, MAYOR PRO

Delivered to the Mayor on the 27th day of October, 2020 at 10:00 A.M.

The following Ordinance was Introduced by Mr. Petite at the October 26, 2020 City Council meeting as follows:

ORDINANCE NO. 061 OF 2020

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY
OF NATCHITOCHES TO AWARD
THE BID FOR LIQUID CHLORINE FOR THE WATER TREATMENT PLANT**

(BID NO. 0632)

WHEREAS, Resolution No.058 of 2020 was passed by the Natchitoches City Council on September 14, 2020 authorizing the Mayor to advertise for bids for Liquid Chlorine for the Water Treatment Plant (Bid No. 0632); and

WHEREAS, this bid was advertised in the *Natchitoches Times* on, August 17, August 24, and October 1, 2020 in accordance with law; and

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

- (1) DPC Enterprises
Reserve, LA \$796.00 per ton

- (2) Brenntag Southwest, Inc.,
Lancaster, TX..... \$800.00 per ton

WHEREAS, on October 19, 2020 the appointed committee of Debbie Miley, Finance Director; Edd Lee, Director of Purchasing; Matt Anderson, Utility Department; and Christopher Petite, Councilman, reviewed the bid proposals for Liquid Chlorine for the Water Treatment Plant, (Bid No. 0632); and

WHEREAS, the above appointed committee members unanimously recommend the City award the bid to the lowest bidder **DPC Enterprises** in the amount of **\$796.00 per ton**.

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.

The following Ordinance was Introduced by Mrs. Elie at the October 26, 2020 City Council meeting as follows:

ORDINANCE NO. 062 OF 2020

**AN ORDINANCE APPROVING CITY OF NATCHITOCHEES
EMPLOYMENT CONTRACT WITH THE CITY
ATTORNEY AND FURTHER AUTHORIZING THE
MAYOR, RONNIE WILLIAMS, JR., TO EXECUTE THE
EMPLOYMENT CONTRACT ON BEHALF OF THE CITY
OF NATCHITOCHEES**

WHEREAS, pursuant to Section 4.02 of the Charter of the City of Natchitoches, Louisiana, the Mayor of the City of Natchitoches has appointed Mr. Alex Washington. as City Attorney, and the City Council of the City of Natchitoches confirmed the appointment by Resolution No. 071 of 2020, dated October 12, 2020; and

WHEREAS, the City of Natchitoches and Mr. Alex Washington have negotiated and agreed upon the terms and form of Contract to Employ Attorney (sometimes hereinafter referred to as “Employment Contract”); and

WHEREAS, the Employment Contract is attached hereto and the City Council of the City of Natchitoches desires to approves the Employment Contract and authorizes the Mayor to execute same on behalf of the City of Natchitoches, Louisiana; and

WHEREAS, the City Council of the City of Natchitoches has reviewed the Employment Contract, approves the form of same, and desires to authorize and direct the Mayor to execute same on behalf of the City of Natchitoches.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Natchitoches, in legal session convened, that it hereby authorizes, empowers, and directs the Honorable Ronnie Williams, Jr., Mayor, to execute the attached Employment Contract, entitled “Contract to Employ Attorney”, between the City of Natchitoches and Mr. Alex Washington, City Attorney.

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

RESOLUTION NO. 076 OF 2020

A RESOLUTION AUTHORIZING A ONE-TIME SALARY SUPPLEMENT PAYMENT TO THE CITY OF NATCHITOCHEES EMPLOYEES

WHEREAS, the City of Natchitoches recognizes the need to increase the compensation of its employees; and

WHEREAS, due to the City employees maintaining a safe work environment and not utilizing the Worker’s Compensation Fund throughout the year, there exists a sufficient surplus in the Worker’s Compensation fund of the City of Natchitoches to make a one-time salary supplement payment of \$500.00 to the regular full time employees actively working and \$250.00 to the regular part-time employees actively working (non-seasonal); and

WHEREAS, because the source of this salary supplement would be an accumulated surplus in the Worker’s Compensation Fund, and not a recurring revenue source, it would not be fiscally responsible to make this payment anything other than a one-time event for this fiscal year only, and which payment would not become a part of any employee’s base salary or salary schedule; and

WHEREAS, this one-time salary supplement is not a bonus for work already performed, but is intended as future earned compensation for the remainder of this fiscal year; and

WHEREAS, this payment is for personnel employed as of November 1, 2020 and will be prorated based on the length of service for the previous twelve months.

NOW, THEREFORE BE IT RESOLVED, that this salary supplement shall be a one-time payment this fiscal year only; and not an annual event, and shall not become a part of any employee’s base salary or salary schedule.

BE IT FURTHER RESOLVED, that this one-time payment is not a bonus for work already performed, but is intended as future earned compensation for the remainder of this fiscal year.

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 26th day of October, 2020.

RONNIE WILLIAMS, JR., MAYOR

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

CITY OF NATCHITOCHEs, STATE OF LOUISIANA

RESOLUTION NO. 077 OF 2020

A RESOLUTION AUTHORIZING THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA TO PROCEED WITH THE ISSUANCE OF NOT TO EXCEED FOUR MILLION DOLLARS (\$4,000,000) OF UTILITIES REVENUE REFUNDING BONDS, OF THE CITY OF NATCHITOCHEs, STATE OF LOUISIANA, ON A TAX-EXEMPT OR TAXABLE BASIS; PROVIDING CERTAIN TERMS OF SAID BONDS; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF SAID BONDS; APPOINTING BOND COUNSEL, INDEPENDENT REGISTERED MUNICIPAL ADVISOR AND UNDERWRITER/PLACEMENT AGENT; AUTHORIZING THE EXECUTION OF CERTAIN DOCUMENTS AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the City of Natchitoches, State of Louisiana (the “*City*”), has heretofore issued its \$874,000 Utilities Revenue Bonds, Series 2009A, dated December 15, 2009 (the “*Series 2009A Bonds*”), its \$2,613,000 Utilities Revenue Bonds, Series 2009B, dated December 16, 2009 (the “*Series 2009B Bonds*”), and its \$2,000,000 Taxable Utilities Revenue Bond, Series 2015, dated May 7, 2015 (the “*Series 2015 Bond*” and, collectively with the Series 2009A Bonds and the Series 2009B Bonds, the “*Prior Bonds*”); and

WHEREAS, in order to provide debt service savings, the City, acting through its governing authority, the City Council of the City of Natchitoches, State of Louisiana (the “*Governing Authority*”), is authorized to and believes it to be in its best interest to refund all or a portion of the Prior Bonds (the “*Refunded Bonds*”) pursuant to the provisions of Chapters 14 and 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended and La. R.S. 39:1430 (collectively, the “*Act*”) and other constitutional and statutory authority, through the issuance of the hereinafter-defined Refunding Bonds; and

WHEREAS, pursuant to the Act, and subject to the approval of the State Bond Commission, the City desires to accomplish the refunding through the issuance of not to exceed \$4,000,000 of its Utilities Revenue Refunding Bonds, Series 2020, on a taxable or tax-exempt basis (the “*Refunding Bonds*”), to be secured by and payable from net revenues of the City derived from the operation of its combined waterworks plant and system, electric power and light plant and system and sewer utility system (the “*System*”); and

WHEREAS, pursuant to the Act, it is now the desire of the City to adopt this Resolution giving preliminary approval for the issuance of the Refunding Bonds for the purposes of (i) refunding the Refunded Bonds; (ii) funding a reserve fund or purchasing a reserve fund surety, if

necessary; and (iii) paying costs of issuance of the Refunding Bonds, including the cost of bond insurance premium, if required; and

WHEREAS, the City desires to authorize the filing of an application with the Louisiana State Bond Commission (the “*Commission*”) requesting that the Commission grant approval to the issuance of the Refunding Bonds in accordance with the Act; and

WHEREAS, the City recognizes, finds and determines that a real necessity exists for the employment of Bond Counsel, Independent Registered Municipal Advisor, and Underwriter/Placement Agent; and

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

SECTION 1. Authorization. Pursuant to the provisions of the Act, the City does hereby authorize the issuance of not exceeding \$4,000,000 of Utilities Revenue Refunding Bonds, in one or more series, of the City of Natchitoches, State of Louisiana, on a tax-exempt or taxable basis. The form and details of the Refunding Bonds, the exact principal amounts and interest rates thereof shall be established pursuant to a subsequent ordinance of the City, provided that the interest rate on the Refunding Bonds will not exceed three and one-half percent (3.50%) *per annum*. The Refunding Bonds will have a final maturity date no later than December 1, 2035. The Refunding Bonds will be issued only as fully registered bonds, in minimum denominations of no less than \$5,000. The Refunding Bonds will be secured by and payable by the City from the net revenues of the System (“*Net Revenues*”), and will be sold at private sale in accordance with the provisions of the Act.

SECTION 2. Employment of Bond Counsel. A real necessity is hereby found for the employment of special counsel in connection with the issuance of the Refunding Bonds, and accordingly Butler Snow LLP, Shreveport, Louisiana, Bond Counsel, is hereby employed and requested to do and perform comprehensive legal and coordinate professional work with respect to the issuance of the aforesaid bonds of the City for the purposes stated hereinabove. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of the bonds, shall counsel and advise this Governing Authority as to the issuance and sale of the bonds, and shall furnish their opinion covering the legality of the issuance thereof. The fee of special bond counsel in connection with the issuance of the aforesaid bonds of the City is hereby fixed at a sum not to exceed the maximum fee allowed by the Attorney General’s fee guidelines for comprehensive legal and coordinate professional services in the issuance of bonds, based on the amount of said bonds actually issued, sold, delivered and paid for, plus “*out-of-pocket*” expenses. Bond Counsel fees may be paid from the proceeds of the Refunding Bonds and shall be contingent upon the issuance, sale and delivery of said Refunding Bonds. The Mayor, on behalf of the City, is hereby authorized and directed to execute, and the City hereby agrees to and accepts the terms of, the engagement letter in the form presented at this meeting. A certified copy of this Resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fee herein designated. No compensation will be due unless and until the Refunding Bonds are delivered.

SECTION 3. Employment of Independent Registered Municipal Advisor. A real necessity is hereby found for the employment of an independent registered municipal advisor to the Governing Authority in connection with the issuance of the Refunding Bonds and therefore the firm of Government Consultants, Inc. is hereby engaged. The fee to be paid for such services

may be paid from the proceeds of the Refunding Bonds and shall be in an amount agreed to by the Governing Authority. No compensation will be due unless and until the Refunding Bonds are delivered.

SECTION 4. Designation of Underwriter/Placement Agent. Piper Sandler & Co. is hereby designated as Underwriter/Placement Agent in connection with the issuance, sale and delivery of the Refunding Bonds.

SECTION 5. State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana (the "**Commission**"), for approval of the issuance and sale of the Refunding Bonds and for consent and authority to proceed with the issuance and sale of the Refunding Bonds as provided above, and Bond Counsel is directed to make application to the Commission in accordance with the foregoing on behalf of the City. By virtue of the City's application for, acceptance and utilization of the benefits of the Commission's approval resolved and set forth herein, it resolves that it understands and agrees that such approval is expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "*State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.*", adopted by the Commission on July 20, 2006 (the "**Policy**"), as to the borrowing and other matters subject to the approval, including subsequent application and approval under said Policy of the implementation or use of any swap or other products or enhancements covered thereby.

SECTION 6. Prescriptive Period. A copy of this Resolution shall be published immediately after its adoption in one (1) issue of the official journal of the City. For thirty (30) days after the date of publication, any person in interest may contest the legality of this Resolution, any provision of the Refunding Bonds, the provisions herein made for the security and payment of the Refunding Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Refunding Bonds. After the said thirty (30) days, no person shall have any cause of action to test the regularity, formality, legality, or effectiveness of this Resolution, and the provisions hereof, for any cause whatever. Thereafter, it shall be conclusively presumed that every legal requirement for the issuance of the Refunding Bonds has been complied with. No court shall have the authority to inquire into any of these matters after the said thirty (30) days.

SECTION 7. Authorized Officers; Execution of Documents. The Mayor, the Mayor Pro Tempore, and the City Clerk of the Governing Authority are hereby authorized, empowered, and directed to execute such documents, certificates and instruments as they may deem necessary to effect the transactions contemplated by this Resolution, such documents shall include (but are not limited to) a Preliminary Official Statement and a Bond Purchase Agreement within the terms and the parameters set forth herein.

SECTION 8. Effective Date. This Resolution shall become effective immediately.

Said Resolution having been read and considered by a quorum of the City Council, on motion to adopt by Mr. Harrington, seconded by Mrs. Smith, a record vote was taken and the following result was had:

YEAS: Elie, Nielsen, Smith, Harrington, Petite

NAYS: None

ABSTAIN: None

ABSENT: None

WHEREUPON, the presiding officer declared the above Resolution duly adopted in full on this, the 26th day of October, 2020.

Ronnie Williams, Jr., Mayor

Betty Smith, *Mayor Pro Tempore*

Stacy McQueary, City Clerk

Nnamdi Thompson with Government Consultants and Mike Busada with Butler Snow Law Firm came to the meeting tonight to further discuss the bond and the timeline of the application. Currently the City of Natchitoches has four outstanding utility bonds and we are contemplating refinancing three of those. This resolution simply allows the city to make an application to the state bond commission. Once approved, they will come back before the City Council and negotiate an interest rate that is beneficial to the city.

Councilman Harrington asked, do we know if this will add any time to our payments?

Mr. Thompson stated no, they are actually contemplating shortening it.

Debbie Miley, Finance Director, presented the Council with the Finance Report. The General Fund summary as of July 2020 stated the revenues were at 17.62% and expenditures at 12.49%, with 17% of the budget year elapsed. The Utility Fund revenues were at 13.79% and expenditures at 12.42%. Sales Tax Collections were up 3.71% for September with a year to date decrease of 11.04%. The TIF for August was down 28.02%.

The next scheduled City Council meeting will be **November 9, 2020.**

The offices of the City of Natchitoches will be closed **Wednesday, November 11, 2020** in observance of Veterans Day.

With no further discussion, Mayor Posey made a motion for adjournment and all were in favor. The meeting was adjourned at **7:33 p.m.**

RONNIE WILLIAMS, JR., MAYOR

BETTY SMITH, MAYOR PRO-TEMPORE