

OFFICIAL PROCEEDINGS OF THE  
COUNCIL OF THE PARISH OF  
ST. MARY, STATE OF LOUISIANA

APRIL 8, 2015  
FRANKLIN, LOUISIANA

The St. Mary Parish Council met on this date in Regular Session with Chairman Kevin Voisin presiding and the following members present: Lionel Metz, Charles Middleton, David Hanagriff, Glen Hidalgo, Logan Fromenthal, Dr. Tim Tregle, Sterling Fryou, Steve Bierhorst and Albert Foulcard. Absent was Ken Singleton.

Mr. Hidalgo pronounced the Invocation and Mr. Hanagriff led the Pledge of Allegiance.

Mr. Fryou moved that the reading of the minutes of the Second Regular Meeting, March 25, 2015 be dispensed with and that the same be approved. Mr. Foulcard seconded the motion, which carried.

Jason Akers, Bond Attorney, Foley & Judell, LLP appeared before the Parish Council to discuss the resolution giving preliminary approval to the issuance of not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) aggregate principal amount of Sewerage Sales Tax Refunding Bonds of the Parish of St. Mary, State of Louisiana (the "Issuer"), for the purpose of refinancing outstanding debt of the Issuer; providing certain terms of said bonds ; making application to the State Bond Commission for approval of said Bonds; hiring professionals in connection therewith; and providing for other matters in connection therewith.

Mr. Akers stated that this resolution is in regard to the 2006 Sewerage Sales Tax Refunding Bonds (the Solid Waste Portion) secured by the ¾% Sales Tax currently being levied in the Parish.

The bonds issued in 2006 run through 2025 bearing rates between 4.5% to 4.65%. It is estimated that the rate (with refinancing of the bonds may go as low as 2.5% or lower, thereby creating a savings of approximately \$25,000 per year.) The savings may be utilized for sewer or solid waste related projects.

In regard to OLD BUSINESS -15 A. which stated, "Discussion and action relative to a gate being installed on Cotton Road," Mr. Voisin stated that the Legal Advisor is in the process of investigating the legality of placing a gate on Cotten Road since the roadway is a public road.

Craig Lasseigne, Rodney Lodrigue and Roberta Edgar residents of Bayou Vista and Patterson, respectfully, appeared before the Parish Council to express their opposition to placing a gate across Cotten Road to prevent trash dumping and other illegal activities ( as discussed at the March 25, 2015 Regular Meeting.)

Mr. Bierhorst stated that at the March 25, 2015 Regular Meeting, he was in favor of placing a fence across Cotten Road; but, since that time he has researched the matter and is not in favor of the gate at this time.

Mr. Bierhorst expressed his sentiments that once people traversing the roadway leaves the roadway, they are entering onto private property which included a borrow pit and the banks of the Intracoastal.

Mr. Naquin, Parish President reported that the boat tour on Monday, March 30, 2015 at 9:00 a.m. from the Port of Morgan City – Atchafalaya River to Point Chevreuil was limited due to low water tide.

Henry "Bo" LaGrange, Chief Administrative Officer presented his report for a two (2) week period ending April 8, 2015. (All items in Mr. LaGrange's report are informational.)

Mr. Bierhorst introduced the following ordinance:

**ORDINANCE NO.**

An Ordinance declaring certain real property surplus  
in the Parish of St. Mary.

**WHEREAS**, the St. Mary Parish Council finds that the below described property is no longer needed for a public purpose and to declare such real property surplus.

**NOW, THEREFORE BE IT ORDAINED** by the St. Mary Parish Council, on behalf of the St. Mary Parish Government, declares:

SECTION 1. That the below described properties are no longer needed for a public purpose and are hereby declared surplus property.

That certain lot or parcel of land, lying and being situated in the City of Franklin, Parish of St. Mary, State of Louisiana, more particularly known, designated and described as Tract "GHIJG" as shown on a Plan of Land prepared by T. F. Kramer, C.E., dated February 2<sup>nd</sup>, 1963, attached to a Partial Release of Surface Lease in favor of the Town of Franklin in Book 13-M, Entry No. 123,733 of the Conveyance Records of St. Mary Parish, Louisiana. Said tract being bounded North by Hospital Avenue, East by Haifleigh Street, South by property of the City of Franklin, and West by property of the City of Franklin.

SECTION 2. That the Parish President be authorized to take whatever actions and to execute all documents that are necessary to transfer ownership of said properties from St. Mary Parish.

SECTION 3. This ordinance shall be published in full in the official journal of the Parish Council after adoption.

SECTION 4. This ordinance shall become effective and be in full force upon signature of the Parish President.

This ordinance having been offered and read on this the 8<sup>th</sup> day of April, 2015; having been published in accordance with law.

Mr. Fryou introduced the following ordinance:

**ORDINANCE NO.**

**AN ORDINANCE TO REDUCE THE MEMBERSHIP OF THE BOARD OF COMMISSIONERS OF THE ST MARY PARISH WATER AND SEWER COMMISSION NO. 1 FROM SEVEN MEMBERS TO FIVE MEMBERS**

**WHEREAS**, Ordinance No. 1281 adopted by the Parish Council on October 25, 1995 established the St. Mary Parish Water and Sewer District No. 1;

**WHEREAS**, by Resolution adopted on January 24, 1996, St. Mary Parish Water and Sewer District No. 1 established a seven (7) person Board of Commissioners;

**WHEREAS**, the St. Mary Parish Council declares that it is necessary and desirable and in the best interest of the citizens, taxpayers and customers of St. Mary Parish Water and Sewer District No. 1 to reduce the membership of the governing authority of said commission, the Board of Commissioners, from seven (7) to five (5), effective upon publication.

**WHEREAS**, the St. Mary Parish Council further declares that it is necessary and desirable and in the best interest of the citizens, taxpayers and customers of St. Mary Parish Water and Sewer District No. 1 that the existing members of the Board of Commissions for St. Mary Parish Water and Sewer District No. 1 be allowed to complete their respective terms and that the two positions currently vacant be abolished.

**WHEREAS**, pursuant to the provisions of R.S. 33:7833 the members of the Board of Commissioners shall serve at the pleasure of the parish, except that the initial term of office shall run for a period of two years from the date of appointment.

**NOW, THEREFORE, BE IT ORDAINED** by the St. Mary Parish Council, State of Louisiana acting as the governing authority of the Parish of St. Mary, State of Louisiana, that the membership of the governing authority of said the Board of Commissioners of the St. Mary Parish Water and Sewer District No. 1 shall be reduced from seven (7) to five (5), effective upon publication.

**BE IT FURTHER ORDAINED** that the existing members of the Board of Commissions for St. Mary Parish Water and Sewer District No. 1 be allowed to complete their respective terms and that the two positions currently vacant be abolished.

**BE IT FURTHER ORDAINED** that pursuant to the provisions of R.S. 33:7833 the members of the Board of Commissioners shall serve at the pleasure of the parish, except that the initial term of office shall run for a period of two years from the date of appointment.

This ordinance having been offered and read on this the 8<sup>th</sup> day of April, 2015, having been published in accordance with law.

Mr. Foulcard moved that the following Ordinance be adopted. Mr. Metz seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Metz, Middleton, Hanagriff, Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard and Voisin

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

### **ORDINANCE NO. 2001**

An Ordinance in compliance with Ordinance No. 1973, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments).

**WHEREAS**, on March 12<sup>th</sup>, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 – St. Mary Parish Unified Development Code, and

**WHEREAS**, Chapter 5 Procedures, Division 5.4 General Procedures for Public Hearing, Section 5.4.2 Rezoning (Zoning Map Amendments) provides a process for the official zoning district map to be amended, and

**THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

**SECTION I** - That certain tract of land described in Exhibit “A” is hereby rezoned from the current zoning of Existing Neighborhood (EN) Zoned District to General Commercial (GC) Zoned District.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this the 11<sup>th</sup> day of March 2015; having been published in accordance with law; and having been heard in a public hearing at Franklin, Louisiana on the 8<sup>th</sup> day of April 2015 was adopted.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 10<sup>th</sup> day of April 2015, at the hour of 10:25 a.m.

**APPROVED:**

s/g Paul P. Naquin, Jr.

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**PAUL P. NAQUIN, Jr., PRESIDENT  
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 13<sup>th</sup> day of April 2015, at the hour of 8:34 a.m.

**EXHIBIT "A"**

**Name: Bargain Barn (Marnie Vaughan)**

**Address: 103 Big Bear Ln., Franklin, LA**

**Parcel Id# Sec. 13 T14S R9E;**

**- 2144801042.00- Lot 12 Junius Hebert Subd. per Plat 15U 140823 Acq. 42A 264370 Improvements.**

**PURPOSE: for a storage building**

**Rezone from Existing Neighborhood (EN) Zoned District to General Commercial (GC) Zoned District**

Mr. Foulcard moved that the following Ordinance be adopted. Mr. Metz seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Metz, Middleton, Hanagriff, Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard and Voisin

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

**ORDINANCE NO. 2002**

An Ordinance in compliance with Ordinance No. 1973, DIVISION 5.4  
General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits  
granting a Specific Use.

**WHEREAS**, on March 12, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 – St. Mary Parish Unified Development Code, and

**WHEREAS**, DIVISION 5.4 General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits provides a process for the granting of a specific use, and

**THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

**SECTION I** - That certain tract of land described in Exhibit “A” is hereby approved and granted a specific use to install a pond.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this 11<sup>th</sup> day of March 2015; having been published in accordance with law; and having been heard in a public hearing held at Franklin, Louisiana on the 8<sup>th</sup> day of April 2015; was adopted.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 10<sup>th</sup> day of April 2015, at the hour of 10:25 a.m.

**APPROVED:**

s/g Paul P. Naquin, Jr.

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**PAUL P. NAQUIN, Jr., PRESIDENT  
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 13<sup>th</sup> day of April 2015, at the hour of 8:34 a.m.

**Name: Craig Walker**

**Address: 10222 Hwy. 182 W., Franklin, La.**

**Parcel Id# -2384601010.00- Sec.11 T15S R10E; Lot Tract 3 being "FGDEF" per Plat 36I 242877**

**Currently Zoned: Single Family(SR) Residential Zoned District**

**Specific Use Purpose: install a Pond**

Mr. Foulcard moved that the following Ordinance be adopted. Mr. Metz seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Metz, Middleton, Hanagriff, Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard and Voisin

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

**ORDINANCE NO. 2003**

An Ordinance in compliance with Ordinance No. 1973, DIVISION 5.4  
General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits  
granting a Specific Use.

**WHEREAS**, on March 12, 2014, the St. Mary Parish Council adopted Ordinance No. 1973 – St. Mary Parish Unified Development Code, and

**WHEREAS**, DIVISION 5.4 General Procedures for Public Hearings, Section 5.4.3 Specific Use Permits provides a process for the granting of a specific use, and

**THEREFORE, BE IT ORDAINED** by the Parish Council of the Parish of St. Mary, State of Louisiana, acting as the governing authority of the Parish of St. Mary, State of Louisiana:

**SECTION I** - That certain tract of land described in Exhibit "A" is hereby approved and granted a specific use for a 15 Lot Recreational Vehicle (RV) Park in an Conservation (CN) Zoned District with the stipulation that there is only one living structure per leased lot and that there is a minimum 1 year lease.

This ordinance shall become effective and be in full force upon publication in the official journal of the Parish.

This ordinance having been offered and read on this 11<sup>th</sup> day of March 2015; having been published in accordance with law; and having been heard in a public hearing held at Franklin, Louisiana on the 8<sup>th</sup> day of April 2015; was adopted.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

This ordinance was submitted to the President of St. Mary Parish on this the 10<sup>th</sup> day of April 2015, at the hour of 10:25 a.m.

**APPROVED:**

s/g Paul P. Naquin, Jr.

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**PAUL P. NAQUIN, Jr., PRESIDENT  
ST. MARY PARISH**

This ordinance was returned to the Clerk of the Council on this the 13<sup>th</sup> day of April 2015, at the hour of 8:34 a.m.

**Exhibit "A"**

**Name: John W. Veeder & George T. Veeder Estate represented by Howard Sinitiere and Betty Veeder**

**Address: 22833, 22837, 22853, 22865, 22877, 22783, 22787, 22789, 22793, 22795, 22797, 22799, 22807, 22811 & 22825 Levee Rd., Charenton, La.**

**Parcel Id# -2115084081.00,2115084089.00 & 2115084087.00- 2.36 Ac Por 76.50 Ac Tract BD Grand Lake & Spiller-Pub Rd.-Bayou Teche-G Veeder & J Veeder situated in Sec. 23 T13S R9E lying between Levee R/W and Canal Acq. 267 315177.**

**Currently Zoned: Conservation "CN" Zoned District**

**Specific Use Purpose: 15 Lot Recreational Vehicle (RV) Park in an Conservation (CN) Zoned District with the stipulation that there is only one living structure per leased lot and that there is a minimum 1 year lease**

Mr. Fromenthal moved that the following resolution be adopted. The Parish Council seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Middleton, Hanagriff, Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard, Voisin and Metz

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

## **RESOLUTION OF RESPECT**

**WHEREAS**, the Lord Almighty in his Infinite mercy and goodness has seen fit to remove from our midst, Mr. Doyle Fontenot, and

**WHEREAS**, Mr. Fontenot was a Veteran of the Army National Guard, and

**WHEREAS**, Mr. Fontenot will be truly missed by his family and friends that loved him dearly, and

**WHEREAS**, the members of the St. Mary Parish Council wish to acknowledge publicly their sorrow and sympathy to the family of Mr. Fontenot, and

**WHEREAS**, the St. Mary Parish Council hopes that his family will find comfort in the thought that their grief and sorrow are shared by their friends.

**NOW, THEREFORE BE IT RESOLVED**, by the St. Mary Parish Council through the unanimous adoption of this resolution that they solemnly deliberate with sincere condolences, sympathy, and understanding during this time of grief.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g **Lisa C. Morgan**

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

Mr. Fromenthal moved that the following resolution be adopted. The Parish Council seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Hanagriff, Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard, Voisin, Metz and Middleton

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

## **RESOLUTION OF RESPECT**

**WHEREAS**, the Lord Almighty in his Infinite mercy and goodness has seen fit to remove from our midst, Mrs. Ann Constance Russo Johnson, and

**WHEREAS**, Mrs. Johnson was a spirited woman and will be truly missed by her family and friends that loved her dearly, and

**WHEREAS**, the members of the St. Mary Parish Council wish to acknowledge publicly their sorrow and sympathy to the family of Mrs. Johnson, and

**WHEREAS**, the St. Mary Parish Council hopes that her family will find comfort in the thought that their grief and sorrow are shared by their friends.

**NOW, THEREFORE BE IT RESOLVED**, by the St. Mary Parish Council through the unanimous adoption of this resolution that they solemnly deliberate with sincere condolences, sympathy, and understanding during this time of grief.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

Mr. Metz moved that the following resolutions be adopted. Mr. Foulcard seconded the motion which carried by the following 10-0-0-1 Roll Call vote:

YEAS: Messrs. Hidalgo, Fromenthal, Dr. Tregle, Messrs. Fryou, Bierhorst, Foulcard, Voisin, Metz Middleton and Hanagriff

NAYS: None

ABSTAIN: None

ABSENT: Mr. Singleton

**RESOLUTION**

A resolution providing for the approval and authorization for Change Order No. 1 for Installation of Culverts and Associated Infrastructure in Middle Road Drainage Canal.

**WHEREAS**, a certain contract has been entered into between the St. Mary Parish Council and Byron E. Talbot Contractor, Inc., P.O. Box 5658, Thibodaux, Louisiana 70302, relative to Installation of Culverts and Associated Infrastructure in Middle Road Drainage Canal, and

**WHEREAS**, the items as shown on Change Order No. 1 will result in an increase of \$4,000.00 in the contract price and an increase of two (2) work days in the contract time.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Mary Parish Council does hereby approve the issuance of Change Order No. 1 covering an increase of \$4,000.00 in the contract price and an increase of two (2) work days in the contract time for Installation of Culverts and Associated Infrastructure in Middle Road Drainage Canal.

**BE IT FURTHER RESOLVED**, that the President of St. Mary Parish, Paul P. Naquin, Jr., be and he is hereby authorized to execute Change Order No. 1 on behalf of the St. Mary Parish Council.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**RESOLUTION**

A resolution authorizing Paul P. Naquin, Jr., the President of St. Mary Parish to execute a Cooperative Endeavor Agreement between the Department of Transportation and Development and St. Mary Parish Government relative to Donation of Reclaimed Asphalt Pavement (RAP) State Hwy. LA 182 (D.O.T.D. Maintenance Project).

**BE IT RESOLVED**, that Paul P. Naquin, Jr., President of the Parish of St. Mary, be and he is hereby authorized and directed, for and on behalf of the Parish Council, to execute a Cooperative Endeavor Agreement with between the Department of Transportation and Development and St. Mary Parish Government relative to Donation of Reclaimed Asphalt Pavement (RAP) State Hwy. LA 182 (D.O.T.D. Maintenance Project), conditions and stipulations as he may best see fit, he being fully authorized in the premises.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

## **RESOLUTION**

**WHEREAS**, currently motorists are allowed to turn right on red at the intersection of La. Hwy. 318 and U. S. Hwy. 90, and

**WHEREAS**, motorists traveling on La. Hwy. 318 are currently allowed to turn right when the light signal is on red thereby creating a hazard to motorists traveling along U. S. 90, and

**WHEREAS**, in effort to ensure the safety of motorists traveling along U. S. 90 and La. Hwy. 318, there exists a need for “No Right Turn on Red” signs on both sides of La. Hwy. 318 at the intersection of La. Hwy. 318 and U.S. Hwy. 90.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Mary Parish Council does hereby respectfully request that the Department of Transportation and Development to install “No Right Turn on Red” signs on both sides of La. Hwy. 318 at the intersection of La. Hwy. 318 and U. S. Hwy. 90.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

## **RESOLUTION**

A resolution giving preliminary approval to the issuance of not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) aggregate principal amount of Sewerage Sales Tax Refunding Bonds of the Parish of St. Mary, State of Louisiana (the “Issuer”), for the purpose of refinancing outstanding debt of the Issuer; providing certain terms of said bonds; making application to the State Bond Commission for approval of said Bonds; hiring professionals in connection therewith; and providing for other matters in connection therewith.

**WHEREAS**, pursuant to the provisions of Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, the Parish of St. Mary, State of Louisiana (the “Issuer”), has heretofore issued Sewerage Sales Tax Bonds, Series 2006 (the “Series 2006 Bonds”), of which \$2,500,000 is outstanding; and

**WHEREAS**, in order to provide debt service savings, the Issuer desires to refund the callable maturities of the Series 2006 Bonds (the “Refunded Bonds”), pursuant to the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the “Act”), through the issuance of its refunding bonds; and

**WHEREAS**, pursuant to the Act, and subject to the approval of the State Bond Commission, the Issuer desires to accomplish the refunding through the issuance of not exceeding \$2,500,000 of its Sewerage Sales Tax Refunding Bonds (the “Refunding Bonds”), to be payable, equally with the Sewerage Sales Tax Refunding Bonds, Series 2012, from the levy and collection of a three-fourths of one percent (3/4%) sales and use tax (the “Tax”) now being levied and collected within the Issuer, pursuant to elections held in the Issuer on May 2, 1987 and April 5, 2003; and

**WHEREAS**, upon the issuance of the Refunding Bonds, the Issuer will have no outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on the revenues of the Water System pledged, EXCEPT the unrefunded Series 2006 Bonds and its Sewerage Sales Tax Refunding Bonds, Series 2012; and

**WHEREAS**, the Issuer desires to make formal application to the State Bond Commission for approval of the Refunding Bonds and further to employ professionals in connection therewith;

**NOW, THEREFORE, BE IT RESOLVED** by the Parish Council of the Parish of St. Mary, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Mary, State of Louisiana (the "Parish"), that:

SECTION 1. Preliminary Approval of Refunding Bonds. Preliminary approval is given to the issuance, in one or more series, of not exceeding Two Million Five Hundred Thousand Dollars \$2,500,000 of the Parish of St. Mary, State of Louisiana (the "Refunding Bonds"), to be issued for the purpose of refunding the Refunded Bonds, said Refunding Bonds to be payable equally with the Sewerage Sales Tax Refunding Bonds, Series 2012, and the unrefunded Series 2006 Bonds, from the levy and collection of a three-fourths of one percent (3/4%) sales and use tax (the "Tax") now being levied and collected within the Issuer, pursuant to elections held in the Issuer on May 2, 1987 and April 5, 2003. The Refunding Bonds shall bear interest at a rate or rates not to exceed four percent (4%) per annum, to be determined by subsequent ordinance of this Governing Authority at the time of the sale of the Refunding Bonds, and shall mature no later than July 1, 2025. The Refunding Bonds shall be issued in fully registered form and shall be sold and have such additional terms and provisions as may be determined by this Governing Authority in a subsequent ordinance.

SECTION 2. Employment of Bond Counsel. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Refunding Bonds, and accordingly, Foley & Judell, L.L.P., of New Orleans, Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Refunding Bonds. 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 such Refunding Bonds, shall counsel and advise this Governing Authority as to the issuance and sale thereof and shall furnish its opinions covering the legality of the issuance of the Refunding Bonds. The fee of Bond Counsel for each series of bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of such series of refunding bonds and based on the amount of said Refunding Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. The Parish President is hereby authorized and directed to execute, and this Governing Authority 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 fees herein designated, and the Secretary is hereby empowered and directed to provide for payment of the work herein specified upon completion thereof and under the conditions herein enumerated.

SECTION 3. Municipal Advisor. The Issuer hereby retains Raymond James & Associates, Inc., of New Orleans, Louisiana, to act as its Municipal Advisor ("MA") pursuant to the provisions of the Act and the rules promulgated thereunder by the Securities and Exchange Commission. The Issuer hereby acknowledges that it is represented by the MA and will rely upon the advice of the MA with respect to the Refunding Bonds. The fee to be paid the MA shall be payable solely from the proceeds of the Refunding Bonds when and if issued, and the amount thereof shall be subject to the approval of the State Bond Commission. The President is hereby authorized and directed to execute the contract with the MA in the form presented at this meeting.

SECTION 4. State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, 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 State Bond Commission in accordance with the foregoing on behalf of the Issuer.

By virtue of applicant/issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are 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, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

### **PROCLAMATION**

**WHEREAS**, the 47<sup>th</sup> Anniversary of the National Fair Housing Law, Title VIII of the Civil Rights Act of 1968, during the month of April, is an occasion for all Americans – individually and collectively - to rededicate themselves to the principle of freedom from housing discrimination whenever it exists; and

**WHEREAS**, this law guarantees for each citizen that critical, personal element of freely choosing a home; and

**WHEREAS**, a fair housing law has been passed by the State of Louisiana; and implementation of that law requires the positive commitment, involvement and support of all our citizens; and

**WHEREAS**, the department and agencies of the State of Louisiana are to provide leadership in the effort to make fair housing not just an idea, but an ideal for all our citizens; and

**WHEREAS**, barriers that diminish the rights and limit the options of any citizen will ultimately diminish the rights and limit the options of all.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Mary Parish Council, hereby proclaim the month of April 2015, as:

### **FAIR HOUSING MONTH**

in Franklin, Louisiana and do hereby encourage all citizens to abide by the letter and spirit of the Fair Housing Law, and ask the citizens of St. Mary Parish to join in reaffirming the obligation and commitment to fair housing opportunities for all.

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**PROCLAMATION**

**WHEREAS**, Autism Spectrum Disorder (ASD) is a lifelong developmental disability, resulting in significant impairment of an individual's ability to learn, develop healthy interactive behaviors, and understand verbal, nonverbal, and reciprocal communication; and,

**WHEREAS**, ASD is the third most common developmental disability, affecting 1,500,000 individuals nationwide, and 10,388 children in this state; and,

**WHEREAS**, persons with an Autism Spectrum Disorder can succeed and reach their highest potential with effective community-based supports; accurate, early diagnosis, and the resulting appropriate education and intervention are vital to the future growth and development of the individual; and,

**WHEREAS**, Support groups, such as Autism Society Bayou, have dedicated years of service in their ongoing efforts to advocate for the rights, humane treatment, and appropriate education of all persons with ASD; and,

**WHEREAS**, These groups remain committed to individuals with ASD and to educating families, professionals, and the general public to better understand ASD; and,

**WHEREAS**, autism spectrum disorder is a complex disability that requires and greater recognition and understanding to ensure that individuals with ASD living in Terrebonne Parish are afforded a self-determined life full of dignity, respect and fulfillment:

**NOW, THEREFORE BE IT RESOLVED**, that the St. Mary Parish Council, hereby proclaim the month of April 2015, as:

**NATIONAL AUTISM AWARENESS MONTH**

**ADOPTED AND APPROVED** by the St. Mary Parish Council in regular session convened on this the 8<sup>th</sup> day of April 2015.

**APPROVED:**

s/g Kevin Voisin

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**KEVIN VOISIN, CHAIRMAN  
ST. MARY PARISH COUNCIL**

**ATTEST:**

s/g Lisa C. Morgan

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**LISA C. MORGAN, CLERK  
ST. MARY PARISH COUNCIL**

**OLD BUSINESS:**

- A. Discussion and action relative to a gate being installed on Cotten Road.

Item A was discussed earlier in this meeting. (The Legal Advisor will research the matter and report his findings at a later date.)

**NEW BUSINESS:**

- A. We received the following financial statements:

- St. Mary Parish Sales and Use Tax Department – year ended December 31, 2014
- Recreation District No. 4 – year ended September 30, 2014
- Wax Lake East Drainage District – year ended September 30, 2014
- Water & Sewer Commission No. 4 – year ended September 30, 2014
- Water & Sewer Commission No. 5 – year ended September 30, 2014
- Gravity Drainage District No. 6 – year ended September 30, 2014
- Recreation District No. 1 – year ended September 30, 2014
- Sewerage District No. 8 – year ended September 30, 2014
- Wards 5 & 8 Joint Sewerage Commission – year ended September 30, 2014
- Sewerage District No. 5 year ended September 30, 2014
- St. Mary Parish Tourist Commission – year ended September 30, 2014
- Recreation District No. 2 – year ended September 30, 2014
- Gravity Sub-Drainage District No. 1 of Gravity Drainage District No. 2– year ended September 30, 2014

- B. Raymond Harris, Jr., Mayor City of Franklin writes – Fire Department requested the money allocated for fire protection from the ¾% sales tax was in 2009. Current personnel were not aware that a formal request was necessary to have the allocation disbursed to the City. The City of Franklin ask the Parish Council to reallocate those funds for the years 2010, 2011, 2012, 2013 and 2014 so that disbursement of those funds could be make once they are reallocated. Please consider this a formal request to have the funds reallocated and disbursed to the City of Franklin as quickly as possible.

We are formally requesting the allocation for 2015.

Mr. LaGrange explained that the City of Franklin realized that the funds for the years 2010, 2011, 2012, 2013 and 2014 requested for fire protection from the ¾% sales tax has never been received. (The amount requested is \$3,000 annually from Wards 1,2,3,4,7 & 10 ¾% Sales Tax Fund and also \$5,000 in the Gaming Receipt Fund.)

Mr. LaGrange stated that a request has been received for the 2015 allocation and is presently being processed.

Mr. LaGrange explained that although the allocations to the fire departments are budgeted each year, the departments are required to submit a written formal request with their annual financial statement for funding.

The City of Franklin is requesting the Parish to consider reallocating the five (5) years of funding that was not received.

In response to an inquiry by Mr. Metz in regard to the effect that this matter has on other fire departments, Mr. LaGrange stated that some fire departments requested their allocation whereas there maybe others that did not request their funds.

Mr. LaGrange stated that whenever allocated funds are not requested by various departments, the funds are returned to the fund balance.

Mr. LaGrange stated that Mr. Governale, Director of Finance will research the matter to determine which fire department has not requested their yearly allocations.

Mr. LaGrange also stated that if any fire department has not requested their yearly allocation, a formal request to have the funds reallocated and disbursed would be required.

Mr. Duval Arthur, OEP Director, appeared before the Parish Council to explain that the St. Mary Fire Association meet to discuss which fire department gets a fire truck allowance, insurance rebates, etc.

Following discussion, it is the consensus of the Parish Council that a list of the fire departments that request yearly allocations be discussed at the April 22, 2015 Regular Meeting.

C. Mr. Hidalgo to request a reallocation up to \$10,000 from Wards 5 & 8 3/10% Sales Tax Fund to the Fire District No. 7 for improvements to the interior of the Saturn Street Fire Station.

Mr. Hidalgo moved that funds up to \$10,000 from Wards 5 & 8 3/10% Sales Tax Fund be reallocated to Fire District No. 7 for improvements to the interior of the Saturn Street Fire Station. Mr. Fromenthal seconded the motion, which carried.

D. Appointment to the following Boards and Commissions:

**Sewerage District No. 5 (Centerville/Verdunville) – 1 Vacancy**

Wilfred Fields – Present Member

Mr. Hanagriff moved that Wilfred Fields be reappointed to Sewerage District No. 5 Board of Commissioners. Mr. Hidalgo seconded the motion, which carried.

Mr. Foulcard expressed his sentiments regarding the need for the Parish to pay individuals that drive veterans to and from the Veterans Hospital in New Orleans.

Mr. Foulcard requested that the matter be discussed at the April 22, 2015 Regular Meeting.

There being no further business, Dr. Tregle moved for adjournment. Mr. Fryou seconded the motion, which carried.

s/g Lisa C. Morgan

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Lisa C. Morgan, Clerk

s/g Kevin Voisin

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Kevin Voisin, Chairman