

MINUTES OF A REGULAR MEETING OF THE MAYOR AND COUNCILMAN OF THE CITY OF GONZALES, STATE OF LOUISIANA TAKEN ON MONDAY MARCH 16, 2020, 5:30 P.M. AT CITY HALL 120 S. IRMA BLVD.

MEMBERS PRESENT:

Councilman Neal Bourque
Councilman David Guitreau

Councilman Kirk Boudreaux, Mayor Pro Tem
Councilman Harold Stewart

MEMBERS ABSENT: Mayor Barney Arceneaux, Councilman Tyler Turner

ALSO PRESENT:

Brandon Boylan, Acting City Clerk
Lisa Babin, Administrative Secretary

Sherman Jackson, Chief of Police

Motion by Councilman Neal Bourque, seconded by Councilman David Guitreau to approve the Minutes of the regular City Council Meeting, taken February 26, 2020.

YEAS: Councilman Neal Bourque, Councilman David Guitreau, Councilman Kirk Boudreaux, Mayor Pro Tem, Councilman Harold Stewart

NAYS: NONE

ABSENT: Councilman Tyler Turner

Councilman Tyler Turner arrived at 5:41 p.m.

Motion by Councilman Neal Bourque, seconded by Councilman Tyler Turner to adopt Resolution No. 2891: A Resolution to the Louisiana Department of Environmental Quality stating action taken in regards to the MWPP Environmental Audit.

YEAS: Councilman Tyler Turner, Councilman Neal Bourque, Councilman David Guitreau, Councilman Kirk Boudreaux, Mayor Pro Tem, Councilman Harold Stewart

NAYS: NONE

ABSENT: NONE

Motion by Councilman Neal Bourque, seconded by Councilman Harold Stewart to adopt Resolution No. 2892:

RESOLUTION # 2892

A resolution giving preliminary approval to the issuance of up to Two Million Four Hundred Thousand Dollars (\$2,400,000) of Sales Tax Bonds of the City of Gonzales, State of Louisiana; making application to the State Bond Commission for consent and authority to sell and issue said Bonds; and providing for other matters in connection therewith.

WHEREAS, the City of Gonzales, State of Louisiana (the "City") desires to finance additions and improvements to its drinking water system, consisting of the relocation of an existing water main to accommodate a roadway widening project on Roddy Rd. (collectively, the "Project"); and

WHEREAS, the City is currently levying and collecting a one-half of one percent (1/2%) sales and use tax (the "Tax") pursuant to a special election held in the City on April 1, 1989, at which election the following proposition was approved by a majority of the qualified electors voting at said election:

PROPOSITION

Shall the City of Gonzales, State of Louisiana (the "City"), under the provisions of Article VI, Section 29 of the 1974 Louisiana Constitution, Act 639 of the Regular Session of the Louisiana

Legislature of 1984 (La.R.S. 33:2721.6), and other constitutional and statutory authority supplemental thereto, be authorized to levy and collect, and adopt an ordinance providing for such levy and collection, an additional tax of one-half of one percent (½%) (the "Tax"), upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption of tangible personal property and on sales of services in said City, all as defined in La.R.S. 47:301 to 47:317, inclusive, for a period of twenty-one (21) years from the date of levy or until the retirement of any bonds issued payable therefrom, whichever is later, and shall the avails or proceeds of said Tax (after paying the reasonable and necessary expenses of collecting and administering the Tax) be subject to funding into bonds maturing over a period not exceeding twenty (20) years and bearing interest at a rate or rates not exceeding twelve per centum (12%) per annum and otherwise issued in the manner provided by Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, for the purpose of paying the costs of constructing and acquiring sewerage and sewage collection and treatment facilities, water supply and treatment facilities and distribution lines, and fire protection facilities within and for said City, including the necessary sites, rights of way, machinery and equipment in connection therewith, title to which shall be in the public, or for refunding obligations of said City; providing a reserve for such bonds and paying the issuance costs thereof; and shall the net avails or proceeds of said Tax, after making all required payments in connection with such bonds, be used for the purpose of constructing, acquiring, operating and maintaining sewerage and sewage disposal works, drains and drainage facilities, streets, gas distribution facilities and water supply and distribution facilities along with the necessary sites, machines and equipment in connection therewith, within and for said City, title to which shall be in the public?

WHEREAS, at a special election held on April 23, 2005, a majority of the electors of the City voting at the said election approved the following proposition amending the authorized purposes of the Tax:

SALES TAX ECONOMIC DEVELOPMENT REDEDICATION

SUMMARY: AUTHORITY FOR THE CITY OF GONZALES TO ADD AN ADDITIONAL AUTHORIZED PURPOSE OF "PROMOTING ECONOMIC DEVELOPMENT" TO THE LISTS OF PREVIOUSLY AUTHORIZED PURPOSES FOR THE USE OF THE PROCEEDS OF ITS (A) 1% SALES AND USE TAX THAT WAS ORIGINALLY AUTHORIZED AT AN ELECTION HELD IN THE CITY ON SEPTEMBER 10, 1966, AND (B) 1/2% SALES AND USE TAX THAT WAS ORIGINALLY AUTHORIZED AT AN ELECTION HELD IN THE CITY ON APRIL 1, 1989.

Shall the proceeds of (a) the one percent (1%) sales and use tax previously authorized at an election held in the City of Gonzales, State of Louisiana (the "City") on September 10, 1966, and (b) the one-half of one percent (1/2%) sales and use tax previously authorized at an election held in the City on April 1, 1989 (collectively, the "Taxes"), after paying the reasonable and necessary costs of collection and administration of the Taxes, be subject to use by Economic Development Districts created pursuant to Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), to promote economic development in the City through the use of incremental increases in sales and use tax collected within the boundaries of said districts in the manner provided and permitted by the Act, to the extent approved by the Mayor and Council of the City, in addition to the purposes set forth in the respective sales tax propositions originally approved at said elections held on September 10, 1966, and April 1, 1989?

WHEREAS, the City currently has no outstanding notes, bonds or other obligations payable from a pledge and dedication of the income and revenues of the Tax other than its Taxable Sales Tax Bonds, Series 2014, issued pursuant to General Bond Ordinance No. 3046 and First Supplemental Bond Ordinance No. 3047, both adopted on September 22, 2014, of which approximately \$10,685,851 is currently outstanding, maturing on March 1 of the years 2021 through 2034, inclusive (the "Outstanding Parity Bonds"); and

WHEREAS, this governing authority desires to give preliminary approval to the issuance of not exceeding \$2,400,000 of the City's sales tax bonds pursuant to the aforesaid General Bond Ordinance, for the purpose of financing the Project and paying costs of issuance, and to provide authority for an application to the State Bond Commission for approval of such additional bonds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Gonzales, State of Louisiana, acting as the Governing Authority of the City, that:

SECTION 1. Preliminary Approval of Bonds. Pursuant to the provisions of Section 523 and Subpart A, Part II, Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other constitutional and statutory authority, this governing authority hereby gives preliminary approval to the issuance of not exceeding Two Million Four Hundred Thousand Dollars (\$2,400,000) of the City's Sales Tax Bonds (the "Bonds"). The Bonds will be secured by a pledge and dedication of the net avails or proceeds of the Tax, and shall be issued on a parity with the Outstanding Parity Bonds. The Bonds may be issued in one or more series, on a taxable or tax-exempt basis, for the purpose of financing the acquisition, construction and installation of improvements and extensions to the City's drinking water system, including the improvements listed in the preambles of this resolution defined as the Project, and for paying

costs of issuance of the Bonds. The Bonds shall mature over a period not to exceed twenty-two (22) years from the date thereof, and shall bear interest at a rate or rates not to exceed two and forty-five hundredths percent (2.45%) per annum. The Bonds shall be issued by ordinance adopted by this governing authority, which ordinance shall set forth all of the details of the Bonds, and shall be sold to the Drinking Water Revolving Loan Fund ("DWRLF") or such other purchaser as may be determined by this Governing Authority.

SECTION 2. State Bond Commission. Application is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the Bonds described in Section 1 above, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City, together with a letter requesting the prompt consideration and approval of this application.

By virtue of the City'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 the City 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 State Bond 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.

SECTION 3. Authorization of Loan Application and Commitment Agreement for Drinking Water Revolving Loan Fund. The Mayor is hereby authorized to submit a Loan Application and to enter into and to execute a Commitment Agreement between the City and the Louisiana Department of Health (the "Department"), in connection with the sale of the bonds to the Department through the DWRLF, and to further execute any and all other necessary documents, applications, certifications, filings necessary in connection with the financing of the Project with the Department.

SECTION 4. Special Bond Counsel. It is understood that Adams and Reese LLP, Bond Counsel of New Orleans, Louisiana, as counsel to the Department, 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 coordinate with 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, and if applicable the tax-exempt status of the Bonds. The fee of special bond counsel in connection with the issuance of the Bonds is hereby fixed at a sum which shall be in accordance with the Attorney General's fee schedule for revenue bonds based on the principal amount of the Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses; provided, however, that said fee shall be contingent upon the sale, issuance and delivery of the Bonds. City Attorney Matthew I. Percy shall act as the City's counsel in connection with the issuance of the Bonds.

:
YEAS: Councilman Tyler Turner, Councilman Neal Bourque, Councilman David Guitreau,
Councilman Kirk Boudreaux, Mayor Pro Tem, Councilman Harold Stewart

NAYS: NONE

ABSENT: NONE

Final vote on the approved rate increase for Ambulance Services provided by the City of Gonzales Fire Department as follows:

BLS Emergency-	\$1200.00
ALS1 Emergency-	\$1500.00
ALS2 Emergency-	\$2100.00
Mileage-	\$24.00 per mile

YEAS: Councilman Tyler Turner, Councilman Neal Bourque, Councilman David Guitreau,
Councilman Kirk Boudreaux, Mayor Pro Tem, Councilman Harold Stewart

NAYS: NONE

ABSENT: NONE

There being no further business to come before the City Council and upon a motion duly made and seconded, the Meeting was adjourned.



Councilman Kirk Boudreaux, Mayor Pro Tem

ATTEST:



Scot Byrd, City Clerk