

November 12, 2019

TO: Lincoln Parish Police Jury
FROM: Christmas Party Committee
SUBJECT: Committee Report

The Christmas Party Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, Third Floor, Lincoln Parish Courthouse, Tuesday, November 12, 2019, at 4:30 p.m. Present were: Theresa Wyatt, Chair, Bobby Bennett, David Hammons, and Sharyon Mayfield.

ABSENT: Nancy Wilson

Theresa Wyatt called the meeting to order and Sharyon Mayfield delivered the invocation.

Bobby Bennett offered a motion, seconded by Sharyon Mayfield, to approve the agenda. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Mayfield

Theresa Wyatt opened the floor for discussion on the upcoming Christmas Party.

LaTonya Lacey, Personnel Director, gave a financial report. Ms. Lacey indicated that contributions from jurors would be sufficient to fund the Christmas party.

The Committee decided that the party will be held December 12, 2019 at 6:00 p.m. at the Library Events Center and that the menu will be barbeque. Various caterers were recommended and calls will be made for pricing. The Committee recommended the office staff provide entertainment. There being no other business to come before the Committee, the meeting was adjourned.

Courtney Hall
Parish Administrator

Theresa Wyatt
Chair

TO: Lincoln Parish Police Jury

FROM: Public Works Committee

SUBJECT: Committee Report

The Public Works Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, Third Floor, Lincoln Parish Courthouse, Tuesday, November 12, 2019 at 5:00 p.m. Present were: David Hammons, Chair, Theresa Wyatt, Bobby Bennett, and Skip Russell.

ABSENT: Annette Straughter

David Hammons called the meeting to order and delivered the invocation.

Skip Russell offered a motion, seconded by Bobby Bennett, to approve the agenda as presented. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, and Russell

(Annette Straughter enters the meeting.)

First on the agenda was to consider authorizing Change Order No. 1 for LCDBG Sewer Rehabilitation Project to adjust contract for Final As-Built Quantities. Parish Administrator, Courtney Hall explained to the Committee that the Change Order would result in a reduction of \$15,552.50 in the original contract price. Mr. Hall recommended approving the Change Order. Bobby Bennett offered a motion, seconded by Theresa Wyatt, to approve adjusting the contract for Change Order No. 1 for LCDBG Sewer Rehabilitation Project. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider authorizing Substantial Completion for LCDBG Sewer Rehabilitation Project. Bobby Bennett offered a motion, seconded by Skip Russell, to approve Substantial Completion for LCDBG Rehabilitation Project. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider approving Final Plat for Plantation Hills-Phase III. Parish Administrator, Courtney Hall recommended approving the Final Plat for Plantation Hills-Phase III. After discussion, Bobby Bennett offered a motion, seconded by Theresa Wyatt, to approve the Final Plat for Plantation Hills-Phase III. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Under Eubanks Road Bridge Replacement, Skip Russell offered a motion, seconded by Bobby Bennett, to reject all bids received due to non-compliance. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Skip Russell offered a motion, seconded by Bobby Bennett, to authorize re-advertisement for bids for Eubanks Road Bridge Replacement. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider authorizing advertisement for bids for railroad tankcars for bridge replacements. After discussion, Bobby Bennett offered a motion, seconded by Skip Russell, to authorize advertisement for bids for railroad tankcars for bridge replacements. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider authorizing Substantial Completion for Big Creek Road Bridge Replacement. Mr. Hall explained that as of October 21, 2019, the contractor had substantially completed the project. Bobby Bennett offered a motion, seconded by David Hammons, to authorize substantial completion for Big Creek Road Bridge Replacement. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider establishing a 25 mile per hour speed limit on Edwards Road. Mr. Hall recommended an ordinance to set the speed limit at 25 miles per hour. Bobby Bennett offered a motion, seconded by David Hammons, to approve establishing a 25 mile per hour speed limit for Edwards Road. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider authorizing submittal of Community Water Enrichment Fund (CWEF) Applications on behalf of the following water systems: Fellowship, Waterworks No. 1, and Hilly-Greenwood. After discussion, Bobby Bennett offered a motion, seconded by Theresa Wyatt, to approve submittal of Community Water Enrichment Fund Application for Fellowship, Waterworks No. 1 and Hilly-Greenwood Water Systems. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider authorizing the submittal of Louisiana Governmental Assistance Program (LGAP) Application for roof repair for the Lincoln Parish Courthouse. Bobby Bennett offered a motion, seconded by Theresa Wyatt, to approve the LGAP Application submittal. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

Next on the agenda was to consider a request for assistance from the City of Grambling. Mr. Hall explained the request involved assistance in trimming tree limbs and pothole patching. Theresa Wyatt offered a motion, seconded by Bobby Bennett, to approve the requests. The motion carried with the following votes:

YEAS: Wyatt, Bennett, Hammons, Russell and Straughter

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After discussion and there being no other business to come before the Committee; the meeting was adjourned.

Courtney Hall
Parish Administrator

David Hammons
Chair

November 12, 2019

TO: Lincoln Parish Police Jury

FROM: The Personnel/Benefits Committee

SUBJECT: Committee Report

The Personnel/Benefits Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, Third Floor, Lincoln Parish Courthouse, Tuesday, November 12, at 5:30 p.m. Present were: Hazel Hunter, Bobby Bennett, Jody Backus, Joe Henderson and Annette Straughter

Hazel Hunter called the meeting to order and Joe Henderson delivered the invocation.

Annette Straughter offered a motion to approve the agenda as presented, seconded by Joe Henderson. The motion carried with the following votes:

YEAS: Hunter, Bennett, Backus, Henderson, and Straughter

Next on the agenda was to consider and recommend candidates for Board Vacancies. Bobby Bennett offered a motion, seconded by Annette Straughter, to approve the recommendations of Mr. Samuel Spearman, Ms. Mertrude Douglas and Mr. Charlie Hudson to the Mt. Olive Waterworks District. The motion carried with the following votes:

YEAS: Hunter, Bennett, Backus, Henderson, and Straughter

Annette Straughter offered a motion, seconded by Joe Henderson, to approve the recommendation of Mr. Julius Sumler to the Lincoln Parish Fire Protection District-Ward 2. The motion carried with the following votes:

YEAS: Hunter, Bennett, Backus, Henderson, and Straughter

Annette Straughter offered a motion, seconded by Joe Henderson, to approve the recommendation of Mr. Mike Fulton to the Lincoln Parish Fire Protection District-Ward 3. The motion carried with the following votes:

YEAS: Hunter, Bennett, Backus, Henderson, and Straughter

With no further business, the meeting was adjourned.

Courtney Hall
Parish Administrator

Hazel Hunter
Chair

November 12, 2019

TO: Lincoln Parish Police Jury

FROM: Health & Welfare Committee

SUBJECT: Committee Report

The Health & Welfare Services Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, Third Floor, Lincoln Parish Courthouse, Tuesday, November 12, 2019 at 5:45 p.m. Present were: Hazel Hunter, Walter Pullen, Joe Henderson and Sharyon Mayfield.

ABSENT: Nancy Wilson

Joe Henderson called the meeting to order and delivered the invocation.

Walter Pullen offered a motion, seconded by Hazel Hunter, to approve the agenda. The motion carried with the following votes:

YEAS: Hunter, Pullen, Henderson, and Mayfield

First on the agenda was the 2019 Amended Budget for the H.E.L.P. Agency. Martene Thissel, Interim Director was present to review the 2019 Amended Budget. After discussion, Walter Pullen offered a motion, seconded by Hazel Hunter, to approve the 2019 Amended Budget for the H.E.L.P. Agency. The motion carried with the following votes:

YEAS: Hunter, Pullen, Henderson, and Mayfield

Following a review and discussion of the 2020 Proposed Budget, Sharyon Mayfield offered a motion, seconded by Walter Pullen, to approve the 2020 Proposed Budget for the H.E.L.P. Agency. The motion carried with the following votes:

YEAS: Hunter, Pullen, Henderson, and Mayfield

With no further business, the meeting was adjourned.

Courtney Hall
Parish Administrator

Joe Henderson
Chair

November 12, 2019

TO: Lincoln Parish Police Jury

FROM: Finance Committee

SUBJECT: Committee Report

The Finance Committee of the Lincoln Parish Police Jury met in the Police Jury Meeting Room, Third Floor, Lincoln Parish Courthouse, Tuesday, November 12, 2019, at 6:15 p.m. Present were: Skip Russell, Chair; Hazel Hunter, Jody Backus, and Joe Henderson.

ABSENT: Nancy Wilson

Skip Russell called the meeting to order and delivered the Invocation.

Jody Backus offered a motion, seconded by Joe Henderson, to approve the agenda as presented. The motion carried with the following votes:

YEAS: Hunter, Backus, Russell and Henderson

First on the Agenda was the Lincoln Parish Library 2019 Amended Budget and the 2020 Proposed Budget. Vivian McCain, Library Director reviewed the budget. Following discussion, Jody Backus offered a motion, seconded by Joe Henderson, to approve the Lincoln Parish Library 2019 Amended Budget. The motion carried with the following votes:

YEAS: Hunter, Backus, Russell and Henderson

Joe Henderson offered a motion, seconded by Hazel Hunter, to approve the Library Parish Library 2020 Proposed Budget. The motion carried with the following votes:

YEAS: Hunter, Backus, Russell and Henderson

Next on the Agenda was a review of the Lincoln Parish Police Jury 2019 Amended Budget presented by Mrs. Holly Lowry, Treasurer. Following questions and discussion, Jody Backus offered a motion, seconded by Hazel Hunter, to approve the 2019 Amended Budget for the Lincoln Parish Police Jury. The motion carried with the following votes:

YEAS: Hunter, Backus, Russell and Henderson

Next, the Lincoln Parish Police Jury 2020 Proposed Budget was reviewed. Following questions and discussion, Jody Backus offered a motion, seconded by Hazel Hunter, to approve the 2020 Proposed Budget for the Lincoln Parish Police Jury. The motion carried with the following votes:

YEAS: Hunter, Backus, Russell and Henderson

There being no other business, the meeting was adjourned.

Courtney Hall
Parish Administrator

Skip Russell
Chair

The Lincoln Parish Police Jury met in regular session on Tuesday, November 12, 2019, at 7:00 p.m., at its regular meeting place in the Courthouse, Ruston, Louisiana. Present were: Theresa Wyatt, District One; Hazel Hunter, District Two; Bobby Bennett, District Three; Randy Roberson, District Four; David Hammons, District Five; Walter Pullen, District Six; Jody Backus, District Seven; Skip Russell, District Eight; Joe Henderson, District Nine; Sharyon Mayfield, District Eleven; and Annette Straughter, District Twelve.

ABSENT: Nancy Wilson, District Ten

Randy Roberson called the meeting to order and Joe Henderson delivered the invocation and led the Pledge of Allegiance.

Walter Pullen offered a motion, seconded by Sharyon Mayfield, to approve the agenda as presented. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Mr. Roberson called for public comments on the agenda. There were none.

Joe Henderson offered a motion, seconded by Theresa Wyatt, to approve the minutes of the October 8, 2019 regular meeting. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion, seconded by Joe Henderson, to approve the 2019 Amended Budget for the Humanitarian Enterprises of Lincoln Parish. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Joe Henderson offered a motion, seconded by Walter Pullen, to approve the Proposed 2020 Budget for the Humanitarian Enterprises of Lincoln Parish. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Skip Russell offered a motion, seconded by Walter Pullen, to approve the 2019 Amended Budget for the Lincoln Parish Police Jury. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Jody Backus offered a motion, seconded by Hazel Hunter, to approve the 2020 Proposed Budget for the Lincoln Parish Police Jury. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson and Straughter

NAYS: Mayfield

Joe Henderson recommended the Finance Committee meet next month to further discuss the proposed budget for the Lincoln Parish Police Jury.

Walter Pullen offered a motion, seconded by David Hammons, to schedule a public hearing for December 10, 2019 at 7:00 p.m. for the final budget consideration. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Next on the agenda was consideration of ordinances providing for the sale of Adjudicated Property. Walter Pullen offered a motion, seconded by Joe Henderson, to adopt an ordinance providing for the sale of Adjudicated Property No. 12203000095 in the amount of \$897.78 and further providing with respect thereto.

ORDINANCE NO. 421-19-0

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF LINCOLN TO SELL ADJUDICATED PROPERTY DESCRIBED AS PARCEL 12203000095: A TRACT OF LAND 50' * 120' TAKEN FROM LOT 12 AND MORE FULLY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIPE WHICH IS 214.4'N. & 164.3'E. OF THE NW CORNER OF NE ¼ OF SECTION 22, TOWNSHIP 20, NORTH, RANGE 3 WEST, THENCE RUN SOUTH 60 DEGREES NO MINUTES EAST FOR A DISTANCE OF 399.3 FEET TO A POINT IN THE NW R/W LINE OF A NARROW GRAVEL ROAD; THENCE RUN IN A NORTHEASTERLY DIRECTION WITH THE R/W LINE A DISTANCE OF 80 FEET FOR THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED: RUN THEN IN A NORTHWESTERLY DIRECTION 120 FEET PARALLEL WITH THE SOUTHERLY BOUNDARY OF LOT 12; THENCE IN A NORTHEASTERLY DIRECTION A DISTANCE OF 50 FEET PARALLEL WITH THE R/W LINE OF THE NARROW GRAVEL ROAD; THENCE IN A SOUTHEASTERLY DIRECTION A DISTANCE OF 50 FEET ALONG THE NW R/W OF A NARROW GRAVEL ROAD, BEING A 50 * 120 FOOT TRACT OF LAND TAKEN FROM LOT 12 (A TRIANGULAR LOT OR TRACT OF LAND) LOCATED IN SW1/4 OF SE1/4 OF SECTION 12, TOWNSHIP 20 NORTH, RANGE 3 WEST, LOUISIANA, LINCOLN PARISH, IN ACCORDANCE WITH LA R.S. 47: 2202 T SEQ. AND TO AUTHORIZE THE LINCOLN PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THE MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Lincoln on June 17, 2009, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year period, established by Parish Ordinance No: 337-14-(0) and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47:2202 *et seq.* provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Lincoln has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, *et seq.*; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Lincoln has set a minimum bid for public sale at \$897.78; and

WHEREAS, the Parish of Lincoln has received a written offer to purchase said property from Otis & Twonia Outley for the consideration of \$897.78, at the time of sale and has been accepted by the Lincoln Parish Police Jury; and

WHEREAS, the property described herein below was scheduled for public auction on November 8, 2019 at 10:00 a.m.

NOW BE IT ORDAINED by the Lincoln Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Lincoln Parish Parcel #12203000095, having no municipal address located in Dubach, Louisiana, and more fully described as:

A TRACT OF LAND 50' * 120' TAKEN FROM LOT 12 AND MORE FULLY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIPE WHICH IS 214.4'N. & 164.3'E. OF THE NW CORNER OF NE ¼ OF

SECTION 22, TOWNSHIP 20, NORTH, RANGE 3 WEST, THENCE RUN SOUTH 60 DEGREES NO MINUTES EAST FOR A DISTANCE OF 399.3 FEET TO A POINT IN THE NW R/W LINE OF A NARROW GRAVEL ROAD; THENCE RUN IN A NORTHEASTERLY DIRECTION WITH THE R/W LINE A DISTANCE OF 80 FEET FOR THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED: RUN THEN IN A NORTHWESTERLY DIRECTION 120 FEET PARALLEL WITH THE SOUTHERLY BOUNDARY OF LOT 12; THENCE IN A NORTHEASTERLY DIRECTION A DISTANCE OF 50 FEET PARALLEL WITH THE R/W LINE OF THE NARROW GRAVEL ROAD; THENCE IN A SOUTHEASTERLY DIRECTION A DISTANCE OF 50 FEET ALONG THE NW R/W OF A NARROW GRAVEL ROAD, BEING A 50 * 120 FOOT TRACT OF LAND TAKEN FROM LOT 12 (A TRIANGULAR LOT OR TRACT OF LAND) LOCATED IN SW1/4 OF SE1/4 OF SECTION 12, TOWNSHIP 20 NORTH, RANGE 3 WEST, LOUISIANA, LINCOLN PARISH

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 *et. seq.*, without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P Consulting Services, LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Lincoln and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P Consulting Services, LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 *et. seq.* Proof of said notice will be filed in the conveyance records of Lincoln Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P Consulting Services, LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 *et. seq.* has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Lincoln Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified. The above ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion, seconded by Hazel Hunter, to adopt an ordinance providing for the sale of Adjudicated Property No. 31182000015 in the amount of \$9,763.39 and further providing with respect thereto.

ORDINANCE NO. 422-19-0

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF LINCOLN TO SELL ADJUDICATED PROPERTY DESCRIBED AS PARCEL 31182000015: BEG. AT NW/C OF SW OF SE, SEC.31-18-2, L/P. LA. RUN E. 358' TO POB. FROM POB RUN E. 372', S. 00 DEG. 15' E. 468', W. 372', N. 00 DEG. 15' W. TO POB A DIST. OF 468',CONTG. 4 AC. M/L. IN SW OF SE, SEC. 31-18-2, L/P.LA, IN ACCORDANCE WITH LA R.S. 47: 2202 T SEQ. AND TO AUTHORIZE THE LINCOLN PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THER MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Lincoln on May 16, 2001, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year period, established by Parish Ordinance No: 337-14-(0) and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47:2202 *et seq.* provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Lincoln has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, *et seq.*; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Lincoln has set a minimum bid for public sale at \$9,763.39 and

WHEREAS, the Parish of Lincoln has received a written offer to purchase said property from Our Plan B, Inc. for the consideration of \$9,763.39, at the time of sale and has been accepted by the Lincoln Parish Police Jury; and

WHEREAS, the property described herein below was scheduled for public auction on November 8, 2019 at 10:00 a.m.

NOW BE IT ORDAINED by the Lincoln Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Lincoln Parish Parcel #31182000015, having a municipal address of 318 Hickory Street, Ruston, Louisiana, and more fully described as:

BEG. AT NW/C OF SW OF SE, SEC.31-18-2, L/P. LA. RUN E. 358' TO POB. FROM POB RUN E. 372', S. 00 DEG. 15' E. 468', W. 372', N. 00 DEG. 15' W. TO POB A DIST. OF 468',CONTG. 4 AC. M/L. IN SW OF SE, SEC. 31-18-2, L/P.LA.

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 *et seq.*, without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:

- a. E&P Consulting Services, LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Lincoln and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
- b. E&P Consulting Services, LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 *et. seq.* Proof of said notice will be filed in the conveyance records of Lincoln Parish immediately after the Act of Sale.
- c. At the time of closing, the E&P Consulting Services, LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 *et. seq.* has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Lincoln Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified. The above ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion, seconded by Hazel Hunter, to adopt an ordinance providing for the sale of Adjudicated Property No. 30182165056 in the amount of \$3,333.33 and further providing with respect thereto.

ORDINANCE NO. 423-19-0

AN ORDINANCE TO AUTHORIZE AN ACT OF SALE BY THE PARISH OF LINCOLN TO SELL ADJUDICATED PROPERTY DESCRIBED AS PARCEL 30182165056: COMM WHERE W BDRY OF NE OF SE, SECTION 30-18-2, CROSSES N. R/W OF BEACON LT RD. RUN N 0 DEG 20' W FOR 125' FOR ST PT; FROM ST PT, N 36 DEG 54' E 184.4', N 2 DEG 09' W FOR 30.0' S 76 DEG 48' W 121.1', RUN S 3 DEG 11' E FOR 150.00' BACK TO POBIN ACCORDANCE WITH LA R.S. 47: 2202 T SEQ. AND TO AUTHORIZE THE LINCOLN PARISH POLICE JURY PRESIDENT TO SIGN ALL NECESSARY DOCUMENTS AND TO ADDRESS THER MATTERS RELATIVE THERETO

WHEREAS, the immovable property described below was adjudicated to the Parish of Lincoln in 1991, for nonpayment of taxes; and

WHEREAS, the three (3) year period for redemption provided by Art. 7, §25 of the Louisiana Constitution has elapsed, as well as the five (5) year period, established by Parish Ordinance No: 337-14-(0) and the owner of record has failed to redeem the adjudicated property; and

WHEREAS, LA R.S. 47:2202 *et seq.* provides that the Parish may sell adjudicated property in accordance with law after the expiration of the period for redemption; and

WHEREAS, the Parish of Lincoln has declared the property described below surplus and not needed for a public purpose and to dispose of said property in accordance with LA R.S. 47:2202, *et seq.*; and

WHEREAS, in accordance with L.A. R.S. 47:2202 the Parish of Lincoln has set a minimum bid for public sale at \$3,333.33 and

WHEREAS, the Parish of Lincoln has received a written offer to purchase said property from LaDavion Reshard White, Sr.. for the consideration of \$3,333.33 at the time of sale and has been accepted by the Lincoln Parish Police Jury; and

WHEREAS, the property described herein below was scheduled for public auction on November 8, 2019 at 10:00 a.m.

NOW BE IT ORDAINED by the Lincoln Parish Police Jury, that any Act of Sale of the below described property shall contain the following conditions and requirements:

- 1) This property described as Lincoln Parish Parcel #30182165056, having a municipal address of 214 Elam Lane, Ruston, Louisiana, and more fully described as:

COMM WHERE W BDRY OF NE OF SE, SECTION 30-18-2, CROSSES N. R/W OF BEACON LT RD. RUN N 0 DEG 20' W FOR 125' FOR ST PT; FROM ST PT, N 36 DEG 54' E 184.4', N 2 DEG 09' W FOR 30.0' S 76 DEG 48' W 121.1', RUN S 3 DEG 11' E FOR 150.00' BACK TO POB

- 2) This property shall be sold in accordance with LS-R.S. 47:2201 *et. seq.*, without any warranty, from either the Parish or Management Company, whatsoever, even as to the return of the purchase price.
- 3) The sale shall be on a form approved by the Parish Attorney and that the sales price is paid by certified funds at the time of the sale.
- 4) The sale shall include a reservation of all mineral rights to the Parish, but shall convey all surface rights.
- 5) The following shall be completed prior to closing of sale:
 - a. E&P Consulting Services, LLC shall certify in writing to the Parish Attorney that they have examined the mortgage records, conveyance records, probate and civil suit records of the Parish of Lincoln and that attached to this certification will be a written list of names and last known addresses of all owners, mortgagees, and any other person who may have a vested or contingent interest in the property, or who has filed a request for notice as provided in the former provisions LS-R.S. 33:4720.17(B), as indicated in those records.
 - b. E&P Consulting Services, LLC will provide notice to those persons identified in accordance with LS-R.S. 47:2201 *et. seq.* Proof of said notice will be filed in the conveyance records of Lincoln Parish immediately after the Act of Sale.
 - c. At the time of closing, the E&P Consulting Services, LLC will certify in writing to Parish Attorney and Clerk of Court that the number of days mandated by LS-R.S. 47:2201 *et. seq.* has elapsed since the above required notice was made or attempted and that the property has not been redeemed by the payment of the taxes owed.

BE IT FURTHER ORDAINED, by the Lincoln Parish Policy Jury, that the Police Jury President is hereby authorized to execute a Cash Sale of the above described adjudicated property to the highest acceptable bidder. The Cash Sale shall contain all of the above conditions and requirements and shall be executed within the timelines specified. The above ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Skip Russell offered a motion, seconded by Annette Straughter, to approve awarding the bid for addition to the Lincoln Parish Detention Center to the low bidder, Mann's Construction, in the amount of \$2,812,000.00. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Joe Henderson offered a motion, seconded by Annette Straughter, to authorize the Issuance of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000.00) of Sales Tax Bonds, Series 2020, of the Parish of Lincoln, State of Louisiana; prescribing the form, terms and conditions of such Bonds and providing for the payment thereof; designating the date, denomination and place of payment of said Bonds; providing for the payment thereof in principal and interest and entering into certain other covenants and agreements in connection with the security and payment of said Bonds; providing for interim financing in connection with the project being funded with the proceeds of the Bonds through the issuance, sale and delivery of \$2,677,000.00 of Bond Anticipation Notes of the parish; and providing for other matters in connection with the issuance of the Bonds and the Notes.

The following resolution was offered by Joe Henderson and seconded by Annette Straughter:

RESOLUTION 19-19

A resolution authorizing the issuance of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) of Sales Tax Bonds, Series 2020, of the Parish of Lincoln, State of Louisiana; prescribing the form, terms and conditions of such Bonds and providing for the payment thereof; designating the date, denomination and place of payment of said Bonds; providing for the payment thereof in principal and interest and entering into certain other covenants and agreements in connection with the security and payment of said Bonds; providing for interim financing in connection with the project being funded with the proceeds of the Bonds through the issuance, sale and delivery of \$2,677,000 of Bond Anticipation Notes of the Parish; and providing for other matters in connection with the issuance of the Bonds and the Notes.

WHEREAS, the Parish of Lincoln, State of Louisiana (the "Issuer"), is now levying and collecting a special one-fourth of one percent (1/4%) sales and use tax (the "Tax") pursuant to an election held in the Issuer on October 17, 1981 (the "Election"), at which Election the following proposition was approved by a majority of the qualified electors voting at the Election, viz:

"PROPOSITION

Shall the Parish of Lincoln, State of Louisiana (the "Parish"), under the provisions of Article VI, Section 29 (A) of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority supplemental thereto, be authorized to levy and collect, and adopt an ordinance providing for such levy and collection, a tax of one-fourth of one percent (¼%) (the "Tax") upon the sale at retail, the use, the lease or rental, the consumption and storage for use or consumption of tangible personal property, and on sales of services in the Parish, all as defined in La. R.S. 47:301 through 47:317, beginning January 1, 1983, with the proceeds of the Tax (after paying the reasonable and necessary expenses of collection and administering the Tax), to be dedicated and used for the purpose of maintaining, operating, improving, and repairing the Lincoln Parish Detention Center and the related jail and prison system of the Parish?"

WHEREAS, the Issuer now wishes to issue Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) of Sales Tax Bonds, Series 2020 (the "Bonds"), payable from and secured by an irrevocable pledge and dedication of the avails or proceeds of the Tax, subject only to the prior payment of the reasonable and necessary costs of collecting and administering the Tax, under the authority of Section 1430 of Title 39 of the Louisiana Revised Statutes, as amended (R.S. 39:1430) (the "Act"), and other constitutional and statutory authority, for the purposes hereinafter set forth; and

WHEREAS, the Issuer presently has outstanding no bonds or indebtedness of any kind or nature payable from or enjoying a lien on the revenues of the Tax; and

WHEREAS, it is estimated that the revenues of the Tax in the year in which the Bonds are issued will be at least \$2,520,000; and the maturities of the Bonds shall be arranged so that the total amount of principal and interest falling due in any year on the Bonds will never exceed 75% of the revenues of the Tax estimated to be received by the Issuer in the calendar year in which the Bonds are to be issued; and

WHEREAS, as required by the United States of America acting through Rural Development (the "Government"), the Issuer proposes to issue Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) of Bond Anticipation Notes (the "Notes") pursuant to Chapter 14B of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Note Act") and other constitutional and statutory authority to provide interim financing for the hereinafter defined Project; and

WHEREAS, the Issuer now wishes to fix the details necessary with respect to the issuance of the Bonds and the Notes to provide for the authorization and issuance thereof, as hereinafter provided; and

WHEREAS, the State Bond Commission approved the issuance of the Bonds and the Notes at its November 15, 2018 meeting;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Lincoln, State of Louisiana, acting as the governing authority of the Parish of Lincoln, State of Louisiana, that:

SECTION 1. Definitions. As used herein, the following terms have the following meanings, unless the context otherwise requires:

"Act" means Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

"Additional Parity Bonds" means any additional *pari passu* bonds which may hereafter be issued pursuant to Section 14 hereof on a parity with the Bonds.

"Bond" or "Bonds" means the Sales Tax Bonds, Series 2020, of the Issuer issued by this Bond Resolution in the aggregate principal amount of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000), and any Bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued Bond.

"Bond Register" means the registration books of the Paying Agent in which registration of the Bonds and transfers of the Bonds shall be made as provided herein.

"Bond Resolution" means this resolution authorizing the issuance of the Bonds, as the same may be hereinafter amended or supplemented.

"Bond Year" means the one year period ending on the annual anniversary date of the Bond.

"Business Day" means a day of the year on which banks located in the cities in which the principal corporate trust offices of the Paying Agent are located are not required or authorized to remain closed and on which the New York Stock Exchange is not closed.

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

"Executive Officers" means the President and Administrator (Secretary) of the Police Jury of the Parish of Lincoln, State of Louisiana.

"Fiscal Year" means the one-year period commencing on January 1 of each year, or such other one-year period as may be lawfully designated as the fiscal year of the Issuer.

"Governing Authority" means the Police Jury of the Parish of Lincoln, State of Louisiana.

"Government Securities" shall mean 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 the respective maturities of the Bonds and may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

"Issuer" shall mean the Parish of Lincoln, State of Louisiana.

"Note" or **"Notes"** means the Bond Anticipation Notes authorized to be issued pursuant to this Resolution in one or more series in the aggregate principal amount of \$2,677,000 in anticipation of the delivery of the Bonds.

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

- (a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
- (b) Bonds for whose payment or prepayment sufficient funds have been theretofore deposited with the Paying Agent in trust for the Owners as provided in Section 18;
- (c) Bonds in exchange for or in lieu of which other Bonds have been registered and delivered pursuant to this Bond Resolution; and
- (d) Bonds alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Bond Resolution.

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

"Paying Agent", with regard to the Bonds, means the Administrator of the Governing Authority or such successor in function as may be designated by the Governing Authority.

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

"Purchaser" or **"Government"** means United States of America, acting through Rural Development, the original purchaser of the Bonds.

"Reserve Fund Requirement" means a sum equal to the highest combined principal and interest falling due in any year on all bonds payable from a pledge of the avails or proceeds of the Tax.

"Resolution" means this resolution authorizing the issuance of the Bonds and the Notes, as it may be supplemented and amended.

"Revenues of the Tax" means the avails or proceeds of the Issuer's one-fourth of one percent (1/4%) sales and use tax authorized at the election held within the corporate boundaries of the Issuer on October 17, 1981, the proceeds of which are pledged to the payment of the Bonds as hereinafter provided, subject to the prior payment of the reasonable and necessary expenses of collecting and administering the Tax.

"Supplemental Resolution" shall mean any resolution or ordinance adopted by this Governing Authority, supplemental to or amendatory of this Resolution.

"Tax" shall mean the one-fourth of one percent (1/4%) sales and use tax authorized to be levied and collected by the Issuer at the election held within the corporate boundaries of the Issuer on October 17, 1981.

"Tax Ordinance" means the ordinance adopted by the Governing Authority on October 26, 1982, providing for the levy and collection of the Tax.

SECTION 2. Authorization of Bonds. To improve the Lincoln Parish Detention Center (the "Project"), and in compliance with and under the authority of the Act, and other constitutional and statutory authority, there is hereby authorized the incurring of an indebtedness of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) for, on behalf of and in the name of the Issuer for the purpose of improving the Lincoln Parish Detention Center, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) of Sales Tax Bonds, Series 2020, of the Issuer. The Bonds shall be issued in the form of a single, fully registered Bond of the Issuer, which shall be dated as of the date of delivery thereof, in the denomination and principal amount of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000) and numbered R-1. The unpaid principal of the Bond shall bear interest at the rate of three and seven-eighths per centum (3.875%) per annum from date thereof until paid (or, with the consent of the Government, the Bonds shall bear such lower rate of interest which the Government may have in effect for such loans at the time of delivery of the Bonds to the Government). The principal of and interest on the Bond shall be payable in monthly amortized payments of principal and interest over a forty (40) year period with payments commencing the first month after the delivery. The payments shall be equal in amount and consist of fully amortized payments of principal and interest. Each payment shall be applied, first, to the payment of accrued interest and, second, to the payment of principal.

SECTION 3. Prepayment of Bonds. The Issuer may prepay the whole or any part of the principal amount of any installment of the Bond at any time at the principal amount thereof and accrued interest to the date fixed for prepayment. Each prepayment shall be noted on the Bond, and interest on the amount of principal so prepaid shall cease from and after the date of prepayment.

SECTION 4. Payment of Bonds. Payments of principal and interest on the Bond shall be made by check or draft mailed to the Owner at the address shown on the Bond Register or by electronic debit acceptable to the Owner, without (except for final payment) presentation and surrender of the Bond; and all such payments shall fully discharge the obligations of the Issuer in respect of the Bond to the extent of the payments so made. Said payments shall be noted on the Payment Record made a part of the Bond, and written notice of the making of such notations shall be promptly sent to the Issuer.

SECTION 5. Registration of Bonds. The Bond shall be fully registered as to principal and interest and no transfer or assignment shall be valid unless made on the Bond Registration Book and similarly noted on the back of such Bond. Upon such transfer or assignment, the transferor or assignor shall surrender such Bond for transfer on said registration records and verifications of endorsements made on the Bond.

SECTION 6. Form of Bond. The Bond shall be in substantially the following form:

* * * *

(FORM OF BOND)

UNITED STATES OF AMERICA

STATE OF LOUISIANA

PARISH OF LINCOLN

SALES TAX BOND, SERIES 2020

OF THE

PARISH OF LINCOLN, STATE OF LOUISIANA

| BOND NUMBER | BOND DATE | PRINCIPAL AMOUNT | INTEREST RATE |
|----------------|---------------|---------------------|---------------|
| R-1 | _____, 20____ | \$2,677,000 | _____% |

KNOW ALL MEN BY THESE PRESENTS that the Parish of Lincoln, State of Louisiana (the "Issuer"), for value received hereby promises to pay to the registered owner, or its successor (the "Payee"), or its registered assigns (the "Alternate Payee"), but solely from the revenues hereinafter recited, the sum of Two Million Six Hundred Seventy-Seven Thousand Dollars (\$2,677,000), together with interest on the unpaid principal at the interest rate per annum set forth above from date hereof or the most recent interest payment date to which interest has been paid. This bond shall be payable in monthly amortized payments of principal and interest over a forty (40) year period, with the first payment commencing on _____, 20____, and continuing on the ____ of each month thereafter to and through _____, 20____. The payments shall be equal in amount and consist of fully amortized payments of principal and interest of \$_____, unless the principal amount hereof is prepaid in whole or in part in accordance with the terms herein and in the hereinafter defined Bond Resolution. Each payment shall be applied, first, to the payment of accrued interest and, second, to the payment of principal.

The purchase price of this bond shall be advanced by periodic advances thereof by the purchaser to the Issuer until the total principal amount shall have been advanced to the Issuer. Interest shall accrue on the amounts of principal advanced from the respective dates of such advances.

Payments of principal and interest, including prepayments of principal, shall be noted on the appropriate payment record made a part of this bond as provided by the resolution authorizing its issuance.

The Issuer shall have the right to prepay the whole or any part of the principal amount of any installment at any time at par plus accrued interest. When any such prepayment has been made, interest on the amount of principal so prepaid shall cease to accrue from and after the date of prepayment.

This bond represents the entire series of bonds designated "Sales Tax Bonds, Series 2020, of the Parish of Lincoln, State of Louisiana", and this bond is issued under and by virtue of the authority conferred by Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, pursuant to all requirements therein specified, and were specially authorized by a resolution adopted by the governing authority of the Issuer on November 12, 2019 (the "Bond Resolution"), to improve the Lincoln Parish Detention Center (the "Project") and paying costs of issuance of the Bonds, and to pay the Issuer's Bond Anticipation Notes issued to provide interim financing for the Project.

This bond is payable from and secured by an irrevocable pledge and dedication of the avails or proceeds of the one-fourth of one percent (1/4%) sales and use tax authorized to be levied and collected by the Issuer under the authority of Article VI, Section 29 of the Constitution of the State of Louisiana of 1974, and other constitutional and statutory authority, and pursuant to the election held on October 17, 1981 (the "Tax"), subject only to the prior payment of the reasonable and necessary costs and expenses of collecting and administering the Tax (the "Revenues of the Tax"). This bond constitutes a borrowing solely upon the Revenues of the Tax accruing to the Issuer and does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory provisions relating to the incurring of indebtedness. The governing authority of the Issuer has covenanted and agreed and does hereby covenant and agree to continue to levy the Tax and not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which this bond has been issued, nor in any way make any change which would diminish the amount of the revenues of the Tax until the bond has been paid in principal and interest. For a complete statement of the revenues from which and conditions under which this bond is issued, including a provision for the issuance of *pari passu* obligations under certain conditions and restrictions, reference is hereby made to the Bond Resolution.

This bond does not constitute an indebtedness of the State of Louisiana.

It is certified that this bond is authorized by and issued in conformity with the requirements of the Constitution and statutes of the State.

IN WITNESS WHEREOF, the Police Jury of the Parish of Lincoln, State of Louisiana, the governing authority of the Issuer, has caused this bond to be executed in the name of the Issuer by the signatures of the President and the Administrator of the Police Jury, with its corporate seal to be impressed hereon and has caused this bond to be dated as of the date of delivery hereof.

PARISH OF LINCOLN, STATE OF LOUISIANA

President, Lincoln Parish Police Jury

Administrator, Lincoln Parish Police Jury

(PROVISIONS FOR REGISTRATION)

This Bond has been registered as to principal and interest in the name of the registered owner hereof on the books of the Parish of Lincoln, State of Louisiana, as Registrar, as follows:

| <i>Date of Registration</i> | <i>Name of Registered Owner</i> | <i>Address of Registered Owner</i> | <i>Signature of Registrar</i> |
|---------------------------------|--|---|-----------------------------------|
| | United States of America USDA Rural Development | Mail Code 1312 4300 Goodfellow Blvd., Bldg. 104 St. Louis, MO 63120- 1703 | |
| | | | |
| | | | |

* * * * *

(FORM OF ASSIGNMENT)

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

Name: _____
—

Address: _____,

who by its execution below hereby certifies to the Paying Agent that (a) it is (i) an affiliate of the original owner of this Bond, or (ii) a bank, or entity directly or indirectly controlled by a bank, or under common control with a bank, other than a broker dealer or municipal securities dealer, which certifies that it is a "qualified institutional buyer" as defined in Rule 144A of the Securities Act of 1933, as amended, and (b) it consents to the terms of the Purchaser Letter executed by the original owner of this Bond as referenced in the Resolution.

_____, Assignee _____,
Assignor

By: _____ By: _____
Its: _____ Its: _____

Date:_____

* * * * *

(CERTIFICATE OF DELIVERY)

I, the undersigned Administrator of the Parish of Lincoln, State of Louisiana, do hereby certify that this Bond was delivered to the purchaser therefor and payment duly received therefor on the date and in the amount hereinafter shown:

| <i>Date</i> | <i>Amount of Principal Payment</i> | <i>Signature of the Administrator of the Police Jury of the Parish of Lincoln, State of Louisiana</i> |
|-------------|--|---|
| | | |

* * * * *

PAYMENT RECORD

SALES TAX BOND, SERIES 2020
OF THE
PARISH OF LINCOLN, STATE OF LOUISIANA
DATED _____, 2020

| Due Date | Principal Payment | Principal Balance Due | Interest Payment (_____%) | Date Paid | Signature of Authorized Official and Title |
|-------------|----------------------|--------------------------|---------------------------------|--------------|---|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

(Enter date for principal and/or interest) (Enter amounts) (Leave blank) (Blank)

* * * * *

(FORM OF PREPAYMENT RECORD TO BE ATTACHED TO BOND)

SALES TAX BOND, SERIES 2020
OF THE
PARISH OF LINCOLN, STATE OF LOUISIANA
DATED _____, 2020

| Principal of Authorized | | | | Signature |
|----------------------------|------------|-------------|-----------|--------------------|
| Payment Date | Amount Due | Amount Paid | Date Paid | Official and Title |
| _____ | | | | |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |

* * * * *

SECTION 7. Execution of the Bond. The Bond shall be signed by the Executive Officers, on behalf of, and in the name of the Issuer and under the corporate seal of the Issuer.

SECTION 8. Recital of Regularity. This Governing Authority, having investigated the regularity of the proceedings had in connection with the 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 9. Pledge of Tax Revenues. The Bonds shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the avails or proceeds of the Revenues of the Tax. The Revenues of the Tax are hereby irrevocably and irrepealably pledged and dedicated in an amount sufficient for the payment of the Bonds in principal and interest, as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Resolution. All of the Revenues of the Tax shall be set aside in a separate fund, as herein provided, and shall remain pledged for the security and payment of the Bonds and any Additional Parity Bonds issued pursuant to Section 14 hereof, in principal and interest and for all other payments provided for in this Bond Resolution until such bonds shall have been fully paid and discharged.

SECTION 10. Flow of Funds. The Issuer, through its Governing Authority, by proper resolution and/or ordinances, hereby obligates itself to continue to levy and collect the Tax until all of the Bonds have been retired as to principal and interest, and further obligates itself not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds have been issued, nor in any way make any change which would diminish the amount of the avails of the Tax to be received by the Issuer until all of the Bonds have been paid as to both principal and interest. In order that the principal of and the interest on the Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows, that:

All of the avails or proceeds of the Tax shall be deposited daily as the same may be collected in a separate and special bank account established and maintained with the regularly designated fiscal agent of the Issuer and designated as "Detention Center Sales Tax Fund" (the "Sales Tax Fund").

Out of the funds on deposit in the Sales Tax Fund, the Issuer shall first pay (if not previously withheld by the Sales Tax Collector for the Issuer) the reasonable and necessary expenses of collection and administration of the Tax. After payment of such expenses, the remaining balance of the Revenues of the Tax shall constitute a dedicated fund of the Issuer, from which appropriations and expenditures by the Issuer shall be made solely for the purposes designated in the proposition authorizing the levy of the Tax, including the payment of the Bonds, which fund shall be administered and used in the following order of priority and for the following express purposes:

(a) The establishment and maintenance of the Sales Tax Bond Sinking Fund (the "Sinking Fund"), to be held by the regularly designated fiscal agent of the Issuer, sufficient in amount to pay promptly and fully the principal of and interest on the Bond and any Additional Parity Bonds issued hereafter in the manner provided by this Bond Resolution, as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Issuer in advance or before the 20th day of each month of each year, the principal and interest accruing on the Bond on the next payment date together with such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due. To the extent that the interest component of any monthly payment is payable from proceeds of the Bond, the monthly deposits of Revenues of the Tax may be reduced by such amount. Said fiscal agent shall transfer from the Sinking Fund to the paying agent bank for all bonds payable from the Sinking Fund, at least one (1) day in advance of the date on which payment of principal or interest falls due, funds fully sufficient to pay promptly the principal and interest so falling due on such date.

(b) The establishment and maintenance of the "Sales Tax Bond Reserve Fund" (the "Reserve Fund"), by transferring from the Revenue Fund to the regularly designated fiscal agent bank of the Issuer, monthly in advance on or before the 20th day of each month of each year, commencing with the month following completion of and acceptance of the Project, a sum at least equal to ten percent (10%) of the amount attributable to the Bonds to be paid into the Sinking Fund (rounded up to the nearest dollar), the payments into the Reserve Fund to continue until such time as there has been accumulated in the Reserve Fund a sum equal to the Reserve Fund Requirement, the money in the Reserve Fund to be retained solely for the purpose of paying the principal of and interest on the Bonds as to which there would otherwise be default. bonds.

If at any time it shall be necessary to use moneys in the Reserve Fund for the purpose of paying principal or interest on the Bonds payable from the Sinking Fund as to which there would otherwise be default, then the moneys so used shall be replaced from the revenues first thereafter received from the Revenues of the Tax not hereinabove required to pay the expenses of collecting the Tax or to pay current principal and interest requirements, it being the intention hereof that there shall as nearly as possible be at all time in the Reserve Fund an amount equal to that required to be in the Reserve Fund Requirement.

All or any part of the moneys in the Sales Tax Fund, the Sinking Fund or the Reserve Fund shall at the written request of the Governing Authority be invested in the manner provided by Louisiana law in obligations maturing in five (5) years or less. All income derived from such investments shall be added to the Sales Tax Fund, with the exception that any interest earnings from invested funds of the Reserve Fund shall be retained therein until an amount equal to the Reserve Fund Requirement is on deposit therein, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund has been created.

All moneys remaining in the Sales Tax Fund on the 20th day of each month in excess of all reasonable and necessary expenses of collection and administration of the Tax and after making the required payments into the Sinking Fund and the Reserve Fund for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the Tax is authorized or for the purpose of prepaying the principal of the Bonds, in whole or in part, and the accrued interest thereon, the Bonds in the manner hereinbefore set forth in this Bond Resolution.

SECTION 11. Issuer Obligated to Continue to Collect Tax. The Issuer does hereby obligate itself and is bound under the terms and provisions of law to cause the Tax to be levied, imposed, enforced and collected and to provide for all reasonable and necessary rules, regulations, procedures and penalties in connection therewith, including the proper application of the Revenues of the Tax, until all of the Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary the Tax Ordinance or any subsequent ordinance or resolution providing with respect to the Tax, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the Revenues of the Tax. The Tax Ordinance and the obligation to continue to levy, collect and allocate the Tax, and to apply the Revenues of the Tax in accordance with the provisions of this Bond Resolution, shall be irrevocable until the Bonds have been paid in full as to both principal and interest, and shall not be subject to amendment, alteration

or repeal in any manner which would impair the rights of the Owner from time to time of the Bonds or which would in any way jeopardize the prompt payment of principal thereof and interest thereon. More specifically, neither the Legislature of Louisiana nor the Issuer may discontinue or decrease the Tax or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bond have been issued, or in any way make any change which would diminish the amount of the Revenues of the Tax pledged to the payment of the Bond and received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

Any Owner may, either at law or in equity, by suit, action, mandamus or other proceeding, enforce and compel performance of all duties required to be performed by the Issuer or this Governing Authority as a result of issuing the Bond and may similarly enforce the provisions

of the Sales Tax Ordinance imposing the Tax and this Bond Resolution and proceedings authorizing the issuance of the Bond.

SECTION 12. Covenants of the Issuer. In providing for the issuance of the Bonds, the Issuer does hereby covenant that it has a legal right to levy and collect the Tax, to issue the Bonds and to pledge the Revenues of the Tax as herein provided, and that the Bonds will have a lien and privilege on the Revenues of the Tax, subject only to the prior payment of the reasonable and necessary costs and expenses of administering and collecting the Tax.

SECTION 13. Records and Accounts Relating to Tax. So long as any of the Bonds are outstanding and unpaid in principal 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 collection and expenditure of the Revenues of the Tax, including specifically but without limitation, all reasonable and necessary costs and expenses of collection.

Not later than six (6) months after the close of each Fiscal Year, the Issuer shall cause an audit of such books and accounts to be made by a recognized independent firm of certified public accountants showing the receipts of and disbursements made for the account of the Sales Tax Fund. Such audit shall be available for inspection upon request by any Owners. The Issuer further agrees that the Paying Agent and any Owner shall have at all reasonable times the right to inspect the records, accounts and data of the Issuer relating to the Tax.

SECTION 14. Issuance of Refunding and Additional Parity Bonds. The Bonds shall enjoy complete parity of lien on the Revenues of the Tax despite the fact that any Bond 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 of the Tax having priority over or parity with the Bonds, except that Additional Parity Bonds may hereafter be issued on a parity with the Bonds under the following conditions:

(a) The Bond, or any principal installment thereof, including interest thereon, may be prepaid and the refunding bonds so issued shall enjoy complete equality of lien with the portion of the Bond which is not prepaid, if there be any, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues which may have been enjoyed by the Bonds prepaid; provided, however, that if only a portion of the Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during any Bond Year in excess of the principal and interest which would have been required in such Bond Year to pay the Bonds refunded thereby, then such Bonds may not be refunded without consent of the Owners of the unrefunded portion of the Bonds issued hereunder (provided such consent shall not be required if such refunding bonds meet the requirements set forth in clause (b) below of this Section 14).

(b) Additional Parity Bonds may also be issued on a parity with the Bonds herein authorized if all of the following conditions are met:

(i) The average annual Revenues of the Tax when computed for the two (2) completed calendar years immediately preceding the issuance of the Additional Parity Bonds must have been not less than 1.35 times the highest combined principal and interest requirements for any succeeding Bond Year period on all bonds then outstanding and payable from the Sinking Fund, including any Additional Parity Bonds theretofore issued and then outstanding and any other bonds or other obligations whatsoever then outstanding which are payable from the Revenues of the Tax (but not including bonds which have been refunded or provision otherwise made for their full and complete payment and redemption) and the bonds so proposed to be issued, provided.

(ii) The payments to be made into the various funds provided for in Section 10 hereof must be current.

(iii) The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to by the Administrator of the Governing Authority or a firm of certified or registered public accountants who have previously audited the

books of the Issuer or by such successors thereof as may have been employed for that purpose.

SECTION 15. Protection of the Revenues of the Tax. So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Tax, including the Revenues of the Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

The Sales Tax Fund, the Sinking Fund and the Reserve Fund provided for in Section 10 hereof shall all constitute trust funds for the purposes provided in this Bond Resolution; and the Owners and the owners of any Additional Parity Bonds hereafter issued shall be and the same are hereby granted a first and paramount 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 by direct obligations of the United States of America, the State of Louisiana, or any other political subdivision of the State located in the Issuer, having a market value of not less than the amount of money then on deposit in said funds.

SECTION 16. Amendments to Bond Resolution. No material modification or amendment of this Bond Resolution, or of any resolution amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owners of two-thirds (2/3) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity of the Bonds or the redemption provisions thereof, or a reduction in the rate of interest thereon, or the promise of the Issuer to pay the principal of and the interest on the Bonds as the same shall come due from the Revenues of the Tax, or reduce the percentage of Owners required to consent to any material modification or amendment of this Bond Resolution, without the consent of the Owner or Owners.

SECTION 17. Discharge of Bond Resolution. If the Issuer shall pay or cause to be paid, or there shall be paid to the Owners, the principal of and interest on the Bonds, at the times and in the manner stipulated in this Bond Resolution, then the pledge of the Revenues of the Tax or any other money, securities, and funds pledged under this Bond Resolution and all covenants, agreements, and other obligations of the Issuer to the Owners shall thereupon cease, terminate, and become void and be discharged and satisfied, and the Paying Agent shall pay over or deliver all money held by it under this Bond Resolution to the Issuer.

SECTION 18. Defeasance. Bonds or interest installments for the payment or prepayment of which money shall have been set aside and shall be held in trust (through deposit by the Issuer of funds for such payment or prepayment or otherwise) at the maturity or prepayment date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section, if they have been defeased pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 19. Effect of Bond Registration. The Issuer, the Paying Agent, 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, the Paying Agent, nor any agent of either of them shall be affected by notice to the contrary.

SECTION 20. Cancellation of the Bonds. Upon surrender of the Bond for final payment of principal or prepayment of Bond in full, the Bond shall be promptly cancelled by the Registrar.

SECTION 21. Preparation of Bonds; Deposit of Bond Proceeds. The Executive Officers are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Bond Resolution, to cause the necessary Bonds to be printed or lithographed, to issue, execute, seal and deliver the Bonds, to effect the delivery of the Bonds in accordance with the sale thereof, to collect the purchase price therefor, and to deposit the funds derived from the sale of the Bonds in a special account with the regularly designated fiscal agent bank of the Issuer. The proceeds derived from the sale of the Bonds shall constitute a trust fund to be used exclusively for the purposes for which the Bonds are herein

authorized to be issued, including the payment in full of the Notes and any unpaid accrued interest thereon.

SECTION 22. Confirmation of Sale of Bonds. The sale of the Bonds to the Government is hereby ratified and approved. Exercising the power granted to the Issuer under the provisions of Part VII, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, the Bonds shall be initially physically delivered to the Government; provided, however, that upon delivery thereof the Government may elect to pay for the entire principal amount of the Bonds in full at the time of delivery or elect to make advances against the full purchase price, in which event appropriate recordation shall be made on the Bonds with respect to the advance payments made. Interest on the Bonds will be paid only with respect to the amount of Bond proceeds actually advanced by the Government to the Issuer until such time as the full purchase price of the Bonds shall have been advanced, after which interest will be paid on the full amount of the unpaid principal of the Bond then outstanding. Upon final payment of the full purchase price of the Bond, the Issuer shall furnish to the Government its final Treasurer's Receipt and Non-Litigation Certificate, together with the final approving opinion of Bond Counsel for the Issuer. As payments or advances are made by the Government, the Issuer shall execute and provide an appropriate non-litigation certificate to the Government certifying that up to the time of making such payment or advance, no litigation has been filed questioning the validity of the Bonds or the revenues necessary to pay the same. The Issuer shall also furnish to the Government at the time the Bonds are delivered to the Government the appropriate approving opinion of its Bond Counsel.

SECTION 23. Authorization of Notes. It is hereby acknowledged and recognized that the obtaining of interim financing ("Interim Financing") for the costs of the Project is a prerequisite to obtaining permanent financing for the Project through the delivery of the Bonds to the Government. Interim Financing is hereby authorized through the issuance of the hereinafter described Bond Anticipation Notes in the principal amount of \$2,677,000, all in accordance with the provisions of Chapter 14-B of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority. The Notes shall be issued in the form of two fully registered Notes, shall be dated the date of delivery thereof and shall mature not exceeding one (1) year from the date with Note R-1 being in the principal amount of \$1,607,000 and bearing interest at the rate of three and one-half per centum (3.50%) per annum and Note R-2 being in the principal amount of \$1,070,000 and bearing interest at the rate of one and three-fourths per centum (1.75%) per annum. The principal on the Notes shall be payable upon presentation and surrender of the Notes to the paying agent therefor on the maturity date or such earlier date on which the Notes may be called for prepayment by the Issuer. Interest on the Notes shall be payable semiannually. Both the principal and interest on the Notes shall be payable in lawful money of the United States of America. The payment of principal on the Notes and final payment of interest on the Notes shall be made upon presentation and surrender of the Notes as directed by the Issuer.

SECTION 24. Advance of Proceeds of Notes. The purchase price of the Notes shall be advanced to the Issuer by the Purchasers on a pro rata basis as requested by the Issuer. Such advances of the purchase price of the Notes shall only be made by the Purchasers thereof upon presentment of payment requests pertaining to the Project which shall have been approved in accordance with the requirements of the Government. Interest shall accrue on the Notes only on the amounts of the purchase price paid to the Issuer from the respective dates of such advances.

SECTION 25. Prepayment. The Notes shall be subject to prepayment at any time at the option of the Issuer at a price equal to the principal amount thereof advanced to the Issuer plus accrued interest to the date of prepayment.

SECTION 26. Note Registration. The Notes shall be fully registered as to principal and interest, and no transfer or assignment shall be valid unless made on the Note Registration Books maintained, respectively, by Origin Bank, in Ruston, Louisiana, as paying agent/registrar for Note R-1 and by the Administrator of this Governing Authority as registrar for Note R-2, and similarly noted on the of the back of the appropriate Note. Upon such transfer or assignment, the transfer or assignor shall surrender the Note for transfer on said registration records and certification of endorsement thereon.

SECTION 27. Form of Notes. The Notes and the certificates and endorsements thereon shall be substantially in the form of Exhibit "A" hereto.

SECTION 28. Execution. The Notes shall be signed by the Executive Officers for, on behalf of, in the name of and under the corporate seal of the Issuer, and the Executive Officers are further empowered, authorized and directed to cause the necessary Notes to be printed or lithographed and to be properly executed.

SECTION 29. Cancellation. Upon surrender of the Notes for payment or prepayment, the Notes shall be promptly canceled by the Registrar.

SECTION 30. Security. The Notes shall constitute limited and special obligations of the Issuer, the principal and interest of which is payable from the proceeds to be derived from the sale and issuance of the Bonds, or from the sale of additional bond anticipation notes which may be issued after their due authorization to refund the Notes (herein referred to as "Refunding Notes") and the Revenues of the Tax, subject to the payment of the reasonable and necessary expenses of collecting and administering the Tax. The Issuer hereby covenants to use its best efforts to issue the Bonds or the Refunding Notes in a principal amount sufficient, together with other funds available therefor, to pay the principal of the Notes at maturity. The Issuer further covenants to budget a sufficient sum of money to pay the interest when due on the Notes to the extent such interest is not paid from the proceeds of the Notes. The Notes do not constitute general obligations of the Issuer. Neither the full faith and credit nor the taxing power of the Issuer is pledged to the payment of the Notes. The issuance of the Notes shall not directly or indirectly or contingently obligate the Issuer to levy or to pledge any ad valorem taxes whatever therefor, and the owners of the Notes shall have no recourse to the power of ad valorem taxation for payment of principal of and/or interest on the Notes.

SECTION 31. Payment of the Notes. The Issuer covenants that it will pay directly to the owners of the Notes, or deposit or cause to be deposited, as appropriate, from the moneys derived from the issuance of the Bonds and/or from other funds available to the Issuer for such purpose, funds fully sufficient to pay promptly the principal and interest on the Notes falling due on their due date.

SECTION 32. Acceptance of Offers. This Governing Authority hereby accepts the Offer to Purchase for Note R-1 submitted by said Origin Bank, and the Offer to Purchase for Note R-2 submitted by the Louisiana Public Facilities Authority, of Baton Rouge, Louisiana.

SECTION 33. Paying Agents for Notes. The Issuer hereby confirms the appointment of said Origin Bank, as paying agent/registrar for Note R-1 and the appointment of the Administrator of this Governing Authority as the registrar for Note R-2. Origin Bank will execute a proper certificate at or before the delivery of Note R-1 signifying its acceptance thereof.

SECTION 34. Severability. In case any one or more of the provisions of this resolution or of the Bonds or of the Notes shall for any reason be held to be illegal or invalid, such illegality and invalidity shall not affect any other provisions of this resolution or of the Bonds or the Notes, but this resolution, the Bonds and the Notes shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision hereafter enacted which validates or makes legal any provision of this Bond Resolution or the Bonds or the Notes which would not otherwise be valid or legal, shall be deemed to apply to this resolution, to the Bonds and to the Notes.

SECTION 35. Contract. The provisions of this Bond Resolution shall constitute a contract between the Issuer and the Owner (and during the period the Notes are outstanding, the registered owners of the Notes) and the provisions of such contract shall be enforceable by appropriate proceedings to be taken by such owners, either at law or in equity.

No material modification or amendment of this Bond Resolution, or of any resolution amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owner (and during the period the Notes are outstanding, the registered owners of the Notes).

SECTION 36. This Governing Authority, 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 and the Notes shall contain the following recital, to-wit:

"It is certified that this (Bond or Note, as appropriate) is authorized by and is issued in conformity with the requirements of the Constitution and statutes of the State of Louisiana.

SECTION 37. Publication; Peremption. A copy of this Bond Resolution shall be published immediately after its adoption in one issue of the official journal of the Issuer. For a period of thirty (30) days from the date of such publication, any person in interest shall have the right to contest the legality of this Bond Resolution or of the Bonds or the Notes to be issued and the provisions hereof securing the Bonds and the Notes. After the expiration of said thirty (30) days, no one shall have any cause of right of action to contest the legality, formality or regularity of this Bond Resolution authorization, of the Bonds or the Notes, for any cause whatsoever. If the question of the validity of this Bond Resolution, its authorization, or of the validity of the Bonds or the Notes, is not raised within the thirty days, the authority to issue the Bonds and the Notes and the regularity thereof, including all things pertaining to the election at which the Tax was authorized, the application of the proceeds of the Tax and the provisions of this Bond Resolution, shall be conclusively presumed to be correct, and no court may inquire into such matters.

SECTION 38. No Recourse on the Bonds or the Notes. No recourse shall be had for the payment of the principal of or interest on the Bonds or the Notes or for any claim based thereon or on this Resolution against any member of this Governing Authority or officer of the Issuer or any person executing the Bonds or the Notes in their personal capacities.

SECTION 39. Successors and Assigns. Whenever in this Resolution 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 Resolution contained by or on behalf of the Issuer shall bind and enure to the benefit of its successors and assigns whether so expressed or not.

SECTION 40. Arbitrage. The Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Internal Revenue Code of 1986 and any amendment thereto (the "Code") in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds and the Notes under the Code. The Issuer further covenants and agrees that it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Notes, the Bonds or any other funds of the Issuer to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds or the Notes to be "arbitrage bonds" or would result in the inclusion of the interest on the Notes or the Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or Note proceeds or (ii) the failure to pay any required rebate or arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Bonds or the Notes in a manner which would cause the Bonds or the Notes to be "private activity bonds".

SECTION 41. Bonds and Notes "Qualified Tax-Exempt Obligations". The Bonds and the Notes are designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code. In making this designation, the Issuer finds and determines that:

- (a) Neither the Bonds nor the Notes are private activity bonds within the meaning of the Code; and
- (b) the reasonably anticipated amount of qualified tax-exempt obligations which will be issued by the Issuer and all subordinate entities in either of the calendar years 2019 or 2020 will not exceed \$10,000,000.

The Executive Officers are hereby empowered, authorized and directed to take any and all action to execute and deliver any instrument, document or certificate necessary to effectuate the purposes of this Section.

SECTION 42. Disclosure Under SEC Rule 15c2-12. It is recognized that the Issuer will not be required to comply with the continuing disclosure described in the Rule 15c-2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)].

SECTION 43. Section Headings. The headings of the various sections hereof are inserted for convenience of reference only and shall not control or affect the meaning or construction of any of the provisions hereof.

SECTION 44. Effective Date. The foregoing resolution shall take effect immediately upon its adoption.

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

| MEMBERS: | YEAS: | NAYS: | ABSENT: | ABSTAINING: |
|----------------------|-------------------|-------------------|-------------------|-------------------|
| Theresa Wyatt | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Hazel D. Hunter | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Bobby Bennett | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Randy Roberson | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| David Hammons | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Walter Pullen | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Jody Backus | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| R. G. "Skip" Russell | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Joe Henderson | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Nancy Wilson | <u> </u> | <u> </u> | <u> x </u> | <u> </u> |
| Sharyon Mayfield | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |
| Annette Straughter | <u> x </u> | <u> </u> | <u> </u> | <u> </u> |

And the resolution was declared adopted on this, the 12th day of November, 2019.

| | |
|--|---|
| <u> /s/ Courtney Hall </u> | <u> /s/ Randy Roberson </u> |
| Parish Administrator | President |

Exhibits A through Exhibit C can be viewed at the office of the Police Jury of the Parish of Lincoln, 100 West Texas Avenue, 3rd Floor, Ruston, LA 71270, Monday through Friday, during normal business hours.

- EXHIBIT A - Form of Bond Anticipation Note
- EXHIBIT B - Offer to Purchase of Origin Bank
- EXHIBIT C - Offer to Purchase of the Louisiana Public Facilities Authority

Joe Henderson offered a motion, seconded Walter Pullen, to authorize a Resolution authorizing the President to execute and file an application with LDOTD for aid and assistance with the H.E.L.P. Agency.

RESOLUTION NO. 2019-20

Resolution authorizing the filing of an application with the Louisiana Department of Transportation and Development for a grant under the 49 CFR 5311, Non-Urbanized Area Formula Program and/or 49 CFR 5309, Discretionary Capital Program.

WHEREAS, the Secretary of Transportation and Development is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant;

WHEREAS, it is required by the Louisiana Department of Transportation and Development in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the

filing of an application for assistance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment, or consultant and other services:

NOW, THEREFORE, BE IT RESOLVED by the Lincoln Parish Police Jury:

1. That the President is authorized to execute and file an application on behalf of the Lincoln Parish Police Jury with the Louisiana Department of Transportation and Development, to aid in the financing of operating and/or capital assistance projects pursuant to the Rural Public Transit Program, 49 CFR 5311 and/or the Discretionary Capital Program, 49 CFR 5309.
2. That the President is authorized to execute and file with such application an assurance or any other document required by the Louisiana Department of Transportation and Development effectuating the purpose of Title VI of the Civil Rights Act of 1964, as amended.
3. That the President is authorized to furnish such additional information as the Louisiana Department of Transportation and Development may require in connection with the application or the project.
4. That the President is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the President is authorized to execute grant contract agreements on behalf of the Lincoln Parish Police Jury with the Louisiana Department of transportation and Development for aid in financing of the operating or capital assistance projects.
6. This resolution is applicable for a period of one year unless revoked by the governing body and copy of such revocation shall be furnished to the DOTD.

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Annette Straughter offered a motion, seconded by Sharyon Mayfield, to authorize Cooperative Endeavor Agreement between Keep Lincoln Parish Beautiful, Keep America Beautiful and Retreet Mission regarding tree restoration.

Resolution No. 19-21

NOW, THEREFORE, BE IT RESOLVED that the Lincoln Parish Police Jury convened in Regular Session this 12th of November 2019 does hereby authorize the Parish Administrator, Courtney Hall, to enter into Cooperative Endeavor Agreements between Keep Lincoln Parish Beautiful, Keep America Beautiful, and Retreet Mission regarding tree restoration.

Randy Roberson
Parish President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

It was announced that Greater Ward One Waterworks District has an upcoming vacancy.

Mrs. Holly Lowry, Parish Treasurer, gave a budget to actual comparison report on the General Fund and additional major funds.

Under Committee reports, Theresa Wyatt stated that the Christmas Party Committee met this day at 4:30 p.m. and the Committee recommends holding the Christmas Party on December 12, 2019 at 6:00 p.m. at the Library Events Center with a western theme. Theresa Wyatt offered a motion, seconded by Joe Henderson, to approve the minutes of the Christmas Party Committee. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

David Hammons stated that the Public Works Committee met this day at 5:00 p.m. and the Committee recommends:

1. Authorize Change Order No. 1 for LCDBG Sewer Rehabilitation Project to adjust contract for Final As-Built Quantities.
2. Authorize Substantial Completion for LCDBG Sewer Rehabilitation Project.
3. Authorize Final Plat for Plantation Hills-Phase III.
4. Reject all bids received for Eubanks Road Bridge Replacement, due to non-compliance.
5. Authorize re-advertisement for bids for the Eubanks Road Bridge Replacement.
6. Authorize advertisement for bids for railroad tank cars for bridge replacement.
7. Establishing a 25 mile per hour speed limit for Edwards Road.
8. Authorize submittal of Community Water Enrichment Fund (CWEF) Application on behalf of Fellowship, Waterworks No. 1 and Hilly-Greenwood Water Systems.
9. Authorize the submittal of Louisiana Governmental Assistance Program Application for roof repair for the Lincoln Parish Courthouse.
10. Approve requests for assistance for the City of Grambling

David Hammons offered a motion, seconded by Walter Pullen, to approve the minutes of the Public Works Committee. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion, seconded by David Hammons, authorize an ordinance to establish a 25 mile per hour speed limit on Edwards Road.

ORDINANCE NO. 424-19-0

AN ORDINANCE AMENDING ORDINANCE 184-98-(4) OF THE PARISH OF LINCOLN STATE OF LOUISIANA PROVIDING THAT THE CODE OF ORDINANCES OF THE PARISH OF LINCOLN, STATE OF LOUISIANA, BE AMENDED BY REVISING CHAPTER 6, MOTOR VEHICLES AND TRAFFIC, TO ADD A SECTION TO BE NUMBERED 6-4.13 AND TO DEFINE THE OFFENSE.

BE IT ORDAINED BY THE POLICE JURY OF LINCOLN PARISH, LOUISIANA, IN REGULAR SESSION CONVENED THIS 12th DAY OF NOVEMBER, 2019:

SECTION 1

That the Code of Ordinances of the Parish of Lincoln, State of Louisiana, be amended by adding a section to be number 6-4.13 to read as follows:

Sec. 6-4.13 Speed Limits – Edwards Road

“No motor vehicle, as defined by Louisiana law, shall be operated at a speed in excess of 25 miles per hour on Edwards Road.”

SECTION 2

That the limit of speed referred to hereinabove shall be duly posted and displayed by means of appropriate highway speed limit signs.

SECTION 3

That all ordinances or parts of ordinances in conflict of this ordinance are hereby repealed.

SECTION 4

That this ordinance shall be in full force and effect from and after its promulgation.

Courtney Hall
Parish Administrator

Randy Roberson
President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion seconded by David Hammons, to authorize a resolution for submittal of CWEF applications.

RESOLUTION 19-22-

LINCOLN PARISH POLICE JURY

The following Resolution was offered by Walter Pullen who moved for its adoption at the normally scheduled council meeting of the Lincoln Parish Police Jury this date, November 12, 2019.

“WHEREAS, Fellowship Water System, Inc., Lincoln Parish Waterworks District No. 1, and Hilly-Greenwood Water System, Inc., all of which are located within Lincoln Parish, have need for rehabilitation/improvements to their systems, and

WHEREAS, Fellowship Water System, Inc., Lincoln Parish Waterworks District No. 1, and Hilly-Greenwood Water System, Inc. all have insufficient unappropriated funds on hand for the required capital improvement projects, and

NOW, THEREFORE BE IT RESOLVED, in accordance with the requirements of the Community Water Enrichment Fund Program, the Lincoln Parish Police Jury does hereby support and cordially request grant authorization to execute and submit an application for the 2019-2020 Community Water Enrichment Fund Program.

FURTHER, that Randy Roberson, as Jury President, be and he is hereby authorized to sign the application, contract, and all Requests for Payment or other documents required by the Community Water Enrichment Fund (CWEF) Program; and

FURTHER, that Courtney Hall, Administrator, be and he is hereby authorized to serve as the Certifying Officer to attest to the signature of Randy Roberson as authorized signatory.”

The motion for adoption of this Resolution was seconded by David Hammons and by affirmative vote of 11 to 0 was declared adopted by the Lincoln Parish Police Jury this 12th day of November, 2019.

/s/ Randy Roberson
Randy Roberson, President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Walter Pullen offered a motion, seconded by Skip Russell, to authorize a resolution authorizing submittal of LGAP Application.

RESOLUTION 19-23-

LINCOLN PARISH POLICE JURY

The following Resolution was offered by Walter Pullen who moved for its adoption at the normally scheduled council meeting of the Lincoln Parish Police Jury this date, November 12, 2019.

"WHEREAS, the Lincoln Parish has need for courthouse roofing repairs, and

WHEREAS, the Lincoln Parish Police Jury is committed to making said repairs; and

WHEREAS, the Lincoln Parish Police Jury has insufficient unappropriated funds on hand for the required capital improvement project.

NOW, THEREFORE BE IT RESOLVED, in accordance with the requirements of the Louisiana Government Assistance Program, the Lincoln Parish Police Jury does hereby support and cordially request grant authorization to execute and submit an application for the 2019-2020 Louisiana Government Assistance Program.

FURTHER, that Randy Roberson, as Jury President, be and he is hereby authorized to sign the application, contract, and all Requests for Payment or other documents required by the Louisiana Government Assistance Program (LGAP); and

FURTHER, that Courtney Hall, Administrator, be and he is hereby authorized to serve as the Certifying Officer to attest to the signature of Randy Roberson as authorized signatory."

The motion for adoption of this Resolution was seconded by Skip Russell and by affirmative vote of 11 to 0 was declared adopted by the Lincoln Parish Police Jury this 12th day of November, 2019.

/s/ Randy Roberson
Randy Roberson, President

The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Hazel Hunter stated that the Personnel/Benefits Committee met this day at 5:30 p.m. and the Committee recommends:

1. Approving recommendations of Mr. Samuel Spearman, Ms. Mertrude Douglas and Mr. Charlie Hudson to the Mt. Olive Waterworks District.
2. Approving the recommendation of Mr. Julius Sumler to the Lincoln Parish Fire Protection District-Ward 2.
3. Approving the recommendation of Mr. Mike Fulton to the Lincoln Parish Fire Protection District-Ward 3.

Hazel Hunter offered a motion, seconded by Skip Russell, to approve the minutes of the Personnel/Benefits Committee. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Joe Henderson stated that the Health and Welfare Committee met this day at 5:45 p.m. and the Committee recommends:

1. Approving the 2019 Amended Budget for the H.E.L.P. Agency.
2. Approving the 2020 Proposed Budget for the H.E.L.P. Agency.

Joe Henderson offered a motion, seconded by Sharyon Mayfield, to approve the minutes of the Health and Welfare Committee. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

Skip Russell stated that the Finance Committee met this day at 6:15 p.m. and the Committee recommends:

- 1. Approving the 2019 Amended Budget and the 2020 Proposed Budget for the Lincoln Parish Library.
- 2. Approving the 2019 Amended Budget for the Lincoln Parish Police Jury.
- 3. Approving the 2020 Proposed Budget for the Lincoln Parish Police Jury.

Skip Russell offered a motion, seconded by David Hammons, to approve the minutes of the Finance Committee. The motion carried with the following votes:

YEAS: Wyatt, Hunter, Bennett, Roberson, Hammons, Pullen, Backus, Russell, Henderson, Mayfield, and Straughter

After various reports and no other business to come before the jury, the meeting was adjourned.

Courtney Hall
Parish Administrator

Randy Roberson
Parish President