



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

#13

Guy McInnis
*Councilman
at Large*

George Cavignac
*Councilman
at Large*

Ray Lauga, Jr.
*Councilman
District A*

Nathan Gorbaty
*Councilman
District B*

Richard "Richie" Lewis
*Councilman
District C*

Casey W. Hunnicutt
*Councilman
District D*

**Manuel "Monty"
Montelongo III**
*Councilman
District E*

Roxanne Adams
Clerk of Council

EXTRACT OF THE OFFICIAL PROCEEDINGS OF THE COUNCIL OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING HELD IN THE COUNCIL CHAMBERS OF THE ST. BERNARD PARISH GOVERNMENT COMPLEX, 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA ON WEDNESDAY, NOVEMBER 5, 2014 AT SEVEN O'CLOCK P.M.

On motion of Mr. Lewis, seconded by Mr. Cavignac, it was moved to **adopt** the following resolution:

RESOLUTION SBPC #1245-11-14

A RESOLUTION APPROVING THE ISSUANCE, SALE AND DELIVERY OF NOT EXCEEDING FOUR MILLION FIFTY THOUSAND DOLLARS (\$4,050,000) OF LIMITED TAX REFUNDING BONDS AND NOT EXCEEDING FOUR MILLION THREE HUNDRED THOUSAND DOLLARS (\$4,300,000) OF TAXABLE LIMITED TAX REFUNDING BONDS OF THE HOSPITAL SERVICE DISTRICT OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, AND OTHER MATTERS RELATING THERETO.

WHEREAS, the Board of Commissioners of Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District"), by resolution adopted on October 27, 2014, has authorized the issuance of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the "Bonds"), for the purpose of refunding all or a portion of the District's Limited Tax Bonds, Series 2012, and Taxable Limited Tax Bonds, Series 2012, pursuant to Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, said Bonds to be payable and secured from an irrevocable pledge and dedication of the funds to be derived by the District from the levy and collection of an ad valorem tax of 7.97 mills authorized at an election held on November 2, 2010 (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2019 on all the property subject to taxation within the corporate boundaries of the District.

WHEREAS, it is now the desire of the St. Bernard Parish Council, State of Louisiana, to approve the issuance of the Bonds;

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



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

Guy McInnis
Councilman
at Large

Page -2-
Extract #13 continued
November 5, 2014

George Cavignac
Councilman
at Large

Ray Lauga, Jr.
Councilman
District A

Nathan Gorbaty
Councilman
District B

Richard "Richie" Lewis
Councilman
District C

Casey W. Hunnicutt
Councilman
District D

**Manuel "Monty"
Montelongo III**
Councilman
District E

Roxanne Adams
Clerk of Council

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of the Hospital Service District of the Parish of St. Bernard, State of Louisiana, this Parish Council hereby approves the issuance of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds, and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the "Bonds"), of the Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District"), to be issued under the authority and for the purposes stated in the preamble hereto. The Bonds shall bear interest at a rate or rates not to exceed three percent (3%) per annum, to be determined by subsequent resolution of the Board of Commissioners of the District at the time of the sale of the Bonds and shall mature no later than March 1, 2020.

SECTION 2. Neither the Parish nor this Parish Council shall be liable in any manner for the payment of the Bonds.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS: Lauga, Gorbaty, Lewis, Montelongo, Cavignac

NAYS: None

ABSENT: Hunnicutt

The Council Chair, Mr. McInnis, cast his vote as **YEA**.

And the motion was declared **adopted** on the 5th day of November, 2014.



St. Bernard Parish Council

8201 West Judge Perez Drive Chalmette, Louisiana, 70043
(504) 278-4228 Fax (504) 278-4209
www.sbpq.net

Guy McInnis
*Councilman
at Large*

Page -3-
Extract #13 continued
November 5, 2014

George Cavignac
*Councilman
at Large*

Ray Lauga, Jr.
*Councilman
District A*

Nathan Gorbaty
*Councilman
District B*

Richard "Richie" Lewis
*Councilman
District C*

Casey W. Hunnicutt
*Councilman
District D*

**Manuel "Monty"
Montelongo III**
*Councilman
District E*

Roxanne Adams
Clerk of Council

CERTIFICATE

I HEREBY CERTIFY that the above and foregoing is a true and correct copy of a motion adopted at a Regular Meeting of the Council of the Parish of St. Bernard, held at Chalmette, Louisiana, on Wednesday, November 5, 2014.

Witness my hand and the seal
of the Parish of St. Bernard on
this 5th day of November, 2014.

ROXANNE ADAMS
CLERK OF COUNCIL

STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of the St. Bernard Parish Council, State of Louisiana (the "Parish Council"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of a resolution adopted by the Parish Council on November 5, 2014, approving the issuance, sale and delivery of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds of the Hospital Service District of the Parish of St. Bernard, State of Louisiana, and other matters relating there.

IN FAITH WHEREOF, witness my official signature on this, the 5th day of November, 2014.



Clerk of Council
ST. BERNARD PARISH COUNCIL

The following resolution was offered by Becker and seconded by Foret:

RESOLUTION

A resolution giving preliminary approval of the issuance by the Hospital Service District of the Parish of St. Bernard, State of Louisiana, of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds, and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the "Bonds"), providing certain terms of the Bonds, making application to the State Bond Commission and the St. Bernard Parish Council for consent and authority to issue, sell and deliver the Bonds, providing for the employment of professionals and providing for other matters in connection therewith.

WHEREAS, pursuant to applicable constitutional and statutory authority, Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District" or "Issuer"), has heretofore issued its Limited Tax Bonds, Series 2012 (the "2012 Bonds"), and Taxable Limited Tax Bonds, Series 2012 (the "Taxable 2012 Bonds"); and

WHEREAS, in order to provide debt service savings, the District desires to refund all or a portion of the 2012 Bonds and the Taxable 2012 Bonds (collectively referred to herein as the "Refunded Bonds"), pursuant to the provisions of Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act"); and

WHEREAS, pursuant to the Act, and subject to the approval of the Parish Council of the Parish of St. Bernard (the "Parish Council") and the State Bond Commission, the District desires to accomplish the refunding through the issuance of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds, and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the "Bonds"), payable and secured from an irrevocable pledge and dedication of the funds to be derived by the District from the levy and collection of an ad valorem tax of 7.97 mills authorized at an election held on November 2, 2010 (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2019 on all the property subject to taxation within the corporate boundaries of the Issuer (the "Tax"); and

WHEREAS, the District desires to make formal application to the Parish Council and the State Bond Commission for approval of the Bonds, and further to employ professionals in connection therewith; and

WHEREAS, after the issuance of the Bonds, the District will have no other obligations outstanding payable from the Tax except its Taxable Limited Tax Certificates, Series 2011 (to the extent still outstanding when the Bonds are issued).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Hospital Service District of the Parish of St. Bernard, State of Louisiana, acting as the governing authority thereof, that:

SECTION 1. Preliminary Approval of Bonds. Preliminary approval is given to the issuance, in one or more series, of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds, and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the “Bonds”) of Hospital Service District of the Parish of St. Bernard, State of Louisiana (the “Bonds”), to be issued for the purpose of refunding all or a portion of the District’s 2012 Bonds and Taxable 2012 Bonds. The Bonds are to be payable from an irrevocable pledge and dedication of the funds to be derived by the District from the levy and collection of an ad valorem tax of 7.97 mills authorized at an election held on November 2, 2010 (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2019 on all the property subject to taxation within the corporate boundaries of the Issuer, under the authority conferred by Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority. The Bonds shall bear interest at a rate or rates not to exceed three percent (3.00%) per annum, to be determined by subsequent resolution of this Governing Authority at the time of the sale of the Bonds, and shall mature no later than March 1, 2020. The Bonds shall be issued in fully registered form and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. Employment of Bond Counsel. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly, Foley & Judell, L.L.P., of New Orleans, Louisiana, as Bond

Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing Authority as to the issuance and sale thereof and shall furnish its opinions covering the legality of the issuance of the Bonds. The fee of Bond Counsel for each series of bonds shall be fixed at a sum not exceeding the fee allowed by the Attorney General's fee guidelines for such bond counsel work in connection with the issuance of such series of revenue bonds and based on the amount of said Bonds actually issued, sold, delivered and paid for, plus "out-of-pocket" expenses, said fees to be contingent upon the issuance, sale and delivery of said bonds. The Chairman is hereby authorized and directed to execute, and this Governing Authority hereby agrees to and accepts the terms of, the engagement letter appended hereto. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fees herein designated, and the Secretary is hereby empowered and directed to provide for payment of the work herein specified upon completion thereof and under the conditions herein enumerated.

SECTION 3. Municipal Advisor. The District hereby retains Trinity Capital Resources, LLC, of Baton Rouge, Louisiana, to act as its Municipal Advisor ("MA") pursuant to the provisions of the Act and the rules promulgated thereunder by the Securities and Exchange Commission. The Issuer hereby acknowledges that it is represented by the MA and will rely upon the advice of the MA with respect to the Bonds. The fee to be paid the MA shall be payable solely from the proceeds of the Bonds when and if issued, and the amount thereof shall be subject to the approval of the State Bond Commission. The Mayor is hereby authorized and directed to execute the contract with the MA appended hereto.

SECTION 4. State Bond Commission. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of the issuance and sale of the Bonds and for consent and authority to proceed with the issuance and sale of the Bonds as provided above, and Bond Counsel is directed to make application to the State Bond Commission in accordance with the foregoing on behalf of the District.

By virtue of applicant/district's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 5. Parish Council Approval. Application is hereby made to the Parish Council of the Parish of St. Bernard, State of Louisiana, for consent and authority to issue, sell and deliver the Bonds, and a certified copy of this resolution shall be forwarded to said Parish Council on behalf of the District, together with a letter requesting the prompt consideration and approval of this application.

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

YEAS: Becker, Gray, Foret, DiFatta

NAYS:

ABSTAINING:

ABSENT: Sercovich

/s/ Wayne Landry
Secretary

/s/ Jim DiFatta
Chairman

STATE OF LOUISIANA

PARISH OF ST. BERNARD

I, the undersigned Secretary of the Board of Commissioners of Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), the governing authority of Hospital Service District of the Parish of St. Bernard, State of Louisiana (the "District"), do hereby certify that the foregoing pages constitute a true and correct copy of a resolution adopted by said Governing Authority on October 27, 2014, giving preliminary approval of the issuance by the District, of not exceeding Four Million Fifty Thousand Dollars (\$4,050,000) of Limited Tax Refunding Bonds, and not exceeding Four Million Three Hundred Thousand Dollars (\$4,300,000) of Taxable Limited Tax Refunding Bonds (collectively, the "Bonds"), providing certain terms of the Bonds, making application to the State Bond Commission and the St. Bernard Parish Council for consent and authority to issue, sell and deliver the Bonds, providing for the employment of professionals and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature of the Parish on this, the 27th day of October, 2014.


Secretary