PUBLIC NOTICE - ST. BERNARD PARISH COUNCIL MEETING - AGENDA

Tuesday, April 16, 2019 3:00 p.m. Council Chambers

A. Meeting Called to Order and Roll Call
B. Remind Public that no food or drink is allowed in the Council Chambers
C. Remind Public of Cell Phone Ordinance SBPC #815-02-08
D. Invocation by Minister Jerry Troxclair with Peace and Prayer Ministries
E. Pledge of Allegiance by Councilmember Gorbaty
F. Recognize Elected Officials

APPROVAL OF MINUTES

1. Motion to approve the minutes of the April 2, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, April 12, 2019. (Council Chair)

RECOGNITION

2. Councilmember's for a District Update
3. Guy McInnis, President's Report
4. Recognize the Public

PUBLIC HEARINGS

5. Summary No. 3701
   Planning Commission recommended NO RECOMMENDATION on 3/26/19
   Introduced by: Administration on 4/2/19

   AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO RO (RESIDENTIAL OFFICE) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

6. Summary No. 3702
   Introduced by: Administration 4/2/19

   AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

7. TO CONSIDER AND TAKE ACTION WITH RESPECT TO HOLDING A PUBLIC HEARING IN CONNECTION WITH THE ISSUANCE OF NOT EXCEEDING $6,000,000 OF TAXABLE UTILITIES REVENUE BONDS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.
RESOLUTIONS

8. Adopt Resolution SBPC #1928-04-19, approving permits as recommended by the Alcohol Beverage and Bingo Department:

   Beer and/or Liquor Permit(s)

   1. V.J.’s Hollywood Bar, LLC dba V.J.’s Hollywood Bar 2400 Goodwill Drive., Violet, La 70092 Owner: Vernon B. Williams, Sr. (Renewal) (Beer & Liquor)

   2. Vucinovich’s La Bella Vita, LLC Vucinovich’ Meraux, La 70075 Owners: Russell L. Vucinovich, Jr. (Renewal) (Beer Only)

   3. Today’s Ketch Seafood, Inc. dba Today’s Ketch 2110 E. Judge Perez Dr., Chalmette, La 70043 Owners: Jeffrey & Teri Pohlmann (Renewal) (Beer & Liquor)

   4. Sully’s Tavern, LLC dba Sully’s 800 E. Judge Perez Dr., Chalmette, La 70043 Owners: Jason & Jessica Meyers (Renewal) (Beer & Liquor)

   5. Fuelstar, LLC dba Fuelstar Paris Station 5303 Paris Road, Chalmette, La 70043 Owner: George J. Ackel, Ill (New) (Beer & Liquor)


   8. SL & CR, LLC MeMe’s Bar & Grille 712 W. Judge Perez Dr., Chalmette, La 70043 Owners: Charles E. Williams, Jr. & Rae Ann Williams (Renewal) (Beer & Liquor)


   Special Event

   1. Name of Organization: St. Bernard Catholic Church Boat Blessing
      Address: 2805 St. Bernard Highway, St. Bernard, La 70085
      Event: Delacroix Blessing of the Fleet
      Location: 5565 Delacroix Highway, Delacroix, La 70085
      Date: August 3, 2019
      Time: 11AM-5PM
      Contact: Nicole LeFebvre
2. Name of Organization: St. Bernard Catholic Church  
Address: 2805 St. Bernard Highway, St. Bernard, La 70085  
Event: Yscloskey/Hopedale Blessing of the Fleet  
Location: 2324 Florissant Highway, St. Bernard, La 70085  
Date: August 10, 2019  
Time: 11AM-5PM  
Contact: Nicole LeFebvre

3. Name of Organization: Herpetorama, Inc. dba Repticon  
Address: 1814 5th St. SE WinterHaven, Fl 33888  
Event: Show & Sale of Reptiles and Small Exotics  
Location: 8245 W. Judge Perez Dr., Chalmette, La 70043  
Date: August 2-4, 2019  
Time: Saturday, August 3, 2019 (10AM-5PM) – Sunday, August 4, 2019 (10AM-4PM)  
Contact: Darlyne Mello

9. Adopt Resolution SBPC #1929-04-19, a resolution ratifying the following salary of the Director Of Public Works as appointed by Parish President, Guy Mcinnis in accordance with Article IV Section 4-01(B) of the St. Bernard Parish Home Rule Charter. (Administration)

10. Adopt Resolution SBPC #1930-04-19, a resolution approving Amendment 2 to the St Bernard Parish Restore Act Multi-Year Plan. (Administration)

11. Adopt Resolution SBPC #1931-04-19, a resolution adopting the Louisiana Legislative Auditor's Questionnaire. (Administration)

12. Adopt Resolution SBPC #1932-04-19, a resolution in opposition of all proposed legislation that transfers the Administration and Collection of Local Sales & Use Taxes to the Louisiana Department of Revenue. (Councilmember Lewis)

13. Adopt Resolution SBPC #1933-04-19, a resolution finding and determining that no petition has been filed objecting to the proposed Issuance of Taxable Utilities Revenue Bonds of the Parish of St. Bernard, State of Louisiana (the "Parish"), in an amount not to exceed six million dollars ($6,000,000) (the “Bonds”), authorizing the officials of the Parish to proceed with the preparation of the documents required for the issuance of the bonds, and providing for other matters in connection therewith. (Administration)
14. Adopt Resolution SBPC #1934-04-19, a resolution giving preliminary approval to the issuance of not exceeding one million four hundred thousand dollars ($1,400,000) of Taxable Certificates of Indebtedness, of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said certificates; and providing for other matters in connection therewith. (Administration)

15. Adopt Resolution SBPC #1935-04-19, a resolution giving preliminary approval to the issuance of not exceeding four million four hundred thousand dollars ($4,400,000) of Taxable Limited Tax Certificates of Indebtedness of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said certificates; and providing for other matters in connection therewith. (Administration)

ADOPTION

16. Summary No. 3701
Planning Commission recommended NO RECOMMENDATION on 3/26/19
Introduced by: Administration on 4/2/19
Public Hearing held on 4/16/19

AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO RO (RESIDENTIAL OFFICE) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

17. Summary No. 3702
Introduced by: Administration 4/2/19
Public Hearing held on 4/16/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

INTRODUCTION

18. Summary No. 3703
Introduced by: Council 4/16/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

19. Summary No. 3704
Introduced by: Administration on 4/16/19

AN ORDINANCE GRANTING LAKE BORGNÉ BASIN LEVEE DISTRICT A TEMPORARY WORK AREA SERVITUDE, AS DESCRIBED IN EXHIBIT “A”, FOR FLOOD PROTECTION IMPROVEMENTS.
20. Summary No. 3705  
Introduced by: Administration on 4/16/19  
AN ORDINANCE TO AMEND CHAPTER 4; ANIMALS AND FOWL, ARTICLE II; ANIMAL CONTROL REGULATIONS, DIVISION 3; TREATMENT AND CARE OF ANIMALS; NUISANCES, SECTION 4-56; WILD OR EXOTIC ANIMALS; INFANT WILD ANIMALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

21. Summary No. 3706  
Introduced by: Administration on 4/16/19  
A SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING SIX MILLION DOLLARS ($6,000,000) OF TAXABLE UTILITIES REVENUE BONDS, SERIES 2019, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, IN ACCORDANCE WITH THE TERMS OF A GENERAL BOND ORDINANCE ADOPTED ON APRIL 21, 2015; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

22. Summary No. 3707  
Introduced by: Administration on 4/16/19  
A GENERAL BOND ORDINANCE AUTHORIZING THE ISSUANCE FROM TIME TO TIME OF SALES TAX BONDS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; PROVIDING FOR THE PAYMENT THEREOF IN PRINCIPAL AND INTEREST; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

23. Summary No. 3708  
Introduced by: Administration on 4/16/19  
A SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE IN ONE OR MORE SERIES OF NOT EXCEEDING $10,000,000 OF TAXABLE SALES TAX BONDS, SERIES 2019, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, IN ACCORDANCE WITH THE TERMS OF GENERAL BOND ORDINANCE NO. ___; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

OTHER MATTERS

24. Motion to discuss and take any action as it relates to information received from the Coastal Zone Advisory Committee.
EXECUTIVE SESSION

25. Motion to enter into Executive Session to discuss potential litigation against C & C Marine and Marquette Transportation.

Next Regular scheduled Council Meeting will be held Tuesday, May 7, 2019 @ 7:00 p.m.

Approved by: Richard “Richie” Lewis  Time: 1:10 p.m.  Date: 4/12/19

On motion of XXXX, seconded by XXXX, it was moved to approve the minutes of the April 2, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, April 12, 2019.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

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ROXANNE ADAMS
CLERK OF COUNCIL
The St. Bernard Parish Council, the Governing Authority, met in Regular Session on Tuesday, April 2, 2019 at seven o’clock p.m. pursuant to notice given to each member and posted in the manner required by law.

The meeting convened at 7:00 p.m. Members present: Councilmembers: Council Chair, Richard “Richie” Lewis, Gillis McCloskey, Nathan Gorbaty, Wanda Alcon, and Kerri Callais

Member Absent: Howard Luna and Kerri Callais

Also present were Roxanne Adams, Clerk of Council, serving as official secretary of the Council, President Guy McInnis and CAO Ronnie Alonzo were representing Administration.

Pastor Trevor Truitt with Celebration Church delivered the invocation and Councilmember McCloskey led the Pledge of Allegiance.

#1 On motion of Mr. McCloskey, seconded by Mr. Gorbaty, it was moved to approve the minutes of the March 12, 2019 Special Council Meeting and the March 19, 2019 Regular Council Meeting as published in the official journal, the St. Bernard Voice on Friday, March 29, 2019.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais

NAYS: None

ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2nd day of April, 2019.

#2 On joint motion of the Council, without objection and by unanimous consent, it was moved to recognize Donnie Bourgeois with Capital Projects Department for an update on current projects.

#3 Councilmember’s District Update
A copy of this update is on file with the minutes of this meeting.

#4 President’s Report
A copy of this report is on file with the minutes of this meeting.

#5 Recognize the Public
No one signed up to speak.

On motion of the Chair, without objection and by unanimous consent, it was moved to address item #21.

#6 Summary No. 3694
Introduced by: Council on 3/19/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#7 Summary No. 3695
Introduced by: Council on 3/19/19

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2019 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE
#8 Summary No. 3696
Introduced by: Administration on 3/19/19

AN ORDINANCE GRANTING LAKE BORNGE BASIN LEVEE DISTRICT A TEMPORARY ROAD SERVITUDE, AS DESCRIBED IN EXHIBIT “A”, FOR FLOOD PROTECTION IMPROVEMENTS.

NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#9 Summary No. 3697
Introduced by: Administration on 3/19/19


NO ONE APPEARED TO SPEAK FOR OR AGAINST THE PROPOSED ORDINANCE

#10 Adopt Resolution SBPC #1924-04-19, approving permits as recommended by the Alcohol Beverage and Bingo Department:

(Administration)

**Beer and/or Liquor Permit(s)**

1. Rick's Veteran's, LLC dba Magnolia Discount 7600 W. Judge Perez Dr., Arabi, LA 70043
   Owner: Zahran Bazzar *(New)* *(Beer & Liquor)*

2. Tag's Meat Market, Inc. dba Tag's Deli 1207 E. Judge Perez Dr., Chalmette, LA 70043
   Owners: Deborah and Michael E. Michalik, Jr *(Renewal)* *(Beer Only)*

3. QC Discount, LLC dba Meraux Food Store 2004 Paris Rd., Chalmette, LA 70043
   Owner: Abdallah A. Jaber *(Renewal)* *(Beer & Liquor)*

4. QC Discount, LLC dba QC Discount 4725 E. Judge Perez Dr., Violet, LA 70092
   Owner: Abdallah A. Jaber *(Renewal)* *(Beer & Liquor)*

5. QC Discount, LLC dba Quick Check #4 617 Bayou Rd., St. Bernard, LA 70085
   Owner: Abdallah A. Jaber *(Renewal)* *(Beer & Liquor)*

6. QC Pit Lane, LLC dba QC Pit Lane 3225 E. Judge Perez Dr., Meraux, LA 70075
   Members: Abdallah A. Jaber & Ahmed Jaber *(Renewal)* *(Beer & Liquor)*

7. RaceTrac Petroleum, Inc. dba RaceTrac #2350 2713 Paris Rd., Chalmette, LA 70043
   Manager: Belinda Anthony *(Renewal)* *(Beer & Liquor)*

8. Sadi, Inc., dba Village Food and Beverage Discount 601 E. Judge Perez Dr., Chalmette, LA 70043
   Member: Abdelrahim Sadi *(Renewal)* *(Beer & Liquor)*

9. RaceTrac Petroleum, dba RaceTrac #2368 8130 W. Judge Perez Dr., Chalmette, LA 70043
   Manager: Crystal Stebbins *(Renewal)* *(Beer & Liquor)*

**Special Event**

1. **Name of Organization:** Tomato Festival Committee  
   **Address:** 2320 Paris Road, Chalmette, LA 70043  
   **Event:** OLPS Crawfish Cook Off  
   **Location:** 2320 Paris Road, Chalmette, LA 70043  
   **Date:** April 13, 2019 (alternate date April 14, 2019)  
   **Time:** 12PM-4PM  
   **Contact:** FR. Marlon Mangubat
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

**YEAS:** McCloskey, Gorbaty, Alcon

**NAYS:** None

**ABSENT:** Luna, Montelongo

**ABSTAIN:** Callais

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2nd day of April, 2019.

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**#11** On motion of Mr. McCloskey, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

**RESOLUTION SBPC #1925-04-19**

A RESOLUTION TO RE-APPOINT RUTH BERTUCCI AS THE GOVERNING AUTHORITY’S BOARD MEMBER OF THE ST. BERNARD FIRE PROTECTION DISTRICTS NO. 1-2, FIRE CIVIL SERVICE BOARD.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Callais

**NAYS:** None

**ABSENT:** Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2nd day of April, 2019.

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**#12** On motion of Mrs. Alcon, seconded by Ms. Callais, it was moved to **adopt** the following resolution:

**RESOLUTION SBPC #1926-04-19**

A RESOLUTION TO RE-APPOINT LISA BORNE TO THE ST. BERNARD PARISH LIBRARY BOARD.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Callais

**NAYS:** None

**ABSENT:** Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2nd day of April, 2019.

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**#13** On motion of Mrs. Alcon, seconded by Mr. Gorbaty, it was moved to **adopt** the following resolution:

**RESOLUTION SBPC #1927-04-19**

A RESOLUTION AUTHORIZING THE PARISH TO APPLY FOR A GRANT FROM THE LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY (LDEQ) TO INSTALL TWO LEVEL 2 ELECTRIC-VEHICLE CHARGING STATIONS IN STRATEGIC SITES WITHIN THE ST. BERNARD PARISH.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Callais

**NAYS:** None

**ABSENT:** Luna, Montelongo
The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2\(^{nd}\) day of April, 2019.

On motion of the Chair, without objection and by unanimous consent, it was moved to remove items #14 and #15 in globo per Legal Counsel.

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

**YEAS**: McCloskey, Gorbaty, Alcon, Callais

**NAYS**: None

**ABSENT**: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2\(^{nd}\) day of April, 2019.

#16 On motion of Mr. Gorbaty, seconded by Mr. McCloskey, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #2149-04-19**

**Summary No. 3694**
Introduced by: Council on 3/19/19
Public Hearing held on 4/2/19

AN ORDINANCE TO AMEND **ORDINANCE SBPC #2119-12-18**, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

**YEAS**: McCloskey, Gorbaty, Alcon, Callais

**NAYS**: None

**ABSENT**: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared **adopted** on the 2\(^{nd}\) day of April, 2019.

#17 On motion of Mr. Gorbaty, seconded by Mr. McCloskey, it was moved to **adopt** the following ordinance:

**ORDINANCE SBPC #2150-04-19**

**Summary No. 3695**
Introduced by: Council on 3/19/19
Public Hearing held on 4/2/19

AN ORDINANCE LEVYING AND IMPOSING CERTAIN TAXES FOR 2019 ON ALL THE PROPERTY SUBJECT TO TAXATION IN THE PARISH OF ST. BERNARD, ROAD LIGHTING DISTRICT NO. 1, ROAD DISTRICT NO. 1, GARBAGE DISTRICT NO. 1, FIRE PROTECTION DISTRICT NO. 1 AND FIRE PROTECTION DISTRICT NO. 2.

An additional Public Hearing was held at this time. No one appeared to speak for or against this item.

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

**YEAS**: McCloskey, Gorbaty, Alcon, Callais

**NAYS**: None

**ABSENT**: Luna, Montelongo

**ABSTAIN**: None

The Council Chair, Mr. Lewis, cast his vote as YEA.
And the motion was declared adopted on the 2th day of April, 2019.

#18 On motion of Ms. Callais, seconded by Mr. McCloskey, it was moved to adopt the following ordinance:

ORDINANCE SBPC #2151-04-19

Summary No. 3696
Introduced by: Administration on 3/19/19
Public Hearing held on 4/2/19

AN ORDINANCE GRANTING LAKE BORGNE BASIN LEVEE DISTRICT A TEMPORARY ROAD SERVITUDE, AS DESCRIBED IN EXHIBIT “A”, FOR FLOOD PROTECTION IMPROVEMENTS.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2nd day of April, 2019.

#19 On motion of Mr. McCloskey, seconded by Mr. Gorbaty, it was moved to adopt the following ordinance:

ORDINANCE SBPC #2152-04-19

Summary No. 3697
Introduced by: Administration on 3/19/19
Public Hearing held on 4/2/19


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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2th day of April, 2019.

#20 On motion of Mr. Gorbaty, seconded by Mrs. Alcon, it was moved to introduce the following ordinance:

Summary No. 3700
Introduced by: Councilmember Luna

AN ORDINANCE TO AMEND CHAPTER 22, ZONING; SECTION 22-7, SITE DEVELOPMENT STANDARDS; SUBSECTION 22-7-4, SIGN REGUALTIONS; SUBSUBSECTION 22-7-4.8; ENFORCEMENT, VIOLATIONS AND PENALTIES OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2\textsuperscript{th} day of April, 2019.

#21 On motion of Mrs. Alcon, seconded by Mr. McCloskey, it was moved to introduce the following ordinance:

Summary No. 3701
Planning Commission recommended NO RECOMMENDATION on 3/26/19
Introduced by: Administration on 4/2/19

AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO C-1(NEIGHBORHOOD COMMERCIAL) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

On the motion of Mr. Lewis, seconded by Ms. Callais, it was moved to amend this item to change C-1 (Neighborhood Commercial) to RO (Residential Office).

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo
ABSTAIN: Gorbaty

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2\textsuperscript{th} day of April, 2019.

On motion of Mrs. Alcon, seconded by Mr. McCloskey, it was moved to introduce the following ordinance as amended:

Summary No. 3701
Planning Commission recommended NO RECOMMENDATION on 3/26/19
Introduced by: Administration on 4/2/19

AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO RO (RESIDENTIAL OFFICE) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo
ABSTAIN: Gorbaty

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2\textsuperscript{th} day of April, 2019.
On motion of Ms. Callais, seconded by Mr. McCloskey, it was moved to **introduce** the following ordinance:

**Summary No. 3702**
Introduced by: Administration on 4/2/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Callais

**NAYS:** None

**ABSENT:** Luna, Montelongo

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

And the motion was declared **adopted** on the 2**nd** day of April, 2019.

On the motion Mr. Gorbaty, seconded by Mr. McCloskey, it was moved to accept the Monthly Financial Summary Statement of Revenues and Expenditures and Change in Fund Balance for February 2019.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Calais

**NAYS:** None

**ABSENT:** Luna, Montelongo

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

And the motion was declared **adopted** on the 2**nd** day of April, 2019.

Coastal Zone Advisory Committee
No action taken.

On motion of the Chair, without objection and by unanimous consent, it was moved remove item #26 from the agenda.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Calais

**NAYS:** None

**ABSENT:** Luna, Montelongo

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

And the motion was declared **adopted** on the 2**nd** day of April, 2019.

On the motion of Mr. McCloskey, seconded by Mr. Gorbaty it was moved to enter into Executive Session to discuss St. Bernard Parish Government v. Southern Solutions Land Management, LLC, 34th JDC #118-830 E.

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

**YEAS:** McCloskey, Gorbaty, Alcon, Calais

**NAYS:** None

**ABSENT:** Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as **YEA**.
And the motion was declared adopted on the 2nd day of April, 2019.

On motion of the Chair, without objection and by unanimous consent, it was moved to return to Regular Session.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2nd day of April, 2019.

#25 On motion of Mr. Gorbaty, seconded by Ms. Callais, it was moved to accept the advice of legal counsel in the matter of St. Bernard Parish Government v. Southern Solutions Land Management, LLC, 34th JDC #118-830 E.

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

YEAS: McCloskey, Gorbaty, Alcon, Callais
NAYS: None
ABSENT: Luna, Montelongo

The Council Chair, Mr. Lewis, cast his vote as YEA.

And the motion was declared adopted on the 2nd day of April, 2019.

There being no further business for discussion, the Council Chair declared the meeting adjourned at 7:36 p.m. on the 2nd day of April, 2019.

COPIES OF ALL RESOLUTIONS AND ORDINANCES IN THEIR ENTIRETY ARE ON FILE AT THE CLERK OF COUNCIL’S OFFICE AND ARE AVAILABLE FOR PUBLIC VIEWING.

Roxanne Adams
ROXANNE ADAMS
CLERK OF COUNCIL

Richard “Richie” Lewis
RICHARD “RICHIE” LEWIS
COUNCIL CHAIR
PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON TUESDAY, APRIL 16, 2019 THREE (3:00) O’CLOCK P.M. AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE APRIL 2, 2019 COUNCIL MEETING:

Summary No. 3701
Planning Commission recommended NO RECOMMENDATION on 3/26/19
Introduced by: Administration on 4/2/19

AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO RO (RESIDENTIAL OFFICE) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby approve Docket Z-2019-007, petition of Jeffrey Lane for a zoning change from R-1(Single Family Residential) to RO (Residential Office) to operate a Law Office.

PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Richard “Richie” Lewis
RICHARD "RICHIE" LEWIS
COUNCIL CHAIR
PUBLIC HEARING NOTICE

THE ST. BERNARD PARISH COUNCIL WILL HOLD A PUBLIC HEARING ON TUESDAY, APRIL 16, 2019 THREE (3:00) O’CLOCK P.M. AT THE COUNCIL CHAMBERS OF THE GOVERNMENT COMPLEX, LOCATED AT 8201 WEST JUDGE PEREZ DRIVE, CHALMETTE, LOUISIANA TO RECEIVE COMMENTARY ON THE FOLLOWING PROPOSED ORDINANCE INTRODUCED AT THE APRIL 2, 2019 COUNCIL MEETING:

Summary No. 3702
Introduced by: Administration on 4/2/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2019 is hereby amended as per attached in Exhibit “A”.

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department’s specific budget.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.

BY DIRECTION OF

Richard “Richie” Lewis
RICHARD “RICHIE” LEWIS
COUNCIL CHAIR
<table>
<thead>
<tr>
<th>Object</th>
<th>Account Code</th>
<th>Org</th>
<th>Project</th>
<th>Account Title</th>
<th>Account Type</th>
<th>Entry Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1004040</td>
<td>483001</td>
<td>0053</td>
<td></td>
<td>Donation</td>
<td>Revenue</td>
<td>$10,000</td>
</tr>
<tr>
<td>1004040</td>
<td>520038</td>
<td>0053</td>
<td></td>
<td>P.S. - Veterinarian</td>
<td>Expenditure</td>
<td>10,000</td>
</tr>
</tbody>
</table>

**Net Effect on Fund Balance**

$ -  $ -

*This Budget Amendment is to budget a grant received from the Petco Foundation.*
It was announced that the Parish Council would discuss, answer questions and hear any objections relative to the proposed issuance of not exceeding Six Million Dollars ($6,000,000) of Taxable Utilities Revenue Bonds of the Parish (the "Bonds"), in one or more series, the proceeds of which will be used to pay the cost of constructing, acquiring, extending and improving the sewer portion of the combined water and sewer system of the Issuer (the "System") and paying the costs of issuance of the Bonds. It was then stated that the Bonds shall be limited and special revenue bonds of the Parish and would be secured by and payable in principal, interest and redemption premium, if any, solely from an irrevocable pledge and dedication of the income and revenues derived or to be derived by the Parish from the operation of the System, after paying the reasonable and necessary expenses of operating and maintaining the System. The Bonds shall not be a charge on the other income and revenues of the Parish as prohibited under the provisions of Article VI, Section 37 of the Louisiana Constitution of 1974, nor shall they constitute an indebtedness or pledge of the general credit of the Parish. The Bonds shall be of such series, bear such dates, mature at such time or times, not to exceed twenty-two (22) years from their date of issuance, bear interest at such rate or rates not exceeding ninety-five hundredths percent (0.95%) per annum, pursuant to the authority of Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority, and a Notice of Intention to issue the Bonds in accordance therewith and published on March 22, 2019, March 29, 2019, April 5, 2019 and April 12, 2019, in the "St. Bernard Voice", a newspaper of general circulation in the Parish, published in the Parish of St. Bernard, Louisiana. After this explanation, the Council Chairman stated that the Governing Authority would proceed in open and public session to discuss, answer questions and hear any and all objections to the issuance of the Bonds, and then he called for questions and objections from any interested parties at the meeting and from members of the Governing Authority. He also asked for any petitions or
written objections filed with the Clerk of the Council requesting that an election be held to authorize the issuance of the Bonds or otherwise objecting to the Bonds.

There was no one present who either offered any objections to the proposed issuance of the Bonds without an election being held thereon or presented a petition requesting such an election, and the Clerk of the Council announced that neither petitions requesting such an election nor objections to the proposed issue of Bonds had been filed.

Thereupon, it was moved by ____________ and seconded by ____________ that the hearing be closed.
On motion of XXXX, seconded by XXXX, it was moved to adopt the following resolution:

**RESOLUTION SBPC #XXXX-04-19**

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the following permits as recommended by the Alcohol Beverage and Bingo Department:

**Beer and/or Liquor Permit(s)**

1. V.J.’s Hollywood Bar, LLC dba V.J.’s Hollywood Bar 2400 Goodwill Dr., Violet, La 70092 Owner: Vernon B. Williams, Sr. *(Renewal) (Beer & Liquor)*

2. Vucinovich’s La Bella Vita, LLC Vucinovich’s La Bella Vita 3850 E. Judge Perez Dr., Meraux, La 70075 Owners: Russell L. Vucinovich, Jr. *(Renewal) (Beer Only)*

3. Today’s Ketch Seafood, Inc. dba Today’s Ketch 2110 E. Judge Perez Dr., Chalmette, La 70043 Owners: Jeffrey & Teri Pohlmann *(Renewal) (Beer & Liquor)*

4. Sully’s Tavern, LLC dba Sully’s 800 E. Judge Perez Dr., Chalmette, La 70043 Owners: Jason & Jessica Meyers *(Renewal) (Beer & Liquor)*

5. Fuelstar, LLC dba Fuelstar Paris Station 5303 Paris Road, Chalmette, La 70043 Owner: George J. Ackel, Ill *(New) (Beer & Liquor)*


8. SL & CR, LLC MeMe’s Bar & Grille 712 W. Judge Perez Dr., Chalmette, La 70043 Owners: Charles E. Williams, Jr. & Rae Ann Williams *(Renewal) (Beer & Liquor)*

Special Event

1. Name of Organization: St. Bernard Catholic Church Boat Blessing
   Address: 2805 St. Bernard Highway, St. Bernard, La 70085
   Event: Delacroix Blessing of the Fleet
   Location: 5565 Delacroix Highway, Delacroix, La 70085
   Date: August 3, 2019
   Time: 11AM-5PM
   Contact: Nicole LeFebvre

2. Name of Organization: St. Bernard Catholic Church
   Address: 2805 ST. Bernard Highway, St. Bernard, La 70085
   Event: Yscloskey/Hopedale Blessing of the Fleet
   Location: 2324 Florissant Highway, St. Bernard, La 70085
   Date: August 10, 2019
   Time: 11AM-5PM
   Contact: Nicole LeFebvre

3. Name of Organization: Herpetorama, Inc. dba Repticon
   Address: 1814 5th St. SE WinterHaven, Fl 33888
   Event: Show & Sale of Reptiles and Small Exotics
   Location: 8245 W. Judge Perez Dr., Chalmette, La 70043 (Frederick J. Sigur Civic Center)
   Date: August 2-4, 2019
   Time: Saturday, August 3, 2019 (10AM-5PM) – Sunday, August 4, 2019 (10AM-4PM)
   Contact: Darlyne Mello
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

ABSTAIN:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

ROXANNE ADAMS
CLERK OF COUNCIL
On motion of Mr. xxxx, seconded by Mr. xxxx, it was moved to adopt the following resolution:

RESOLUTION SBPC #1929-04-19

A RESOLUTION RATIFYING THE FOLLOWING SALARY OF THE DIRECTOR OF PUBLIC WORKS AS APPOINTED BY PARISH PRESIDENT, GUY McINNIS IN ACCORDANCE WITH ARTICLE IV SECTION 4-01(B) OF THE ST. BERNARD PARISH HOME RULE CHARTER.

BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby ratify the following salary for the Director of Public Works as recommended by Parish President Guy McInnis, in accordance with Article IV Section 4-01(b) of the St. Bernard Parish Home Rule Charter.

- Matthew Falati  Director of Public Works  $140,000.00

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.
C E R T I F I C A T E

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 St. Bernard, Louisiana, on Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
On motion of Mr. xxxx, seconded by Mr. xxxx, it was moved to adopt the following resolution:

RESOLUTION SBPC #1930-04-19

A RESOLUTION APPROVING AMENDMENT 2 TO THE ST BERNARD PARISH RESTORE ACT MULTI-YEAR PLAN.

WHEREAS, the U.S. Congress has passed The Resources and Ecosystem Sustainability Tourism Opportunities and Revived Economy of the Gulf Coast Act of 2011 known as the RESTORE Act; and,

WHEREAS, this Act requires participating entities to prepare and adopt a Multi-Year Plan for the programming of RESTORE Act funds to be approved by the U.S. Treasury Department; and,

WHEREAS, St. Bernard Parish Government has been accepted into this program and did prepare, adopt, and have approved the St. Bernard Parish RESTORE Act Multi-Year Plan in September, 2016; and,

WHEREAS, St. Bernard Parish Government wishes to amend this plan to shift funding from the Central Wetlands Unit Bike Program (successfully now funded as the 40 Arpent Trail under the U.S. Federal Highway Administration’s Surface Transportation Program) to Shell Beach Fishing Complex Project for additional property acquisition; and,

WHEREAS, St. Bernard Parish Government also wishes to update the project milestones included in the St. Bernard Parish RESTORE Act Multi-Year Plan.

NOW THEREFORE BE IT RESOLVED, the St. Bernard Parish Council does hereby approve Amendment 2 to the St. Bernard Parish RESTORE Act Multi-Year Plan to include the following items as per the attached Plan Narrative:

- Deduct $250,000 from Central Wetlands Unit Bike Program
- Increase funding for the Shell Beach Fishing Complex Project for additional property acquisition valued up to $250,000 (contingent upon actual fair market value)
Update project milestones per the attached Plan Narrative

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

**YEAS:**

**NAYS:**

**ABSENT:**

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 16th day of April, 2019.

---

**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 St. Bernard, Louisiana, on Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
RESTORE ACT Direct Component Multiyear Plan Narrative

Department of the Treasury

OMB Approval No. 1505-0250

Directions: Use this form for the Initial Multiyear Plan and any subsequent amendments to an accepted Multiyear Plan. For amendments, include only new and/or materially modified activities.

<table>
<thead>
<tr>
<th>Multiyear Plan Version (Initial or Amendment Number):</th>
<th>Amendment #2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Initial Multiyear Plan Acceptance:</td>
<td>5/30/2017</td>
</tr>
<tr>
<td>Date of Last Multiyear Plan Acceptance:</td>
<td>11/5/2018</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Eligible Applicant Name:</th>
<th>St. Bernard Parish Government</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name and Contact Information of the Person to be contacted (POC) on matters concerning this Multiyear Implementation Plan:</td>
<td></td>
</tr>
<tr>
<td>POC Name:</td>
<td>John Lane</td>
</tr>
<tr>
<td>POC Title:</td>
<td>Executive Director of Coastal Affairs</td>
</tr>
<tr>
<td>POC Email:</td>
<td><a href="mailto:jlane@sbpg.net">jlane@sbpg.net</a></td>
</tr>
<tr>
<td>POC Phone:</td>
<td>(504) 278-4200</td>
</tr>
</tbody>
</table>

NARRATIVE DESCRIPTION:

1. A description of each activity, including the need, purpose, objective(s), milestones and location. Include map showing the location of each activity.

Amendment #2 of St. Bernard Parish Government (SBPG) multiyear plan includes the following modifications: Lake Lery Marsh Creation (Phase 2) milestones have been updated; the Shell Beach Recreational Fishing Complex at the Katrina Memorial budget has been increased by $250,000 and property acquisition has been added to the scope of work (milestones have also been updated); the Central Wetlands Unit Bike Path budget has been decreased by $250,000; and the milestones have been updated for the ongoing Paris Road Corridor Streetscape Enhancement project.

Lake Lery Marsh Creation (Phase 2) (MODIFIED)

The milestones for this project have been updated.

Shell Beach Recreational Fishing Complex at the Katrina Memorial (MODIFIED)

SBPG has adjusted the scope of work to include property acquisition and added an additional $250,000 to the budget for that purpose. The milestones for this project have also been updated.

Central Wetlands Unit Bike Path (MODIFIED)

SBPG has reduced the budget for this project by $250,000.

Paris Road Corridor Streetscape Enhancement (MODIFIED)

The milestones for this project have been updated.

2. How the applicant made the multiyear plan available for 45 days for public review and comment, in a manner calculated to obtain broad-based participation from individuals, businesses, Indian tribes, and non-profit organizations, such as through public meetings, presentations in languages other than English, and postings on the Internet. The applicant will need to submit documentation (e.g., a copy of public notices) to demonstrate that it made its multiyear plan available to the public for at least 45 days. In addition, describe how each activity in the multiyear plan was approved after consideration of all meaningful input from the public and submit documentation (e.g., a letter from the applicant's leadership approving submission of the multiyear plan to Treasury or a resolution approving the applicant's multiyear plan).

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The
infrastructure and ecotourism in St. Bernard Parish;

Paris Road Corridor Streetscape Enhancement: This project was included in the Coastal Strategy Document in order to promote ecotourism in St. Bernard Parish by accentuating the natural environment along Paris Road; and

Lake Lery Marsh Creation (Phase 2): This approximately 40-acre marsh creation and nourishment project has already been designed and permitted, but is currently lacking construction funding. The project was included in the Coastal Strategy Document because it would restore natural resources, ecosystems, fisheries, and critical marine and wildlife habitat in St. Bernard Parish. (St. Bernard Parish Government 2016)

St. Bernard Parish Bikeway and Pedestrian Plan Update (2017)

The purpose of this document is to provide a parish-wide network for non-motorized travel that links local destinations, communities within St. Bernard Parish, and the Parish with neighboring Orleans and Plaquemines parishes. A major feature of the plan is a regional network that takes advantage of St. Bernard's unique geography by providing trails along the levee system.

Central Wetlands Unit Bike Path: The purpose of this proposed project is to construct a portion of the regional trail network. The project includes engineering/design and construction of a 6 ft. wide limestone screenings path on top of the back levee for a distance of approximately one mile. This segment begins at Paris Road (LA 47) and extends eastward to Val Riess Park, one of two major SBPG regional parks.

6. If applicable, describe the amount and current status of funding from other sources (e.g., other RESTORE Act contribution, other third party contribution) and provide a description of the specific portion of the project to be funded by the RESTORE Act Direct Component.

St. Bernard Parish intends to use RESTORE Act Direct Component funding for the Lake Lery Marsh Creation (Phase 2) as a cost share match to the available funding from the Louisiana Coastal Protection and Restoration Authority (CPRA), under Spill Impact Component. The total estimated cost for the project is $3,009,000.00 for 100% construction and grant administration. Direct component funding of $309,000 will go towards 10% construction and grant administration and the CPRA Match $2.7M will cover the remaining 90% of construction cost. The parish is awaiting the award from CPRA.
### Applicant Name
St. Bernard Parish Government

### 1. Multiyear Plan Version (Initial or Amendment Number)
Amendment #2

### 2a. Date of Initial Multiyear Plan Acceptance (mm/dd/yyyy)
5/30/2017

### 2b. Date of Last Multiyear Plan Acceptance
11/5/2018

### 3. Cumulative Direct Component Allocation Available for Distribution to Applicant
$3,396,125.97

### 4. Total Allocations Plus Known Funds Not Yet Deposited in Trust Fund for Direct Component
$10,788,709.65

### 5. Primary Direct Component Eligible Activity Further Described in Application (Static Field)

<table>
<thead>
<tr>
<th>6. Activity Title (Static Field)</th>
<th>7. Location (Static Field)</th>
<th>8. Estimated Total Funding Contributions For Proposed Activity(ies) (refer to Instructions)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lake Lery Marsh Creation (Phase 2) Construction</td>
<td>St. Bernard, LA</td>
<td>$309,000.00 $0.00 $0.00 $309,000.00 3/1/2019 12/31/2020</td>
</tr>
</tbody>
</table>

Initial MIP Activity - Includes 3% administrative costs. Modified in Amendment #2 to include updated milestones.

| Paris Road Corridor Streetscape Enhancement | Chalmette, Louisiana | $824,000.00 $0.00 $0.00 $824,000.00 3/1/2018 12/31/2020 |

Initial MIP Activity - Includes 3% administrative costs. Funded Activity. Modified in Amendment #2 to include updated milestones.

| Shell Beach Recreational Fishing Complex at the Katrina Memorial | Shell Beach, Louisiana | $1,672,720.00 $0.00 $0.00 $1,672,720.00 5/1/2019 12/31/2021 |

Amendment #1 Activity - Includes 3% administrative costs. Modified in Amendment #2 to include an additional $250,000 for property acquisition. Milestones

| Central Wetlands Unit Bike Path | Chalmette, Louisiana | $257,500.00 $0.00 $0.00 $257,500.00 5/1/2021 12/31/2022 |

Amendment #1 Activity - Includes 3% administrative costs. Modified in Amendment #2 to reflect a $250,000 decrease in the budget.

### 9. Proposed Start Date (mm/dd/yyyy)

<table>
<thead>
<tr>
<th>12. Estimated Total Funding Contributions For Activity(ies) (refer to Instructions)</th>
</tr>
</thead>
<tbody>
<tr>
<td>$3,063,220.00 $0.00 $0.00 $3,063,220.00</td>
</tr>
</tbody>
</table>

Please note: Grant awards may reflect non-material changes in proposed dates and estimated funding.
### Instructions for Completing the Multiyear Implementation Plan Matrix

Note: the term "static field" means that the information in the field will not change when the applicant amends the Multiyear Plan.

<table>
<thead>
<tr>
<th>Box or column number</th>
<th>Instructions</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>1</strong></td>
<td><strong>Multiyear Plan Version</strong> Indicate whether the version is the initial multiyear plan submittal or an amendment to an existing Treasury-accepted multiyear plan. For example, the first amendment to the plan would be &quot;amendment #1.&quot;</td>
</tr>
<tr>
<td><strong>2a</strong></td>
<td><strong>Date of Initial Multiyear Plan Acceptance</strong> If this is the initial multiyear plan, put N/A. If this is an amendment to a Treasury-accepted multiyear plan, provide the date of initial acceptance.</td>
</tr>
<tr>
<td><strong>2b</strong></td>
<td><strong>Date of Last Multiyear Plan Acceptance</strong> Provide the date of the last multiyear plan amendment acceptance.</td>
</tr>
<tr>
<td><strong>3</strong></td>
<td><strong>Cumulative Direct Component Allocation Available For Distribution to Applicant</strong> Total amount of funds that Treasury allocated to the applicant under the Direct Component portion of the RESTORE Act Gulf Coast Restoration Trust Fund, the allocation available to Applicant can be found on Treasury's RESTORE Act website.</td>
</tr>
<tr>
<td><strong>4</strong></td>
<td><strong>Total Direct Component Allocations Plus Known Funds Not Yet Deposited in Trust Fund</strong> All Trust Fund current allocation(s) and not-yet-deposited funds that represent known future allocations from the Trust Fund that the applicant plans to apply to the activities it proposes in its multiyear plan. The reference to the &quot;not-yet-deposited funds that represent known future allocations from the Trust Fund&quot; means future payments into the Trust Fund expected from a final court decree or settlement agreement.</td>
</tr>
<tr>
<td><strong>5</strong></td>
<td><strong>Primary Direct Component Eligible Activity</strong> From the drop-down menu, choose the primary qualifying Direct Component eligible activity from the RESTORE Act: 1) Restoration and protection of the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, and coastal wetlands of the Gulf Coast Region; 2) Mitigation of damage to fish, wildlife, and natural resources; 3) Implementation of a federally approved marine, coastal, or comprehensive conservation management plan, including fisheries monitoring; 4) Workforce development and job creation; 5) Improvements to or on State parks located in coastal areas affected by the Deepwater Horizon oil spill; 6) Infrastructure projects benefitting the economy or ecological resources, including port infrastructure; 7) Coastal flood protection and related infrastructure; 8) Planning assistance; 9) Promotion of tourism in the Gulf Coast Region, including recreational fishing; and 10) Promotion of the consumption of seafood harvested from the Gulf Coast Region. The applicant will list any other applicable proposed eligible activities in <strong>6</strong>.</td>
</tr>
<tr>
<td><strong>6</strong></td>
<td><strong>Activity Title</strong> is assigned by the applicant for the activity/project/program.</td>
</tr>
<tr>
<td><strong>7</strong></td>
<td><strong>Location</strong> - If county-wide or state-wide activity, list the specific municipality(ies) where the activity shown on the accompanying map will occur. (Static Field)</td>
</tr>
<tr>
<td><strong>8</strong></td>
<td><strong>Total Funding Contributions for Proposed Activity(ies)</strong> List the total funds the applicant will use for the proposed activity.</td>
</tr>
<tr>
<td><strong>8a.</strong></td>
<td><strong>Direct Component Contribution</strong> may include both the portion of the allocation issued by Treasury and the not-yet-deposited funds that represent known future allocations from the Trust Fund’s Direct Component scope of work portion that the applicant plans to use for the proposed activity.</td>
</tr>
<tr>
<td><strong>8b.</strong></td>
<td><strong>Other RESTORE Act Contribution</strong> includes the total amount of other RESTORE Act funding that the applicant will rely on to complete the proposed activity. For example, the Spill Impact Component (or other RESTORE Act Component) may include both the portion of the current allocation(s) and the not-yet-deposited funds that represent known future allocations from the Trust Fund that the applicant plans to use for the proposed activity. The applicant will list specific RESTORE Act source of funds in the Direct Component Federal Financial Assistance Application.</td>
</tr>
<tr>
<td><strong>8c.</strong></td>
<td><strong>Other Third Party Contribution</strong> includes in-kind, for profit and nonprofit, federal, state, or local funding that the applicant will rely upon to complete the proposed activity. The applicant will list specific sources of funds in the Direct Component Federal Financial Assistance Application.</td>
</tr>
<tr>
<td><strong>8d.</strong></td>
<td><strong>Total Contribution</strong> is the total amount from all funding sources including the Direct Component funds allocated by Treasury and the not-yet-deposited funds that represent known future allocations from the Trust Fund’s Direct Component; other current RESTORE Act allocation(s) and not-yet-deposited funds that represent known future allocations from the Trust Fund; and other third party funds that the applicant plans to use for a proposed activity.</td>
</tr>
<tr>
<td><strong>9</strong></td>
<td><strong>Proposed Start Date</strong> is provided by the applicant. This is an estimated start date that is anticipated by the applicant. It must not be earlier than the project grant award anticipated date.</td>
</tr>
</tbody>
</table>

On motion of XXXX, seconded by XXXX, it was moved to adopt the following resolution:

RESOLUTION SBPC #1931-04-19

A RESOLUTION ADOPTING THE LOUISIANA LEGISLATIVE AUDITOR’S QUESTIONNAIRE.

NOW THEREFORE, BE IT RESOLVED, that the St. Bernard Parish Council, the Governing Authority, does hereby approve the Louisiana Legislative Auditor’s Questionnaire, “Exhibit “A” as attached.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.
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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
Dear Chief Executive Officer:

Attached is the Louisiana Compliance Questionnaire that is to be completed by you or your staff. This questionnaire is a required part of a financial audit of Louisiana state and local government agencies. Upon completion, the questionnaire must be presented to and adopted by the governing body, if any, of your organization by means of a formal resolution in an open meeting. Independently elected officials should sign the document, in lieu of such a resolution.

The completed questionnaire and a copy of the adoption instrument, if appropriate, must be given to the auditor at the beginning of the audit. The auditor will, during the course of his/her regular audit, test the accuracy of the responses in the questionnaire. It is not necessary to return the questionnaire to my office.

Certain portions of the questionnaire may not be applicable to your organization. In such cases, it is appropriate to mark the representation "not applicable." However, you must respond to each applicable representation. A 'yes' answer indicates that you have complied with the applicable law or regulation. A 'no' answer to any representation indicates a possible violation of law or regulation and, as such, should be fully explained. These matters will be reviewed by the auditor during the course of his/her examination. Please feel free to attach a further explanation of any representation.

Your cooperation in this matter will be greatly appreciated.

Sincerely,

Daryl G. Purpera, CPA, CFE
Louisiana Legislative Auditor

Enclosure
In connection with your audit of our financial statements as of December 31, 2018 and for the year ended December 31, 2018 for the purpose of expressing an opinion as to the fair presentation of our financial statements in accordance with accounting principles generally accepted in the United States of America, to assess our internal control structure as a part of your audit, and to review our compliance with applicable laws and regulations, we confirm, to the best of our knowledge and belief, the following representations. These representations are based on the information available to us as of April 16, 2019.

PART I. AGENCY PROFILE

1. Name and address of the organization.

St. Bernard Parish Government
8201 West Judge Perez Drive
Chalmette, Louisiana 70043

2. List the population of the municipality or parish based upon the last official United States Census or most recent official census (municipalities and police juries only). Include the source of the information.

46,202

3. List names, addresses, and telephone numbers of entity officials. Include elected/appointed members of the governing board, chief executive and fiscal officer, and legal counsel.

Richard “Richie” Lewis – Council Chair
Councilmember at Large West
3408 Palmisano Blvd.
Chalmette, LA 70043
(504) 234-8002
rlewis@sbpg.net

Kerri Callais
Councilmember at Large East
3316 Bayou Road
St. Bernard, LA 70085
(504)416-9853
kcallais@sbpg.net

Gillis McCloskey
Councilmember District A
636 Norton Ave
Arabi, LA 70032
(504) 270-6285
gmccloskey@sbpg.net
4. Period of time covered by this questionnaire.
   January 1, 2018 – December 31, 2018

5. The entity has been organized under the following provisions of the Louisiana Revised Statute(s) (R.S.) and, if applicable, local resolutions/ordinances.
   Article VI, Section 5, of the Louisiana Constitution

6. Briefly describe the public services provided.
   Public Safety, Highways and Streets, Sanitation, Utilities, Culture and Recreation, Planning and Zoning, General Administrative Services, Fire Protection

7. Expiration date of current elected/appointed officials’ terms.
   January 14, 2020

LEGAL COMPLIANCE

PART II. PUBLIC BID LAW

8. The provisions of the public bid law, R.S. Title 38:2211-2296, and, where applicable, the regulations of the Division of Administration, State Purchasing Office have been complied with.
   A) All public works purchases exceeding $154,450 have been publicly bid.
   B) All material and supply purchases exceeding $30,000 have been publicly bid.

   Yes [✓] No [  ]

PART III. CODE OF ETHICS LAW FOR PUBLIC OFFICIALS AND PUBLIC EMPLOYEES

9. It is true that no employees or officials have accepted anything of value, whether in the form of a service, loan, or promise, from anyone that would constitute a violation of R.S. 42:1101-1124.

   Yes [✓] No [  ]

10. It is true that no member of the immediate family of any member of the governing authority, or the chief executive of the governmental entity, has been employed by the governmental entity after April 1, 1980, under circumstances that would constitute a violation of R.S. 42:1119.

   Yes [✓] No [  ]

PART IV. LAWS AFFECTING BUDGETING

11. We have complied with the budgeting requirements of the Local Government Budget Act (R.S. 39:1301-15) R.S. 39:33, or R.S. 39:1331-1342, as applicable:
A. Local Budget Act

1. We have adopted a budget for the general fund and all special revenue funds (R.S. 39:1305).

2. The chief executive officer, or equivalent, has prepared a proposed budget that included a budget message, a proposed budget for the general fund and each special revenue fund, and a budget adoption instrument that specified the chief executive’s authority to make budgetary amendments without approval of the governing authority. Furthermore, the proposed expenditures did not exceed estimated funds to be available during the period (R.S. 39:1305).

3. The proposed budget was submitted to the governing authority and made available for public inspection at least 15 days prior to the beginning of the budget year (R.S. 39:1306).

4. To the extent that proposed expenditures were greater than $500,000, we have made the budget available for public inspection and have advertised its availability in our official journal. The advertisement included the date, time, and place of the public hearing on the budget. Notice has also been published certifying that all actions required by the Local Government Budget Act have been completed (R.S. 39:1307).

5. If required, the proposed budget was made available for public inspection at the location required by R.S. 39:1308.

6. All action necessary to adopt and finalize the budget was completed prior to the date required by state law. The adopted budget contained the same information as that required for the proposed budget (R.S. 39:1309).

7. After adoption, a certified copy of the budget has been retained by the chief executive officer or equivalent officer (R.S. 39:1309).

8. To the extent that proposed expenditures were greater than $500,000, the chief executive officer or equivalent notified the governing authority in writing during the year when actual receipts plus projected revenue collections for the year failed to meet budgeted revenues by five percent or more, or when actual expenditures plus projected expenditures to year end exceeded budgeted expenditures by five percent or more (R.S. 39:1311).

9. The governing authority has amended its budget when notified, as provided by R.S. 39:1311. (Note, general and special revenue fund budgets should be amended, regardless of the amount of expenditures in the fund, when actual receipts plus projected revenue collections for the year fail to meet budgeted revenues by five percent or more; or when actual expenditures plus projected expenditures to year end exceed budgeted expenditures by five percent or more. State law exempts from the amendment requirements special revenue funds with anticipated expenditures of $500,000 or less, and exempts special revenue funds whose revenues are expenditure-driven - primarily federal funds—from the requirement to amend revenues.)

   Yes [✓]  No [ ]

B. State Budget Requirements

1. The state agency has complied with the budgetary requirements of R.S. 39:33.
   Yes [ ]  No [ ]

C. Licensing Boards

1. The licensing board has complied with the budgetary requirements of R.S. 39:1331-1342.  
   Yes [ ]  No [ ]

PART V. ACCOUNTING, AUDITING, AND FINANCIAL REPORTING LAWS

12. We have maintained our accounting records in such a manner as to provide evidence of legal compliance and the preparation of annual financial statements to comply with R.S. 24:513 and 515, and/or 33:463.

   Yes [✓]  No [ ]

13. All non-exempt governmental records are available as a public record and have been retained for at least three years, as required by R.S. 44:1, 44:7, 44:31, and 44:36.

   Yes [✓]  No [ ]
14. We have filed our annual financial statements in accordance with R.S. 24:514, and 33:463 where applicable.  
Yes [✓] No [ ]

15. We have had our financial statements audited in a timely manner in accordance with R.S. 24:513.  
Yes [✓] No [ ]

16. We did not enter into any contracts that utilized state funds as defined in R.S. 39:72.1 A. (2); and that were subject to the public bid law (R.S. 38:2211, et seq.), while the agency was not in compliance with R.S. 24:513 (the audit law).  
Yes [✓] No [ ]

17. We have complied with R.S. 24:513 A. (3) regarding disclosure of compensation, reimbursements, benefits and other payments to the agency head, political subdivision head, or chief executive officer.  
Yes [✓] No [ ]

18. We have remitted all fees, fines, and court costs collected on behalf of other entities, in compliance with applicable Louisiana Revised Statutes or other laws.  
Yes [✓] No [ ]

PART VI. MEETINGS
19. We have complied with the provisions of the Open Meetings Law, provided in R. S. 42:11 through 42:28.  
Yes [✓] No [ ]

PART VII. ASSET MANAGEMENT LAWS
20. We have maintained records of our fixed assets and movable property records, as required by R.S. 24:515 and/or 39:321-332, as applicable.  
Yes [✓] No [ ]

PART VIII. FISCAL AGENCY AND CASH MANAGEMENT LAWS
21. We have complied with the fiscal agency and cash management requirements of R.S. 39:1211-45 and 49:301-327, as applicable.  
Yes [✓] No [ ]

PART IX. DEBT RESTRICTION LAWS
22. It is true we have not incurred any long-term indebtedness without the approval of the State Bond Commission, as provided by Article VII, Section 8 of the 1974 Louisiana Constitution, Article VI, Section 33 of the 1974 Louisiana Constitution, and R.S. 39:1410.60-1410.65.  
Yes [✓] No [ ]

23. We have complied with the debt limitation requirements of state law (R.S. 39:562).  
Yes [✓] No [ ]

24. We have complied with the reporting requirements relating to the Fiscal Review Committee of the State Bond Commission (R.S. 39:1410.62).  
Yes [✓] No [ ]

PART X. REVENUE AND EXPENDITURE RESTRICTION LAWS
25. We have restricted the collections and expenditures of revenues to those amounts authorized by Louisiana statutes, tax propositions, and budget ordinances.  
Yes [✓] No [ ]

26. It is true we have not advanced wages or salaries to employees or paid bonuses in violation of Article VII, Section 14 of the 1974 Louisiana Constitution, R.S. 14:138, and AG opinion 79-729.  
Yes [✓] No [ ]
27. It is true that no property or things of value have been loaned, pledged, or granted to anyone in violation of Article VII, Section 14 of the 1974 Louisiana Constitution. Yes [✓] No [ ]

PART XI. ISSUERS OF MUNICIPAL SECURITIES

28. It is true that we have complied with the requirements of R.S. 39:1438.C. Yes [✓] No [ ]

PART XI. QUESTIONS FOR SPECIFIC GOVERNMENTAL UNITS

Parish Governments

29. We have adopted a system of road administration that provides as follows:
   A. Approval of the governing authority of all expenditures, R.S. 48:755(A).
   B. Development of a capital improvement program on a selective basis, R.S. 48:755.
   C. Centralized purchasing of equipment and supplies, R.S. 48:755.
   E. A construction program based on engineering plans and inspections, R.S. 48:755.
   F. Selective maintenance program, R.S. 48:755.
   G. Annual certification of compliance to the auditor, R.S. 48:758. Yes [✓] No [ ]

School Boards

30. We have complied with the general statutory, constitutional, and regulatory provisions of the Louisiana Department of Education, R.S. 17:51-400. Yes [ ] No [ ]

31. We have complied with the regulatory circulars issued by the Louisiana Department of Education that govern the Minimum Foundation Program. Yes [ ] No [ ]

32. We have, to the best of our knowledge, accurately compiled the performance measurement data contained in the following schedules and recognize that your agreed-upon procedures will be applied to such schedules and performance measurement data:
Parish school boards are required to report, as part of their annual financial statements, measures of performance. These performance indicators are found in the supplemental schedules:
   - Schedule 1, General Fund Instructional and Support Expenditures and Certain Local Revenue Sources
   - Schedule 2, Education Levels of Public School Staff
   - Schedule 3, Number and Type of Public Schools
   - Schedule 4, Experience of Public Principals, Assistant Principals, and Full-time Classroom Teachers
   - Schedule 5, Public School Staff Data: Average Salaries
   - Schedule 6, Class Size Characteristics
   - Schedule 7, Louisiana Educational Assessment Program (LEAP)
   - Schedule 8, Graduation Exit Examination (GEE) (Note: this schedule is no longer applicable.)
   - Schedule 9, iLEAP Tests Yes [ ] No [ ]

Tax Collectors

33. We have complied with the general statutory requirements of R.S. 47. Yes [ ] No [ ]

Sheriffs

34. We have complied with the state supplemental pay regulations of R.S. 40:1667.7. Yes [ ] No [ ]

35. We have complied with R.S. 13:5535 relating to the feeding and keeping of prisoners. Yes [ ] No [ ]
District Attorneys
36. We have complied with the regulations of the DCFS that relate to the Title IV-D Program. Yes [ ] No [ ]

Assessors
37. We have complied with the regulatory requirements found in R.S. Title 47. Yes [ ] No [ ]
38. We have complied with the regulations of the Louisiana Tax Commission relating to the reassessment of property. Yes [ ] No [ ]

Clerks of Court
39. We have complied with R.S. 13:751-917 and applicable sections of R.S. 11:1501-1562. Yes [ ] No [ ]

Libraries
40. We have complied with the regulations of the Louisiana State Library. Yes [ ] No [ ]

Municipalities
41. Minutes are taken at all meetings of the governing authority (R.S. 42:20). Yes [ ] No [ ]
42. Minutes, ordinances, resolutions, budgets, and other official proceedings of the municipalities are published in the official journal (R.S. 43:141-146 and A.G. 86-528). Yes [ ] No [ ]
43. All official action taken by the municipality is conducted at public meetings (R.S. 42:11 to 42:28). Yes [ ] No [ ]

Airports
44. We have submitted our applications for funding airport construction or development to the Department of Transportation and Development as required by R.S. 2:802. Yes [ ] No [ ]
45. We have adopted a system of administration that provides for approval by the department for any expenditures of funds appropriated from the Transportation Trust Fund, and no funds have been expended without department approval (R.S. 2:810). Yes [ ] No [ ]
46. All project funds have been expended on the project and for no other purpose (R.S. 2:810). Yes [ ] No [ ]
47. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 2:811). Yes [ ] No [ ]

Ports
48. We have submitted our applications for funding port construction or development to the Department of Transportation and Development as required by R.S. 34:3452. Yes [ ] No [ ]
49. We have adopted a system of administration that provides for approval by the department for any expenditures of funds made out of state and local matching funds, and no funds have been expended without department approval (R.S. 34:3460). Yes [ ] No [ ]
50. All project funds have been expended on the project and for no other purpose (R.S. 34:3460). Yes [ ] No [ ]
51. We have established a system of administration that provides for the development of a capital improvement program on a selective basis, centralized purchasing of equipment and supplies, centralized
accounting, and the selective maintenance and construction of port facilities based upon engineering plans and inspections (R.S. 34:3460).

52. We have certified to the auditor, on an annual basis, that we have expended project funds in accordance with the standards established by law (R.S. 34:3461).

Sewerage Districts

53. We have complied with the statutory requirements of R.S. 33:3881-4159.10.

Waterworks Districts

54. We have complied with the statutory requirements of R.S. 33:3811-3837.

Utility Districts

55. We have complied with the statutory requirements of R.S. 33:4161-4546.21.

Drainage and Irrigation Districts

56. We have complied with the statutory requirements of R.S. 38:1601-1707 (Drainage Districts); R.S. 38:1751-1921 (Gravity Drainage Districts); R.S. 38:1991-2048 (Levee and Drainage Districts); or R.S. 38:2101-2123 (Irrigation Districts), as appropriate.

Fire Protection Districts

57. We have complied with the statutory requirements of R.S. 40:1491-1509.

Other Special Districts

58. We have complied with those specific statutory requirements of state law applicable to our district.

The previous responses have been made to the best of our belief and knowledge. We have disclosed to you all known noncompliance of the foregoing laws and regulations, as well as any contradictions to the foregoing representations. We have made available to you documentation relating to the foregoing laws and regulations.

We have provided you with any communications from regulatory agencies or other sources concerning any possible noncompliance with the foregoing laws and regulations, including any communications received between the end of the period under examination and the issuance of this report. We acknowledge our responsibility to disclose to you and the Legislative Auditor any known noncompliance that may occur subsequent to the issuance of your report.

_____________________________Clerk of Council____________________Date

_____________________________Finance Director____________________Date

_____________________________Chief Admin Officer____________________Date

_____________________________Parish President____________________Date
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 TUESDAY, APRIL 16, 2019 AT THREE O’CLOCK P.M.

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

RESOLUTION SBPC #1932-04-19

A RESOLUTION IN OPPOSITION OF ALL PROPOSED LEGISLATION THAT
TRANSFERS THE ADMINISTRATION AND COLLECTION OF LOCAL SALES &
USE TAXES TO THE LOUISIANA DEPARTMENT OF REVENUE.

WHEREAS, the Constitution of the State of Louisiana grants local
governments the right to levy and collect local sales and use taxes; and,

WHEREAS, there are several constitutional amendments and bills
introduced in the 2019 Regular Legislative Session that would transfer collection
responsibility of local sales and use tax levies to the state Department of Revenue;
and

WHEREAS, local taxing authorities possess the best knowledge and
experience to properly collect its own taxes and have a proven record of proactive
advancements in the areas of enforcement, audit coverage, dispute resolution,
reporting technology and successful litigation; and

WHEREAS, the state of Louisiana’s budget issues do not offer prospects
for the Department of Revenue to have sufficient resources to provide the
necessary taxpayer assistance, enforcement programs and training of its
employees on the specific application or local sales and use tax ordinances without
significant cost contributions from local governments, thereby resulting in the direct
and indirect loss of local tax receipts; and

WHEREAS, many local taxing authorities have issued bonded
indebtedness guaranteed by the passage locally adopted sales and use tax levies,
collection of said levies the direct responsibility of local governments, and which
transfer of that responsibility to a state agency may generate legal challenges and
jeopardize future bond issues; and

WHEREAS, the central local collector in each parish is directly responsible
to the local taxing authorities and their elected officials for the performance of local
tax administration, and the Secretary Revenue being an appointee of the Governor of the state, uncertainty exist as to who in the Department of Revenue will be accountable to local taxing authorities for the performance of such critical local tax administration.

NOW THEREFORE BE IT RESOLVED, that the St. Bernard Parish Council as a local taxing authority and/or governing body, that each member of the legislative delegation for the Parish of St. Bernard is urged to vigorously oppose any and all proposed legislation that transfers the administration and collection of local sales and use taxes to the Louisiana Department of Revenue; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent forthwith to said legislators so that they will be made aware of our position on this matter.

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

YEAS:  

NAYS:  

ABSENT:  

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16<sup>th</sup> day of April, 2019.
C E R T I F I C A T E

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 St. Bernard, Louisiana, on Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
On motion of XXXX, seconded by XXXX, it was moved to adopt the following resolution:

**RESOLUTION SBPC #1933-04-19**

A RESOLUTION FINDING AND DETERMINING THAT NO PETITION HAS BEEN FILED OBJECTING TO THE PROPOSED ISSUANCE OF TAXABLE UTILITIES REVENUE BONDS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA (THE "PARISH"), IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS ($6,000,000) (THE "BONDS"), AUTHORIZING THE OFFICIALS OF THE PARISH TO PROCEED WITH THE PREPARATION OF THE DOCUMENTS REQUIRED FOR THE ISSUANCE OF THE BONDS, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, on March 19, 2019, the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority (the "Governing Authority") of the Parish of St. Bernard, State of Louisiana (the "Parish") adopted a resolution declaring its intention to issue not exceeding Six Million Dollars of Taxable Utilities Revenue Bonds of the Parish (the "Bonds"), in compliance with the provisions of Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.) (the "Act"), and other constitutional and statutory authority, to mature over a period of time not to exceed twenty-two (22) years from the date of their issuance, and bear interest at a rate or rates not exceeding ninety-five hundredths percent (0.95%) per annum, and authorized the publication of a Notice of Intention in connection therewith; and

WHEREAS, pursuant to the provisions set out above, the Notice of Intention was published once a week for four (4) consecutive weeks in the "St. Bernard Voice", Arabi, Louisiana, a newspaper of general circulation in the Parish and being the official journal of the Parish, namely on March 22, 2019, March 29, 2019, April 5, 2019 and April 12, 2019; and

WHEREAS, said Notice of Intention included a general description of the Bonds and the security therefor and set forth a date and time [Tuesday, April 16, 2019, at three o'clock (3:00) p.m.] when the Governing Authority would meet in open and public session to hear any objections or receive any petitions to the proposed issuance of the Bonds without the holding of an election thereon; and
WHEREAS, on said date and time a public hearing was held and no one offered any objections of any kind to the issuance of the proposed Bonds or presented or had filed any petition pertaining to the issuance of the proposed Bonds; and

WHEREAS, it is now the desire of the Governing Authority to authorize such further action as may be required to proceed with the issuance of the Bonds;

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

SECTION 1. All of the findings of fact made and set forth in the preambles to this resolution are hereby declared to be true and correct and it is hereby further found and determined that the Issuer, acting through the Governing Authority, is authorized to issue not exceeding Six Million Dollars of Taxable Utilities Revenue Bonds (the "Bonds") of the Parish of St. Bernard, State of Louisiana (the "Parish") in accordance with the Act and the aforesaid Notice of Intention issued pursuant thereto, without the necessity of the holding of an election on the question of the issuance of such Bonds.

SECTION 2. The appropriate officers of the Governing Authority shall proceed with the preparation of the necessary documents and the taking of the necessary steps to issue the Bonds, all subject to such further approvals of this Governing Authority as may be appropriate or desirable.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.
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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

____________________
ROXANNE ADAMS
CLERK OF COUNCIL
I, the undersigned Clerk of the Council of the Parish of St. Bernard, State of Louisiana (the "Issuer"), do hereby certify that the foregoing pages constitute a true and correct copy of a resolution adopted by the Parish Council of the Issuer on April 16, 2019, finding and determining that no petition has been filed objecting to the proposed issuance of Taxable Utilities Revenue Bonds of the Parish of St. Bernard, State of Louisiana (the "Parish"), in an amount not to exceed Six Million Dollars ($6,000,000) (the "Bonds"), authorizing the officials of the Parish to proceed with the preparation of the documents required for the issuance of the Bonds and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 16th day of April, 2019.

______________________________
Clerk of Council
On motion of XXXX, seconded by XXXX, it was moved to adopt the following resolution:

RESOLUTION SBPC #1934-04-19

A RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT EXCEEDING ONE MILLION FOUR HUNDRED THOUSAND DOLLARS ($1,400,000) OF TAXABLE CERTIFICATES OF INDEBTEDNESS, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PROVIDING CERTAIN TERMS OF SAID CERTIFICATES; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF SAID CERTIFICATES; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), authorize Parishes to pay their current expenses by anticipating their revenues for the year and to borrow money to pay these current expenses in anticipation of such revenues; and,

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer"), desires to incur debt and issue not exceeding One Million Four Hundred Thousand Dollars ($1,400,000) of its Taxable Certificates of Indebtedness (the "Certificates"), for the purpose of paying current expenses of the Parish in anticipation of revenues of the Parish, said Certificates to mature no later than March 1, 2020; and,

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the above described borrowing;

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

SECTION 1. The Parish is hereby authorized to incur debt and borrow an amount not to exceed in the aggregate $1,400,000 at a rate or rates not exceeding ____% per annum, to mature on or before March 1, 2020, for the purpose of paying the costs of current operations, such borrowing to be secured by and payable from
revenues accruing to the Issuer for the fiscal year ending December 31, 2019, and paying the costs incurred in connection with the issuance thereof.

SECTION 2. The Parish President and the Clerk of Council of the Parish are each hereby further authorized and directed, for and on behalf of the Parish, to accept, receive, execute, seal, attest and deliver all such documents, certificates and other instruments as are required in connection with the borrowing authorized herein, and to take such further action as may be appropriate or required by law in connection therewith.

SECTION 3. Application be and the same is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the aforesaid issue of Certificates, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the Issuer, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuer=s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission=s approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns to, full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 4. 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 for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise the Issuer 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 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
Director of Finance hereby agrees to and accepts the terms of the engagement letter of Bond Counsel 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 Director of Finance shall provide for payment of the work herein specified upon completion thereof and under the conditions herein enumerated.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
Ms. Blair Ellinwood, Director of Finance  
St. Bernard Parish  
8201 W. Judge Perez Drive  
Chalmette, Louisiana 70043

Re: Proposed Taxable Certificates of Indebtedness,  
Series 2019, of the Parish of St. Bernard, State of Louisiana

Dear Blair:

The purpose of this engagement letter is to set forth certain matters concerning the role we will serve and the legal services we will provide as bond counsel the Parish of St. Bernard, State of Louisiana (the "Issuer") in connection with the issuance of the captioned certificate (the "Certificate"). We understand that the Certificate will be issued for the purpose (the "Project") described in the resolution adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Issuer, on April 16, 2019.

As bond counsel, we will prepare and submit to the Governing Authority for adoption all of the legal proceedings required for the authorization, issuance, sale and delivery of the Certificate and provide advice of a traditional legal nature as to the issuance and sale of the Certificate. Our job is principally to render certain opinions to the Issuer regarding (i) the validity of the Certificate under applicable Louisiana law and (ii) other matters as may be applicable. The opinion will be based on facts and law existing as of its date. In rendering such opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to our firm without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the Issuer with applicable laws and other resolutions relating to the Certificate. During the course of this engagement, we will rely upon the staff of the Issuer and the Governing Authority to provide us with complete and timely information on all developments pertaining to any aspect of the Certificate.

In our engagement as bond counsel, we will:

- Confer with members of the working group, including you and other officials of the Issuer, relating to the Project and review legal issues relating to the structure of the Certificate issue;
- Prepare the Preliminary Approval Resolution and Certificate Resolution and all related financing documents (collectively, the "Certificate Documents");
- Attend meetings of the Governing Authority at which the Certificate Documents are adopted;
- Prepare the application for approval of the issuance of the Certificate by the State Bond Commission and attend the State Bond Commission meeting at which such approval will be considered;
Prepare the closing index and various closing certificates and supervise the execution of certain closing documents by the various parties thereto;

Prepare the Certificate and supervise their execution and authentication,

Prepare complete transcripts of record covering the issuance of the Certificate and furnishing the transcripts to various parties in connection therewith; and

Submit post-closing reports to the State Bond Commission, if required.

Our fee as bond counsel is based upon the terms, structure, size and schedule of the financing, the services provided, and the responsibilities assumed; however, our fee will not exceed that permitted by guidelines set forth by the Attorney General of the State of Louisiana and is subject to his approval. Our fee as bond counsel is a "contingent fee," meaning you are required to pay for our legal services only in the event the Certificate is actually sold and delivered. Other vendors or members of the working group may charge additional fees or costs for their services.

We will continue to serve as bond counsel until the delivery of the Certificate; however, the Issuer and our firm each have the right to terminate this engagement at any time after providing reasonable advanced written notice, subject to the applicable rules of professional responsibility. Upon conclusion or termination of our representation of the Issuer, papers and property furnished by the Issuer will be returned promptly upon request.

Please note that we are not municipal advisors, and we do not render financial advice or other financial services to the Issuer; however, in the course of providing traditional legal services, we may provide factual information that is not specifically tailored to the Certificate or that does not rise to the level of a recommendation concerning a course of action. We will, however, analyze, discuss and advise the Issuer regarding the legal ramifications of the structure, timing, terms and other provisions of the Certificate, as these functions are essential to developing a plan of finance.

Applicable ethical rules in Louisiana prohibit us from undertaking this representation if we represent another party that is directly adverse to the Issuer or if there is a significant risk that other considerations will materially limit our representation of the Issuer. As you are aware, our firm represents many political subdivisions, including others in St. Bernard Parish. At this time, we do not believe any other current or past engagement of our firm adversely affects our ability to represent the Issuer as provided in this letter; however, we invite you to discuss any concerns you have with us.
If this letter is acceptable to the Issuer, please so indicate by executing where indicated below and returning a copy to us, retaining the original for your files. We appreciate the opportunity to serve the Issuer and look forward to working with you.

In the interest of facilitating our services to you, we may (i) send documents, information or data electronically or via the Internet or (ii) store electronic documents or data via computer software applications hosted remotely or utilize cloud-based storage. Confidential electronic documents or data of the Issuer may be transmitted or stored using these methods. We may use third party service providers to store or transmit these documents or data. In using these electronic communication and storage methods, we employ reasonable efforts to keep such communications, documents and data secure in accordance with our obligations under applicable laws, regulations, and professional standards; however, the Issuer recognizes and accepts that we have no control over the unauthorized interception or breach of any communications, documents or data once it has been transmitted or if it has been subject to unauthorized access while stored, notwithstanding all reasonable security measures employed by us or by our third party service providers. By acceptance of this letter, the Issuer consents to our use of these electronic devices and applications and submission of confidential client information to or through third party service providers during this engagement.

**FOLEY & JUDELL, L.L.P.**

**BY:** __________________________

**C. GRANT SCHUETER, PARTNER**

**ACCEPTED AND APPROVED:**

**PARISH OF ST. BERNARD,**

**STATE OF LOUISIANA**

**BY:** __________________________

**NAME: BLAIR ELLINWOOD**

**TITLE: DIRECTOR OF FINANCE**

**DATED: APRIL 16, 2019**
STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of Council 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 of the Issuer on April 16, 2019, giving preliminary approval to the issuance of not exceeding $1,400,000 of Taxable Certificates of Indebtedness, of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said Certificates; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 16th day of April, 2019.

_____________________________
Clerk of Council
On motion of XXXX, seconded by XXXX, it was moved to adopt the following resolution:

RESOLUTION SBPC #1935-04-19

A RESOLUTION GIVING PRELIMINARY APPROVAL TO THE ISSUANCE OF NOT EXCEEDING FOUR MILLION FOUR HUNDRED THOUSAND DOLLARS ($4,400,000) OF TAXABLE LIMITED TAX CERTIFICATES OF INDEBTEDNESS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PROVIDING CERTAIN TERMS OF SAID CERTIFICATES; MAKING APPLICATION TO THE STATE BOND COMMISSION FOR APPROVAL OF SAID CERTIFICATES; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish" or the "Issuer") desires to incur debt and issue not exceeding Four Million Four Hundred Thousand Dollars ($4,400,000) of its Taxable Limited Tax Certificates of Indebtedness (the "Certificates"), pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other constitutional and statutory authority, for the purpose of maintaining and operating fire protection facilities and paying the costs incurred in connection with the issuance thereof, as set out in the Proposition approved by the voters on December 8, 2012, said Certificates to be payable from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a special 20 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2022 (the "Tax") within the corporate boundaries of the Issuer, to mature no later than March 1, 2020; and,

WHEREAS, the Issuer is not now a party to any contract pledging or dedicating the revenues of the Tax, except its outstanding Limited Tax Certificates of Indebtedness, Series 2014; and,

WHEREAS, the Issuer desires to make formal application to the State Bond Commission for approval of the Certificates;
NOW, THEREFORE, BE IT RESOLVED by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Parish of St. Bernard, State of Louisiana (the "Issuer"), that:

SECTION 1. Preliminary approval is given to the issuance of not exceeding $4,400,000 aggregate principal amount of Taxable Limited Tax Certificates of Indebtedness of the Issuer (the "Certificates"), pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, to be issued for the purpose of maintaining and operating fire protection facilities and paying the costs incurred in connection with the issuance thereof, as set out in the Proposition approved by the voters on December 8, 2012, said Certificates to be payable, equally with the Issuer=s outstanding Limited Tax Certificates of Indebtedness, Series 2014, from the irrevocable pledge and dedication of the funds to be derived from the levy and collection of a special 20 mills tax (such rate being subject to adjustment from time to time due to reassessment) authorized to be levied each year through the year 2022 (the "Tax") within the corporate boundaries of the Issuer. The Certificates shall bear interest at a rate or rates not to exceed ______% per annum, to be determined by subsequent proceedings of this Governing Authority at the time of the sale of the Certificates, and shall mature no later than March 1, 2020. The Certificates shall be issued in fully registered form, shall be sold to the purchasers thereof at a price of not less than par, plus accrued interest, and shall have such additional terms and provisions as may be determined by this Governing Authority.

SECTION 2. The Parish President and the Clerk of Council of the Parish are each hereby further authorized and directed, for and on behalf of the Parish, to accept, receive, execute, seal, attest and deliver all such documents, certificates and other instruments as are required in connection with the borrowing authorized herein, and to take such further action as may be appropriate or required by law in connection therewith.

SECTION 3. Application be and the same is hereby formally made to the State Bond Commission, Baton Rouge, Louisiana, for its consent and authority to issue and sell the aforesaid issue of Certificates, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the Issuer, together with a letter requesting the prompt consideration and approval of this application. By virtue of applicant/issuer=s application for, acceptance and utilization of the benefits of the Louisiana State Bond Commissions 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 4. 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 for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise the Issuer 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 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 Director of Finance hereby agrees to and accepts the terms of the engagement letter of Bond Counsel 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 Director of Finance shall provide for payment of the work herein specified upon completion thereof and under the conditions herein enumerated.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.
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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
EXHIBIT A

April 16, 2019

Blair Ellinwood, Director of Finance
St. Bernard Parish
8201 W. Judge Perez Drive
Chalmette, Louisiana 70043

Re: Proposed Taxable Limited Tax Certificates of Indebtedness, Series 2019, of the Parish of St. Bernard, State of Louisiana

Dear Blair:

The purpose of this engagement letter is to set forth certain matters concerning the role we will serve and the legal services we will provide as bond counsel to the Parish of St. Bernard, State of Louisiana (the "Issuer") in connection with the issuance of the captioned certificate (the "Certificate"). We understand that the Certificate will be issued for the purpose (the "Project") described in the resolution adopted by the Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Issuer, on April 16, 2019.

As bond counsel, we will prepare and submit to the Governing Authority for adoption all of the legal proceedings required for the authorization, issuance, sale and delivery of the Certificate and provide advice of a traditional legal nature as to the issuance and sale of the Certificate. Our job is principally to render certain opinions to the Issuer regarding (i) the validity of the Certificate under applicable Louisiana law and (ii) other matters as may be applicable. The opinion will be based on facts and law existing as of its date. In rendering such opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to our firm without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the Issuer with applicable laws and other resolutions relating to the Certificate. During the course of this engagement, we will rely upon the staff of the Issuer and the Governing Authority to provide us with complete and timely information on all developments pertaining to any aspect of the Certificate.

In our engagement as bond counsel, we will:

Confer with members of the working group, including you and other officials of the Issuer, relating to the Project and review legal issues relating to the structure of the Certificate issue;

Prepare the Preliminary Approval Resolution and Certificate Resolution and all related financing documents (collectively, the "Certificate Documents");

Attend meetings of the Governing Authority at which the Certificate Documents are adopted;

Prepare the application for approval of the issuance of the Certificate by the State Bond Commission and attend the State Bond Commission meeting at which such approval will be considered;
Prepare the closing index and various closing certificates and supervise the execution of certain closing documents by the various parties thereto;

Prepare the Certificate and supervise their execution and authentication,

Prepare complete transcripts of record covering the issuance of the Certificate and furnishing the transcripts to various parties in connection therewith; and

Submit post-closing reports to the State Bond Commission, if required.

Our fee as bond counsel is based upon the terms, structure, size and schedule of the financing, the services provided, and the responsibilities assumed; however, our fee will not exceed that permitted by guidelines set forth by the Attorney General of the State of Louisiana and is subject to his approval. Our fee as bond counsel is a "contingent fee," meaning you are required to pay for our legal services only in the event the Certificate is actually sold and delivered. Other vendors or members of the working group may charge additional fees or costs for their services.

We will continue to serve as bond counsel until the delivery of the Certificate; however, the Issuer and our firm each have the right to terminate this engagement at any time after providing reasonable advanced written notice, subject to the applicable rules of professional responsibility. Upon conclusion or termination of our representation of the Issuer, papers and property furnished by the Issuer will be returned promptly upon request.

Please note that we are not municipal advisors, and we do not render financial advice or other financial services to the Issuer; however, in the course of providing traditional legal services, we may provide factual information that is not specifically tailored to the Certificate or that does not rise to the level of a recommendation concerning a course of action. We will, however, analyze, discuss and advise the Issuer regarding the legal ramifications of the structure, timing, terms and other provisions of the Certificate, as these functions are essential to developing a plan of finance.

Applicable ethical rules in Louisiana prohibit us from undertaking this representation if we represent another party that is directly adverse to the Issuer or if there is a significant risk that other considerations will materially limit our representation of the Issuer. As you are aware, our firm represents many political subdivisions, including others in St. Bernard Parish. At this time, we do not believe any other current or past engagement of our firm adversely affects our ability to represent the Issuer as provided in this letter; however, we invite you to discuss any concerns you have with us. If this letter is acceptable to the Issuer, please so indicate by executing where indicated below and returning a copy to us, retaining the original for your files. We appreciate the opportunity to serve the Issuer and look forward to working with you.

In the interest of facilitating our services to you, we may (i) send documents, information or data electronically or via the Internet or (ii) store electronic documents or data via computer software applications hosted remotely or utilize cloud-based storage. Confidential electronic documents or data of the Issuer may be transmitted or stored using these methods. We may use third party service providers to store or transmit these documents or data. In using these electronic communication and storage methods, we employ reasonable efforts to keep such communications, documents and data secure in accordance with our obligations under applicable laws, regulations, and professional standards; however, the Issuer recognizes and accepts that we have no control over the unauthorized interception or breach of any communications, documents or data once it has been transmitted or if it has been subject to unauthorized
access while stored, notwithstanding all reasonable security measures employed by us or by our third party service providers. By acceptance of this letter, the Issuer consents to our use of these electronic devices and applications and submission of confidential client information to or through third party service providers during this engagement.

**FOLEY & JUDELL, L.L.P.**

**BY: __________________**  
C. GRANT SCHLUETER, PARTNER

**ACCEPTED AND APPROVED:**

**PARISH OF ST. BERNARD,**  
**STATE OF LOUISIANA**

**BY: __________________**  
**NAME: BLAIR ELLINWOOD**  
**TITLE: DIRECTOR OF FINANCE**

**DATED: APRIL 16, 2019**
STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of Council 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 of the Issuer on April 16, 2019, giving preliminary approval to the issuance of not exceeding $4,400,000 of Taxable Limited Tax Certificate of Indebtedness of the Parish of St. Bernard, State of Louisiana; providing certain terms of said certificates; making application to the State Bond Commission for approval of said Certificates; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 16th day of April, 2019.

______________________________
Clerk of Council
On motion of XXXX, seconded by XXXX, it was moved to adopt the following ordinance:

**Summary No. 3701**
Planning Commission recommended **NO RECOMMENDATION** on 3/26/19
Introduced by: Administration on 4/2/19
Public Hearing held on 4/16/19

AN ORDINANCE TO APPROVE DOCKET Z-2019-007, PETITION OF JEFFREY LANE FOR A ZONING CHANGE FROM R-1(SINGLE FAMILY RESIDENTIAL) TO RO (RESIDENTIAL OFFICE) TO OPERATE A LAW OFFICE. PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

**SECTION 1.** The St. Bernard Parish Council does hereby approve Docket Z-2019-007, petition of Jeffrey Lane for a zoning change from R-1(Single Family Residential) to RO (Residential Office) to operate a Law Office.

PROPERTY LOCATION: 2320 PAKENHAM DR. CHALMETTE, LA 70043.

**SECTION 2.** Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

**SECTION 3.** Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.
And the motion was declared adopted on the 16th day of April, 2019.

On motion of XXXX, seconded by XXXX, it was moved to adopt the following ordinance:

Summary No. 3702
Introduced by: Administration on 4/2/19
Public Hearing held on 4/16/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2019 is hereby amended as per attached in Exhibit “A”.

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department’s specific budget.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 16th day of April, 2019.

__________________________  ___________________________
ROXANNE ADAMS           RICHARD "RICHIE" LEWIS
CLERK OF COUNCIL        COUNCIL CHAIR

Delivered to the Parish President ___________________________ Date and Time

Received by ______________________________

Approved __________________________ Vetoed __________________________

Parish President ___________________________ Guy McInnis

Returned to Clerk of the Council __________________________ Date and Time

Received by ______________________________
# St. Bernard Parish Government
## Proposed 2019 Budget Amendment 4-16-2019
### Summary No. 3702
#### Ordinance SBPC #XXXX-XX-XX

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**Net Effect on Fund Balance**

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*This Budget Amendment is to budget a grant received from the Petco Foundation.*
On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

Summary No. 3703
Introduced by: Administration on 4/16/19

AN ORDINANCE TO AMEND ORDINANCE SBPC #2119-12-18, AN ORDINANCE TO ADOPT THE 2019 ST. BERNARD PARISH ANNUAL OPERATING AND CAPITAL BUDGET.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. That St. Bernard Parish Annual Operating and Capital Budget for 2019 is hereby amended as per attached in Exhibit “A”.

WHEREAS, each department shall be treated as a separate fund for the purpose of the five percent (5%) budgetary compliance in accordance with the state law; and,

WHEREAS, no monies shall be moved from one fund or department without official action taken by the Parish Council; and,

WHEREAS, all revenues generated by a specific department shall be budgeted as a revenue within that department’s specific budget.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
St. Bernard Parish Government
Proposed 2019 Budget Amendment 5-7-2019
Summary No. 3703
Ordinance SBPC #XXXX-XX-XX

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Net Effect on Fund Balance

$ - $ 6,372

This Budget Amendment is to budget increase the Clerk of Council salary to comply with Ordinance SBPG #1285-02-12.

On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

Summary No. 3704
Introduced by: Administration on 4/16/19

AN ORDINANCE GRANTING LAKE BORGNE BASIN LEVEE DISTRICT A TEMPORARY WORK AREA SERVITUDE, AS DESCRIBED IN EXHIBIT “A”, FOR FLOOD PROTECTION IMPROVEMENTS.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, The Parish Council believes it to be in the best interest of the citizens of St. Bernard Parish and St. Bernard Parish Government to grant a temporary work area servitude to Lake Borgne Basin Levee District for flood protection improvements.

SECTION 1. The St. Bernard Parish Council hereby grants Lake Borgne Basin Levee District a temporary work area servitude as described in attachment “A.”

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
TEMPORARY WORK AREA SERVITUDE

STATE OF LOUISIANA
Mississippi River Leves and Tributaries,
Mississippi River Levees,
East Bank Levee,
Lake Borgne Basin Levee District,
Lake Borgne Seepage Control,
B/L Station 437+00 to B/L Station 448+00
Parcel 8 – St. Bernard Parish Government

PARISH OF ST. BERNARD

BE IT KNOWN that on the dates hereinafter shown, but effective as of the date of execution hereof by Grantor, before the undersigned Notaries Public and the undersigned competent witnesses, personally came and appeared:

ST. BERNARD PARISH GOVERNMENT, a political subdivision of the State of Louisiana, represented herein by and appearing through Guy S. McInnis, its duly authorized Parish President, pursuant to the St. Bernard Parish Council Ordinance attached hereto as Exhibit B, and with a mailing address of 8201 W. Judge Perez Dr., Chalmette, LA 70043 (hereinafter referred to as “Grantor”);

who declared and acknowledged that, for and in consideration of the flood protection improvements to be constructed by Grantee pursuant to the Mississippi River Levees and Tributaries, Mississippi River Leves, East Bank Levee, Lake Borgne Basin Levee District, Lake Borgne Seepage Control, B/L Station 437+00 to B/L Station 448+00, St. Bernard Parish, Louisiana project (the “Project”), and the resultant benefits accruing to Grantor and the public at large, the full receipt and adequacy of which are hereby acknowledged by Grantor, who hereby grants full acquittance and discharge therefor, Grantor does hereby grant, transfer, assign, set over, and deliver unto:

LAKE BORGNE BASIN LEVEE DISTRICT, a political subdivision of the State of Louisiana, represented herein by and appearing through Derek Boese, its duly authorized Chief Administrative Officer of the Southeast Louisiana Flood Protection Authority – East, with offices located at New Orleans Lakefront Airport, Terminal Building, Suite 225, 6001 Stars & Stripes Blvd., New Orleans, LA 70126 (hereinafter referred to as “Grantee”);

here present, accepting, and acquiring for Grantee and Grantee’s heirs, successors, and assigns and acknowledging due delivery and possession thereof, all and singular, the below-described servitude over the following described property, to the extent of Grantor’s right, title, and interest therein:

Parcel 8: The land depicted on the map attached hereto as Exhibit “A” and made a part hereof as “Parcel 8,” being a parcel of land on the
flood side of the Mississippi River Levee, to the extent of Grantor’s ownership thereof.

The servitude granted hereby as to Parcel 8 is a Temporary Work Area Servitude, which is a temporary and assignable servitude, easement, and right of way in, on, over, and across Parcel 8 for two years beginning on May 1, 2019, for use by Grantee and its representatives, agents, contractors, and assignees as a work area, including the right to deposit fill, spoil, and waste material thereon, to move, store, and remove equipment and supplies, to erect and remove temporary structures on the land, and to perform any other work necessary and incident to the construction of the Project, together with the right to trim, cut, fell, and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the right of way; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads, and pipelines except as otherwise provided herein.

At completion of construction of the Project, Grantee shall return Parcel 8, based on its use thereof, to its condition immediately prior to initiation of the Project, free of any waste, spoil, or hazardous material or any other condition inconsistent with its original and continued use.

If any action of Grantee’s employees or agents in the exercise of this servitude results in damage to the real property, Grantee will, at its option, either repair such damage or make an appropriate settlement with the Grantor. In no event shall such repair or settlement exceed the fair market value of the fee interest of the real property at the time immediately preceding such damage. The provisions of this paragraph are without prejudice to any rights Grantor may have to make a claim under applicable laws for any other damages than provided herein.

To the extent permitted by Louisiana law, Grantee shall indemnify and hold harmless Grantor and its members, officers, directors, employees, and agents against and from all costs, expenses, claims, demands, penalties, suits, fines, and actions of any kind and nature arising from use of this servitude by Grantee or its agents, employees, contractors, successors, assigns, or transferees and caused by the actions and fault of Grantee or its agents, employees, contractors, successors, assigns, or transferees, including any court costs and reasonable and actual litigation expenses and attorneys’ fees. However, nothing herein shall be construed as indemnifying or holding Grantor or any third person not a party hereto harmless against the fault or negligence of any of them or their agents, employees, contractors, successors, assigns, and transferees. Grantee’s indemnification obligations in this regard, including its obligations regarding attorney’s fees, shall survive the expiration or termination of this servitude. In the event that Grantee assigns this servitude to the United States Army Corps of Engineers (“USACE”), the provisions of this paragraph shall not apply to USACE or its agents, employees, and contractors. However, Grantee shall remain liable for all terms, requirements, conditions, and representations herein, including but not limited to this paragraph.

This Temporary Work Area Servitude is subject to any right, title, interest, or claim of the State of Louisiana in relation to any of the real property affected hereby, including but not
limited to any water bottoms within the boundaries of such real property. Nothing herein affects or is intended to affect any such right, title, interest, or claim of the State of Louisiana.

This Temporary Work Area Servitude may be executed in one or more counterparts, and by different parties in separate counterparts, with the same effect as if all parties hereto had signed the same documents. All counterparts so executed and delivered shall be deemed to be a single original, shall be construed together, and shall constitute one agreement.

THUS DONE, READ, AND SIGNED by Grantor, before me, the undersigned Notary Public, duly commissioned and qualified in and for the Parish of St. Bernard, State of Louisiana, for the uses, benefits, purposes, and considerations expressed herein, in the presence of the undersigned competent witnesses, who have hereunto signed their names with the parties and me, Notary, on this ____ day of ______________, 20__, after a due reading of the whole document.

WITNESSES:

GRANTOR:

ST. BERNARD PARISH
GOVERNMENT

___________________________ (sign)
___________________________ (print)

___________________________ (sign)
___________________________ (print)

By: __________________________
___________________________ (print name)
___________________________ (title)

___________________________

NOTARY PUBLIC

Print Name: ____________________
Notary ID/Bar Roll No.: _________
**THUS DONE, READ, AND SIGNED** by Grantee, before me, the undersigned Notary Public, duly commissioned and qualified in and for the Parish of Orleans, State of Louisiana, for the uses, benefits, purposes, and considerations expressed herein, in the presence of the undersigned competent witnesses, who have hereunto signed their names with the parties and me, Notary, on this _____ day of ________________, 20__, after a due reading of the whole document.

**WITNESSES:**

Grantee:

LAKE BORGNE BASIN
LEVEE DISTRICT,
By its Board of Commissioners of the
Southeast Louisiana Flood Protection Authority – East

___________________________ (sign)
___________________________ (print)

___________________________ (sign)
___________________________ (print)

___________________________ (sign)
___________________________ (print)

Derek Boese
Chief Administrative Officer

___________________________
NOTARY PUBLIC

Print Name: _______________________________

Notary ID/Bar Roll No.:

On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

Summary No. 3705
Introduced by: Administration on 4/16/19

AN ORDINANCE TO AMEND CHAPTER 4; ANIMALS AND FOWL, ARTICLE II; ANIMAL CONTROL REGUALTIONS, DIVISION 3; TREATMENT AND CARE OF ANIMALS; NUISANCES, SECTION 4-56; WILD OR EXOTIC ANIMALS; INFANT WILD ANIMALS OF THE ST. BERNARD PARISH CODE OF ORDINANCES.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

SECTION 1. The St. Bernard Parish Council does hereby amend an ordinance to amend Chapter 4; Animals and Fowl, Article II; Animal Control Regulations, Division 3; Treatment and Care of Animals; Nuisances, Section 4-56; Wild or Exotic Animals; Infant Wild Animals of the St. Bernard Parish Code of Ordinances as attached in Exhibit “A”.

SECTION 2. Effective Date. This Ordinance shall become effective immediately upon authorizing signature by the Parish President. In the event of a presidential veto, this Ordinance shall become effective upon a two-thirds favorable vote of the total membership of the Council pursuant to Sections 2-11 and 2-13 of the St. Bernard Parish Home Rule Charter.

SECTION 3. Severability. If any section, clause, paragraph, provision or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, paragraph, provision or portion of this Ordinance, the St. Bernard Parish Council hereby expresses and declares that it would have adopted the remaining portion this Ordinance with the invalid portions omitted.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

**YEAS:**

**NAYS:**

**ABSENT:**

The Council Chair, Mr. Lewis, cast his vote as **XXX**.

And the motion was declared **adopted** on the 16th day of August, 2019.

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**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 Tuesday, August 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of August, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
Chapter 4- Animal and Fowl
Article II- Animal Control Regulations
Division 3- Treatment and Care of Animals; Nuisances
Section 4-56- Wild or exotic animals; Infant wild animals

Sec. 4-56. Wild or exotic animals; infant wild animals.

(a) Wild or exotic animals: No person shall keep any wild or exotic species of animals or birds warm- or cold-blooded, except for caged rodents, caged pet birds, and animals in aquariums unless the keeping of such animal is approved by the parish of St. Bernard Parish animal control. Such approval will not be granted by the animal control until after it is determined not to be in violation of any of the provisions of this article or will constitute a nuisance or a danger to the general public. Under no circumstances will the keeping of poisonous snakes, non-native constrictor snakes or constrictor snakes which may grow to a length of eight (8) feet or more (with the exemption of owners whom possess a certified Louisiana permit allowing additional length as deemed permissible under state regulations, LA. ADMIN. CODE tit. 76, Part XV §101), be allowed other than in licensed zoos.

(b) Keeping, care and protection of infant wild animals: Animal control may grant temporary approval for the keeping, care and protection of an infant wild animal native to this region of the country which has been deemed to be homeless until such time as it may be safely released. This subsection shall not be construed to apply to zoological parks, performing animal exhibitions or circuses which are properly licensed by the parish and/or state.
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 TUESDAY, APRIL 16, 2019 AT THREE O'CLOCK P.M.

On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

Summary No. 3706
Introduced by: Administration on 4/16/19

A SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING SIX MILLION DOLLARS ($6,000,000) OF TAXABLE UTILITIES REVENUE BONDS, SERIES 2019, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, IN ACCORDANCE WITH THE TERMS OF A GENERAL BOND ORDINANCE ADOPTED ON APRIL 21, 2015; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, the Parish of St. Bernard, State of Louisiana (the "Parish") now owns and operates a combined water and sewer system (the "System") as a combined revenue-producing work of public improvement; and,

WHEREAS, on April 21, 2015, this Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish (the "Governing Authority"), adopted a General Bond Ordinance entitled: "A General Bond Ordinance authorizing the issuance from time to time of Utilities Revenue Bonds of the Parish of St. Bernard, State of Louisiana; prescribing the form, and certain terms and conditions of said Bonds; establishing funds and accounts relating to said Bonds; providing for the payment thereof in principal and interest including a rate covenant relating thereto; and providing for other matters in connection therewith" (the "General Bond Ordinance"), which authorizes the issuance of bonds from time to time for the purpose of paying the cost of acquiring, constructing, extending and improving the System; and

WHEREAS, on April 21, 2015, this Governing Authority adopted a First Supplemental Bond Ordinance (the "First Supplemental Bond Ordinance") authorizing the issuance of not exceeding $11,000,000 of Taxable Utilities Revenue Bonds, Series 2015 (the "Series 2015 Bonds"), for the purpose of financing the acquisition and construction of improvements to the drinking water portion of the System, which bonds were sold to the Drinking Water State Revolving Loan Fund and delivered on June 25, 2015; and
WHEREAS, on October 6, 2015, this Governing Authority adopted a Second Supplemental Bond Ordinance (the "Second Supplemental Bond Ordinance") authorizing the issuance of not exceeding $10,000,000 of Taxable Utilities Revenue Bonds, Series 2015A (the "Series 2015A Bonds"), for the purpose of financing the acquisition and construction of improvements to the sewer portion of the System, which bonds were sold to the Clean Water State Revolving Fund and delivered on December 1, 2015; and

WHEREAS, on January 17, 2017, this Governing Authority adopted a Third Supplemental Bond Ordinance (the "Third Supplemental Bond Ordinance") authorizing the issuance of not exceeding $13,000,000 of Taxable Utilities Revenue Bonds, Series 2017 (the "Series 2017 Bonds" and together with the Series 2015 Bonds and Series 2015A Bonds, the "Outstanding Parity Bonds"), for the purpose of financing the acquisition and construction of improvements to the drinking water portion of the System, which bonds were sold to the Drinking Water State Revolving Loan Fund and delivered on May 18, 2017; and

WHEREAS, pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority (the "Act"), it is the desire of this Governing Authority to provide for the issuance of additional revenue bonds of the Parish, for the purpose of paying the cost of constructing, acquiring, extending and improving the sewer portion of the System and paying the costs of issuance of such bonds; and

WHEREAS, the Parish now wishes to issue not exceeding Six Million Dollars ($6,000,000) of Taxable Utilities Revenue Bonds, Series 2019, with an equal lien on and dedication of the income and revenues of the System with Outstanding Parity Bonds; and

WHEREAS, the United States of America, pursuant to the Clean Water Act of 1972, as amended by the Water Quality Act of 1987, specifically Subchapter VI, Chapter 26 of Title 33 of the United States Code (the "Federal Act"), is authorized to make capitalization grants to states to be used for the purpose of establishing a water pollution control revolving fund for providing assistance (i) for construction of treatment works (as defined in Section 1292 of the Federal Act) which are publicly owned, (ii) for implementing a management program under Section 1329 of the Federal Act and (iii) for developing and implementing a conservation and management plan under Section 1330 of the Federal Act; and
WHEREAS, the State of Louisiana (the "State"), pursuant to Subtitle II, Chapter 14 of Title 30 of the Louisiana Revised Statutes of 1950, as amended, specifically La. R.S. 30:2301, et seq.) (the "State Act"), has established a Clean Water State Revolving Fund (the "State Revolving Fund") in the custody of the Department of Environmental Quality (the "Department") to be used for the purpose of providing financial assistance for the improvement of wastewater treatment facilities in the State, as more fully described in Section 2302 of the State Act, and has authorized the Department to administer the State Revolving Fund in accordance with applicable federal and state law; and

WHEREAS, the Parish has made application to the Department for a loan from the State Revolving Fund to finance a portion of the costs of the Project and the Department has approved the Parish's application for such loan; and

WHEREAS, the Bonds will be issued to represent the Parish's obligation to repay the loan from the State Revolving Fund; and

WHEREAS, the Parish desires to fix the details necessary with respect to the issuance, sale and delivery of the Bonds, and to provide for the authorization and issuance thereof, as hereinafter provided;

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

SECTION 1. Definitions. In addition to words and terms elsewhere defined in the General Bond Ordinance and this Fourth Supplemental Bond Ordinance, the following words and terms as used in this Fourth Supplemental Bond Ordinance shall have the following meanings, unless some other meaning is plainly intended:

"Act" means Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority supplemental thereto.

"Administrative Fee" means, with respect to the 2019 Bonds and any other Bonds purchased by the Department from the Clean Water State Revolving Fund, the annual fee equal to one-half of one percent (0.5%) per annum of the outstanding principal amount of such bonds, or such lesser amount as the Department may approve from time to time, which shall be payable each year in two equal semi-annual installments on each Interest Payment Date.
"Authorized Officers" means collectively the Parish President and Clerk of the Council of the Parish, or such other person or persons authorized pursuant to a resolution or ordinance of the Governing Authority to act as an authorized officer of the Parish to perform any act or execute any document relating to the Loan, the Bonds or the Loan Agreement.

"Completion Date" means, the earlier of (i) the date of the final disbursement of the purchase price of the 2019 Bonds to the Parish or (ii) the date that operation of the Project is initiated or capable of being initiated, as certified in accordance with the Loan Agreement.

"Consulting Engineer" means a regionally known consulting engineer or firm of consulting engineers with skill and experience in the construction and operation of publicly owned drinking water and wastewater disposal systems.

"Department" means the Louisiana Department of Environmental Quality, an executive department and agency of the State, and any successor to the duties and functions thereof.

"Fourth Supplemental Ordinance" means this ordinance authorizing the issuance of the 2019 Bonds.

"General Bond Ordinance" means the General Bond Ordinance described in the preambles hereof.

"Loan" means the loan made by the Department from the Clean Water State Revolving Fund to the Parish pursuant to the Loan Agreement, the obligation to repay which Loan is evidenced by the Bonds.

"Loan Agreement" means the Loan and Pledge Agreement to be entered into by and between the Department and the Parish prior to the delivery of the Bonds, in substantially the form attached hereto as Exhibit B, which will contain certain additional agreements relating to the Bonds and the Project, as it may be supplemented or amended from time to time in accordance with the provisions thereof.

"Paying Agent" with respect to the 2019 Bonds means the Director of Finance of the Parish, unless and until a successor Paying Agent shall have assumed such responsibilities pursuant to the General Bond Ordinance.

"Principal Payment Date" means each June 1 (or such other annual payment date as may be approved by the Authorized Officers in the manner set forth in Section 2), commencing not later than one year after the completion of the Project and the final payment date to fall not exceeding nineteen years from the first principal payment date thereafter for a total of twenty (20) consecutive annual payment dates, providing that in no event shall the final maturity of the 2019 Bonds be more than twenty-two (22) years from the date of the 2019 Bonds.

"Purchaser" means the Department, being the original purchaser of the Bonds.

"Project" means the acquisition, construction, extensions and improvement to the System which shall constitute a work of public improvement for the Parish, as further described in the Loan Agreement.

"Reserve Fund Requirement" means as of any date of calculation, a sum equal to one-half of the maximum principal and interest requirements for any succeeding Bond Year on the 2019 Bonds. The Reserve Fund Requirement for any issue(s) of Parity Obligations shall be defined in the ordinance(s) authorizing the issuance of such Parity Obligations.

"2019 Bonds" means the Parish's Taxable Utilities Revenue Bonds, Series 2019, authorized to be issued by this Fourth Supplemental Ordinance and particularly by Section 2 hereof in the total aggregate principal amount of not exceeding Six Million Dollars ($6,000,000), and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued.

SECTION 2. Authorization of Series 2019 Bonds. (a) In compliance with and under the authority of the Act and other constitutional and statutory authority supplemental thereto, there is hereby authorized the incurring of an indebtedness of not exceeding Six Million Dollars ($6,000,000) for, on behalf of and in the name of the Parish, for the purpose of financing the project and paying the costs of issuance of the 2019 Bonds, and to represent the indebtedness, this Governing Authority does hereby authorize the issuance of not exceeding Six Million Dollars ($6,000,000) of Taxable Utilities Revenue Bonds, Series 2019, of the Parish. The 2019 Bonds shall be initially issued in the form of a single fully registered Bond numbered R-1, shall be dated the date of delivery thereof and shall be in
substantially the form attached hereto as Exhibit A. The Authorized Officers may approve a different series designation if the 2019 Bonds are delivered after the end of 2019 or if it is in their sole judgment preferable to do so. The Authorized Officers may also approve different semi-annual interest payment dates (e.g. January 1 & July 1, February 1 & August 1, etc.) as well as a different annual principal payment date if it is their sole judgment preferable to do so when the actual delivery date of the 2019 Bonds is known, provided that the final maturity date of the 2019 Bonds is no later than twenty-two years from the date of delivery.

(b) The 2019 Bonds shall be Fixed Rate Bonds and the Interest Payment Dates shall be June 1 and December 1 of each year in which interest on the 2019 Bonds is payable, the first of which shall occur after the delivery of the 2019 Bonds to the Department and which shall occur semi-annually thereafter until the 2019 Bonds are paid in full. The unpaid principal of the 2019 Bonds shall bear interest from the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, at the rate of forty-five hundredths of one percent (0.45%) per annum, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months and payable on each Interest Payment Date. Interest on the 2019 Bonds on any Interest Payment Date shall be payable only on the aggregate amount of the purchase price which shall have been paid theretofore to the Parish and is outstanding and shall accrue with respect to each purchase price installment only from the date of payment of such installment. In addition to interest at the rate set forth above, at any time that the Department owns the 2019 Bonds the Parish will pay the Administrative Fee to the Department on each Interest Payment Date. In the event (i) the Department owns any 2019 Bonds or the Department has pledged or assigned any 2019 Bonds in connection with its Clean Water State Revolving Fund and (ii) the Administrative Fee payable by the Parish to the Department under the terms of the Loan Agreement is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, the interest rate borne by the 2019 Bonds shall be increased by one-half of one percent (0.50%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability. The Administrative Fee shall be calculated in the same manner as interest on the 2019 Bonds.

(c) The 2019 Bonds shall mature in twenty (20) installments of principal, payable annually on each June 1 and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest One Thousand Dollars ($1,000), of the outstanding principal amount of the 2019 Bonds on the day before the applicable Principal Payment Date:
<table>
<thead>
<tr>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
</tr>
</thead>
<tbody>
<tr>
<td>2021</td>
<td>4.564%</td>
<td>2031</td>
<td>9.580%</td>
</tr>
<tr>
<td>2022</td>
<td>4.827</td>
<td>2032</td>
<td>10.696</td>
</tr>
<tr>
<td>2023</td>
<td>5.120</td>
<td>2033</td>
<td>12.090</td>
</tr>
<tr>
<td>2024</td>
<td>5.448</td>
<td>2034</td>
<td>13.884</td>
</tr>
<tr>
<td>2025</td>
<td>5.817</td>
<td>2035</td>
<td>16.275</td>
</tr>
<tr>
<td>2026</td>
<td>6.235</td>
<td>2036</td>
<td>19.624</td>
</tr>
<tr>
<td>2027</td>
<td>6.712</td>
<td>2037</td>
<td>24.647</td>
</tr>
<tr>
<td>2028</td>
<td>7.264</td>
<td>2038</td>
<td>33.019</td>
</tr>
<tr>
<td>2029</td>
<td>7.907</td>
<td>2039</td>
<td>49.764</td>
</tr>
<tr>
<td>2030</td>
<td>8.667</td>
<td>2040</td>
<td>100.000</td>
</tr>
</tbody>
</table>

(d) The principal and interest on the 2019 Bonds shall be payable by check mailed to the registered owner of the 2019 Bonds (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent for such purpose, provided that payment of the final installment of principal on the 2019 Bonds shall be made only upon presentation and surrender of the 2019 Bonds to the Paying Agent.

(e) The principal installments of the 2019 Bonds are subject to prepayment at the option of the Parish at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date and in such case the remaining principal of the 2019 Bonds shall continue to mature in installments calculated using the percentages shown in Section 2(c) above. Official notice of such call for prepayment shall be given in the manner provided in the General Bond Ordinance.

(f) The 2019 Bonds shall be issued in the form of a single fully registered bond, initially numbered R-1, and shall be in substantially the form attached hereto as Exhibit A.

(g) The Director of Finance of the Governing Authority shall be the initial Paying Agent for the 2019 Bonds.

(h) The 2019 Bonds are hereby awarded to and sold to the Department at a price of par plus accrued interest, if any, under the terms and conditions set forth in the Loan Agreement, and after their execution, the 2019 Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the Parish of the agreed first advance of the purchase price. Pursuant to R.S. 39:505(B), the
District has determined to sell the Bonds at a private sale without necessity of publication of a notice of sale. It is understood that the purchase price of the Bonds will be paid by the Department to the District in installments, in the manner and under the terms and conditions set forth in the Loan Agreement.

(i) No proceeds of the 2019 Bonds shall be deposited into the Reserve Fund, however upon the delivery of the 2019 Bonds the Parish shall establish the "Series 2019 Account" in the Reserve Fund which shall be funded monthly in advance on or before the 20th day of each month of each year, commencing with the month following the delivery of the 2019 Bonds, with a sum at least equal to at least twenty five percent (25%) of the amount to be paid into the Debt Service Fund with respect to the 2019 Bonds, the payments into the Series 2019 Account to continue until such time as there has been accumulated in the Series 2019 Account a sum equal to the Reserve Fund Requirement, as defined above. Moneys in the Series 2019 Account shall be used to secure and make payments solely on the 2019 Bonds (and not on any other issues) as to which there would otherwise be default. No changes are required at this time with respect to the Contingencies Fund established in the General Bond Ordinance.

(j) No proceeds of the 2019 Bonds will be used to refund any outstanding obligations.

(k) This Governing Authority finds and determines that the parity requirements of Section 6.01 of the General Bond Ordinance will have been met with respect to the 2019 Bonds, and at the time of payment of the initial installments of the purchase price of the 2019 Bonds the Parish will deliver a parity certification, or the Governing Authority at that time will have received a waiver of the parity requirements from the owners of the Outstanding Parity Bonds.

(l) The Authorized Officers are each hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of the General Bond Ordinance and this Fourth Supplemental Ordinance, to execute and deliver the Loan Agreement, and to cause the 2019 Bonds to be prepared and/or printed, to issue, execute and seal the 2019 Bonds and to effect delivery thereof as hereinafter provided. In connection with the issuance and sale of the 2019 Bonds, the Authorized Officers and the Director of Finance of the Governing Authority are each authorized, empowered and directed to execute on behalf of the Parish such additional documents, certificates and instruments as they may deem necessary, upon the advice of bond counsel, to effect the transactions contemplated by this Fourth Supplemental Ordinance. The signatures of said officers on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder.
April 16, 2019

(m) The Bonds are not being designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

(n) The Bonds are not being designated as "Build America Bonds" or any similar type of tax-advantaged bonds requiring a designation at this time.

(o) It is recognized that the Parish will not be required to comply with the continuing disclosure requirements described in the Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)], because (i) the 2019 Bonds are not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities, and (ii) the 2019 Bonds are being sold to only one financial institution (i.e., no more than thirty-five persons), which has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment in the 2019 Bonds and is not purchasing the 2019 Bonds for more than one account or with a view to distributing the Bonds.

(p) Inasmuch as the Bonds are not being issued as tax-exempt or tax-advantaged bonds, no post-issuance tax compliance procedures are needed.

(q) Application to the State Bond Commission has previously been authorized.

(r) There will be no Credit Enhancement with respect to the 2019 Bonds.

(s) The Loan Agreement, in substantially the form attached hereto as Exhibit B, is hereby approved, and the Authorized Officers are authorized to execute and deliver the aforesaid documents on behalf of the Parish, with such changes as may be deemed necessary, upon the advice of counsel, in connection with the 2019 Bonds. The Authorized Officers are further authorized to execute and deliver any supplemental loan agreement or cooperative endeavor agreement as may be necessary in connection with any additional subsidization offered by the Department.

With the advice of Bond Counsel, the Authorized Officers are further authorized and directed to execute on behalf of the Issuer a Commitment Agreement by and between the Department and the Issuer which the Department may require as a prerequisite to the execution of the Loan Agreement, said Commitment Agreement to be substantially in the form of the Commitment Agreement on file with the Clerk of the Governing Authority.
SECTION 3. Davis-Bacon Wage Rate Requirements. The Parish agrees that all laborers and mechanics employed by contractors and subcontractors on the portion of the project that is funded in whole or in part with the 2019 Bonds purchased by the Department shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality of the Parish as determined by the Clerk of the United States Department of Labor ("DOL") in accordance with Subchapter IV of Chapter 31 of Title 40, United States Code. DOL provides all pertinent information related to compliance with the foregoing requirements, including prevailing wage rates and instructions for reporting. The Parish will ensure that all construction contracts relating to the portion of the Project that is funded in whole or in part with 2019 Bonds purchased by the Department will require that the contractor comply with the aforesaid wage and reporting requirements. This section shall not apply to situations where the Parish may perform construction work using its own employees rather than any contractor or subcontractor.

SECTION 4. Parties Interested Herein. Nothing in this Fourth Supplemental Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Parish, the Paying Agent and the Owners of the Series 2019 Bonds any right, remedy or claim under or by reason of this Fourth Supplemental Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this Fourth Supplemental Ordinance contained by and on behalf of the Parish shall be for the sole and exclusive benefit of the Parish, the Paying Agent and the Owners of the 2019 Bonds.

SECTION 5. No Recourse on the 2019 Bonds. No recourse shall be had for the payment of the principal of or interest on the 2019 Bonds or for any claim based thereon or on this Fourth Supplemental Ordinance against any member of the Governing Authority or officer of the Parish or any person executing the 2019 Bonds.

SECTION 6. Successors and Assigns. Whenever in this Fourth Supplemental Ordinance the Parish is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Fourth Supplemental Ordinance contained by or on behalf of the Parish shall bind and enure to the benefit of its successors and assigns whether so expressed or not.

SECTION 7. Severability. In case any one or more of the provisions of this Fourth Supplemental Ordinance or of the 2019 Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not
affect any other provision of this Fourth Supplemental Ordinance or of the 2019 Bonds, but this Fourth Supplemental Ordinance and the 2019 Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this Fourth Supplemental Ordinance which validates or makes legal any provision of this Fourth Supplemental Ordinance or the 2019 Bonds which would not otherwise be valid or legal shall be deemed to apply to this Fourth Supplemental Ordinance and to the 2019 Bonds.

SECTION 8. Publication; Peremption. This Fourth Supplemental Ordinance shall be published one time in the official journal of the Parish, or if there is none, in a newspaper having general circulation in the Parish. It shall not be necessary to publish the exhibits to this Fourth Supplemental Ordinance but such exhibits shall be made available for public inspection at the offices of the Governing Authority at reasonable times and such fact must be stated in the publication within the official journal. For a period of thirty (30) days after the date of such publication any persons in interest may contest the legality of this Fourth Supplemental Ordinance and any provisions herein made for the security and payment of the 2019 Bonds. After such thirty day period no one shall have any cause or right of action to contest the regularity, formality, legality, or effectiveness of this Fourth Supplemental Ordinance and the provisions hereof or of the 2019 Bonds authorized hereby for any cause whatsoever. If no suit, action, or proceeding is begun contesting the validity of the 2019 Bonds authorized pursuant to this Fourth Supplemental Ordinance within the thirty days herein prescribed, the authority to issue the 2019 Bonds or to provide for the payment thereof, and the legality thereof, and all of the provisions of this Fourth Supplemental Ordinance and such 2019 Bonds shall be conclusively presumed, and no court shall have authority or jurisdiction to inquire into any such matter.

SECTION 9. Effective Date. This Fourth Supplemental Ordinance shall become effective immediately.
The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
EXHIBIT A

to Fourth Supplemental Bond Ordinance

[FORM OF BOND]

INTEREST ON THIS BOND WILL BE INCLUDED IN GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES AND IS NOT EXEMPT FROM FEDERAL INCOME TAXATION.

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ST. BERNARD

TAXABLE UTILITIES REVENUE BOND, SERIES 2019
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

<table>
<thead>
<tr>
<th>Bond Number</th>
<th>Bond Date</th>
<th>Interest Rate</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>R-1</td>
<td>__________, 2019</td>
<td>0.45%</td>
<td>$6,000,000</td>
</tr>
</tbody>
</table>

FOR VALUE RECEIVED, the Parish of St. Bernard, State of Louisiana (the "Parish"), hereby promises to pay (but only from the sources hereinafter described) to:

REGISTERED OWNER: LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
ATTN: Financial Services Division,
Accounts Receivable
P. O. Box 4311
Baton Rouge, LA 70821-4311 (the "Department")

or registered assigns noted on the registration record attached hereto, but solely from the revenues hereinafter specified, the Principal Amount set forth above (unless a lower Principal Amount applies, as set forth below), together with interest thereon from the Bond Date set forth above or the most recent interest payment date to which interest has been paid or duly provided for, unless this Bond shall have been previously called for prepayment and payment shall have been duly made or provided for.

This Bond shall bear interest, payable semi-annually on June 1 and December 1 of each year, commencing December 1, 2019 (each, an "Interest Payment Date"), at the Interest Rate shown above, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months. Interest on this Bond on any Interest Payment Date shall be payable only on the aggregate outstanding amount of the purchase price which shall have been paid theretofore, as noted on Schedule A hereto, and shall accrue with
respect to each purchase price installment only from the date of payment of such installment.

If the Department is the registered owner of this Bond, the Parish will additionally pay an Administrative Fee to the Department at the annual rate of one-half of one percent (0.50%) on the outstanding principal amount of the Bond, payable on each Interest Payment Date. In the event (i) the Department owns this Bond or the Department has pledged or assigned this Bond in connection with its Clean Water State Revolving Fund Program and (ii) the Administrative Fee payable to the Department is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, then the "Interest Rate" shown in the foregoing table and borne by this Bond shall be increased by one-half of one percent (0.5%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability.

This Bond shall mature in twenty (20) installments of principal, payable annually on each June 1, and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest One Thousand Dollars ($1,000), of the outstanding principal amount of this Bond on the day before the applicable Principal Payment Date:

<table>
<thead>
<tr>
<th>Date (June 1)</th>
<th>Percentage of Principal</th>
<th>Date (June 1)</th>
<th>Percentage of Principal</th>
</tr>
</thead>
<tbody>
<tr>
<td>2021</td>
<td>4.564%</td>
<td>2031</td>
<td>9.580%</td>
</tr>
<tr>
<td>2022</td>
<td>4.827</td>
<td>2032</td>
<td>10.696</td>
</tr>
<tr>
<td>2023</td>
<td>5.120</td>
<td>2033</td>
<td>12.090</td>
</tr>
<tr>
<td>2024</td>
<td>5.448</td>
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<td>13.884</td>
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<tr>
<td>2025</td>
<td>5.817</td>
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<td>16.275</td>
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<tr>
<td>2026</td>
<td>6.235</td>
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<td>19.624</td>
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<tr>
<td>2027</td>
<td>6.712</td>
<td>2037</td>
<td>24.647</td>
</tr>
<tr>
<td>2028</td>
<td>7.264</td>
<td>2038</td>
<td>33.019</td>
</tr>
<tr>
<td>2029</td>
<td>7.907</td>
<td>2039</td>
<td>49.764</td>
</tr>
<tr>
<td>2030</td>
<td>8.667</td>
<td>2040</td>
<td>100.000</td>
</tr>
</tbody>
</table>

In the event that the Completion Date of the Project being financed with this Bond is on or after June 1, 2021, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the June 1 that is one year later than shown above, provided that in no event shall the final principal payment be more than twenty-two (22) years from the Delivery Date. To exercise the option to defer the principal repayment schedule, the District must so notify the Department in writing prior to December 1, 2020, and certify that the Completion Date will not have occurred prior to June 1, 2021.
The principal and interest on this Bond shall be payable by check mailed to the registered owner of this Bond (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent (hereinafter defined) for such purpose, provided that payment of the final installment of principal on this Bond shall be made only upon presentation and surrender of this Bond to the Paying Agent.

The principal installments of this Bond are subject to prepayment at the option of the Parish at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date. In such case, the remaining principal shall continue to mature in annual installments calculated using the percentages shown above.

In the event a portion of this Bond is to be prepaid, this Bond shall be surrendered to the Director of Finance of the Parish, as initial Paying Agent for the Bonds (the "Paying Agent"), who shall note the amount of such prepayment in the space provided therefor on the schedule attached to this Bond. Official notice of such call of this Bond for prepayment shall be given by means of first class mail, postage prepaid by notice deposited in the United States Mail not less than thirty (30) days prior to the prepayment date addressed to the registered owner of this Bond to be prepaid at his address as shown on the registration books of the Paying Agent, which notice may be waived by any registered owner. The Parish shall cause to be kept at the office of the Paying Agent a register in which registration of this Bond and of transfers of this Bond shall be made as provided herein and in the Ordinance (as hereinafter defined). This Bond may be transferred, registered and assigned only on such registration records of the Paying Agent, and such registration shall be at the expense of the Parish.

This Bond represents the entire issue of bonds of the Parish designated "Taxable Utilities Revenue Bonds, Series 2019" aggregating in principal the sum of Six Million Dollars ($6,000,000) (the "Bonds"), the Bonds having been issued by the Parish pursuant to a General Bond Ordinance adopted by Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish, on April 21, 2015, as supplemented by a Fourth Supplemental Bond Ordinance adopted by said governing authority on May 7, 2019 (collectively, the "Ordinance"), for the purpose of paying costs of the Project, as defined in the Ordinance, consisting generally of improvements to the sewerage portion of the System (hereinafter defined), and paying costs of issuance, under the authority conferred by Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority, pursuant to all requirements therein specified.

This Bond is secured by and payable as to principal and interest solely from the income and revenues of the Parish's combined water and sewer system, as more fully described in the Ordinance (the "System"), after the payment of all reasonable and necessary expenses of operating and maintaining the System (the "Net Revenues"), and are issued on a complete parity with the Parish's (i) Taxable Utilities Revenue Bonds,
Series 2015, dated June 25, 2015, (ii) Taxable Utilities Revenue Bonds, Series 2015A, dated December 1, 2015 and (iii) Taxable Utilities Revenue Bonds, Series 2017, dated May 1, 2017 (collectively, the "Outstanding Parity Bonds"). Neither this Bond nor the debt it represents constitutes an indebtedness or pledge of the general credit of the Parish within the meaning of any constitutional or statutory limitation of indebtedness.

The Parish has obligated itself pursuant to the Bond Ordinance and by this Bond declares that all of the income and revenues to be derived from the operation of the System shall be deposited promptly as the same may be collected in a separate and special bank account known and designated as the "Utility System Fund." The Parish has duly covenanted and obligated itself pursuant to the Bond Ordinance and by this Bond declares that it will fix and maintain rates and collect charges for all services and facilities to be rendered by the System sufficient to provide for the payment of the reasonable and necessary expenses of operating and maintaining the System, to provide for the payment of principal and interest falling due on this Bond and all other obligations or indebtedness payable out of the revenues of the System, to provide a reserve for the payment of principal and interest on this Bond and to provide a reasonable depreciation and contingency fund to care for depreciation, extensions, additions, improvements and replacements necessary to properly operate the System.

For a complete statement of the manner in which said fund shall be maintained and administered, the provisions for payment of this Bond and the general covenants and provisions governing the issuance of this Bond, reference is hereby made to the Bond Ordinance.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Ordinance until the certificate of registration hereon shall have been signed by the Paying Agent.

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. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond necessary to constitute the same a legal, binding and valid obligation of the Parish have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Parish, including this Bond, does not exceed any limitation prescribed by the Constitution and statutes of the State of Louisiana, and that this Bond shall not be invalid for any irregularity or defect in the proceedings for the issuance and sale thereof.
IN WITNESS WHEREOF, the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish, has caused this Bond to be signed in the name of the Parish by the Parish President and attested by its Clerk of the Council, the corporate seal of the Parish to be hereon impressed, and this Bond to be dated as of the Dated Date set forth above.

PARISH OF ST. BERNARD, STATE OF LOUISIANA

ATTEST:

By: ______________________ (manual)
    Parish President

By: ______________________ (manual) (SEAL)
    Clerk of the Council

* * * * *

REGISTRATION RECORD

TAXABLE UTILITIES REVENUE BOND, SERIES 2019
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

<table>
<thead>
<tr>
<th>Name and Address Of Registered Owner</th>
<th>Date of Registration</th>
<th>Signature of Director of Finance as Paying Agent</th>
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</thead>
<tbody>
<tr>
<td>Department of Environmental Quality Clean Water State Revolving Fund P. O. Box 4311 Baton Rouge, LA 70821-4311</td>
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</tr>
</tbody>
</table>
**SCHEDULE A**

**SCHEDULE OF PURCHASE PRICE PAYMENTS**

**TAXABLE UTILITIES REVENUE BOND, SERIES 2019**

**OF THE**

**PARISH OF ST. BERNARD, STATE OF LOUISIANA**

<table>
<thead>
<tr>
<th>No.</th>
<th>Date of Payment</th>
<th>Amount of Payment</th>
<th>Pursuant to Requisition No.</th>
<th>Cumulative Outstanding Principal Amount</th>
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## SCHEDULE B
### SCHEDULE OF PREPAYMENTS

TAXABLE UTILITIES REVENUE BOND, SERIES 2019
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

<table>
<thead>
<tr>
<th>Prepayment Date</th>
<th>Prepayment Amount</th>
<th>Remaining Balance Due</th>
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<tbody>
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</tbody>
</table>
EXHIBIT B

to Fourth Supplemental Bond Ordinance

[FORM OF LOAN & PLEDGE AGREEMENT]
STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of a Fourth Supplemental Bond Ordinance authorizing the issuance of not exceeding Six Million Dollars ($6,000,000) of Taxable Utilities Revenue Bonds, Series 2019, of the Parish of St. Bernard, State of Louisiana, in accordance with the terms of a General Bond Ordinance adopted on April 21, 2015; prescribing the form, and certain terms and conditions of said Bonds; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 7th day of May, 2019.

________________________________________
Clerk of the Council
On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

**Summary No. 3707**  
Introduced by: Administration on 4/16/19

A GENERAL BOND ORDINANCE AUTHORIZING THE ISSUANCE FROM TIME TO TIME OF SALES TAX BONDS OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; PROVIDING FOR THE PAYMENT THEREOF IN PRINCIPAL AND INTEREST; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, Parish of St. Bernard, State of Louisiana (the "Parish"), is now levying and collecting a one-half of one percent (1/2%) sales and use tax by virtue of an ordinance, adopted by this Parish Council on December 1, 1998 (the "Tax"), under the authority of an election held by the Parish on November 3, 1998, at which the following proposition was approved by a majority of the qualified electors voting in such election, viz:

**1/2% SALES TAX PROPOSITION**

AUTHORITY FOR ST. BERNARD PARISH TO LEVY A 1/2% SALES TAX, FOR IMPROVEMENTS TO THE SEWER AND WATER SYSTEM IN SAID PARISH, INCLUDING AUTHORITY TO FUND THE TAX INTO BONDS, PROVIDED THAT AT LEAST 25% OF THE ANNUAL REVENUES OF THE TAX MUST BE EXPENDED TO CORRECT INFLOW AND INFILTRATION IN SEWAGE COLLECTION LINES, OR TO REPAIR DAMAGE CAUSED THEREBY, UNLESS REQUIRED FOR DEBT SERVICE ON BONDS OR OTHERWISE APPROVED BY AT LEAST TWO-THIRDS OF THE TOTAL MEMBERSHIP OF THE PARISH COUNCIL.

Shall the Parish of St. Bernard, State of Louisiana (the “Parish”), under the provisions of Article VI, Section 29(B) of the Constitution of the State of Louisiana of 1974, Act No. 66 of 1998, and other
April 16, 2019

constitutional and statutory authority, be authorized to levy and collect a tax of one-half of one per cent (1/2%) (the "Tax"), commencing January 1, 1999, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption of tangible personal property and on sales of services in the Parish, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax), to be dedicated and used for improvements to the sewer and water system in the Parish, title to which shall be in the public, and shall the Parish be further authorized to fund the proceeds of the Tax into bonds to be issued from time to time for the purpose of improvements to the sewer and water system in the Parish, specifically acquiring and constructing additions, extensions and improvements to the water treatment and distribution system and sewage collection, treatment and disposal system, title to which shall be in the public, to the extent and in the manner permitted by the laws of Louisiana, including Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, and other authority provided further that at least 25% of the annual revenues of the Tax must be expended to correct inflow and infiltration in sewage collection lines, or to repair damage caused thereby, unless required for debt service on bonds or otherwise approved by at least two-thirds of the total membership of the Parish Council?

WHEREAS, pursuant to the authority of the aforesaid election and ordinance, the Issuer is now levying and collecting the Tax; and

WHEREAS, in accordance with said ordinance, the net avails or proceeds of the Tax, after the reasonable and necessary expenses of collection and administration thereof have been paid therefrom (the "Revenues of the Tax"), shall be available for appropriation and expenditure by the Issuer solely for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority (collectively, the "Act"), it is now the desire of this Parish Council to adopt this General Bond Ordinance in order to
provide for the issuance from time to time of sales tax bonds of the Parish (the "Bonds"), in one or more series, for the purposes set forth above, for refunding bonds and/or for providing for a reserve and paying the costs of issuance thereof;

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

ARTICLE I

DEFINITIONS AND INTERPRETATION

SECTION 1.01. Definitions. The following terms used in this Ordinance shall have the following meanings, unless the context clearly requires otherwise:

"Act" means Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.) and other constitutional and statutory authority supplemental thereto, or such other legal authority for the issuance of sales tax bonds as may exist from time to time.

"Bonds" means any bonds authorized by this General Bond Ordinance and by a Series Ordinance.

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

"Bond Year" means the one-year period ending on each Principal Payment Date.

"Capital Appreciation Bonds" shall mean Bonds which pay interest only at maturity or redemption.

"Code" means the Internal Revenue Code of 1986, as the same may be amended and supplemented from time to time, including any regulations promulgated thereunder or any administrative or judicial interpretations thereof.

"Cost of Issuance" means all items of expense, directly or indirectly payable or reimbursable and related to the authorization, sale and issuance of the
Bonds, including but not limited to printing costs, costs of preparation and reproduction of documents, official statements, filing and recording fees, initial fees and charges of any fiduciary, legal fees and charges, fees and disbursements of consultants and professionals, costs of credit ratings, fees and charges for preparation, execution, transportation and safekeeping of the Bonds, costs and expenses of refunding, premiums for the insurance of the payment of the Bonds, if any, and any other cost, charge or fee in connection with the original issuance of Bonds.

"Costs of the Project" means, with reference to any Project, all capital costs incurred or to be incurred for such Project, including but not limited to (a) engineering, financing, legal and other fees and expenses related to the issuance of such series of the Bonds, (b) acquisition and construction costs of the Project, (c) interest on the Bonds during construction, and (d) a reasonable allowance for contingencies, all to the extent permitted by the Act and any rules or regulations promulgated thereunder.

"Credit Enhancement" shall mean any letter of credit, insurance policy, surety bond, standby bond purchase agreement or similar facility as used in connection with a series of the Bonds.

"Debt Service Obligations" means cash and/or Government Securities.

"Delivery Date" means the date on which any series of the Bonds are delivered to the purchaser thereof.

"Department" means the Louisiana Department of Health, with respect to Bonds purchased by the Drinking Water Revolving Loan Fund, or the Louisiana Department of Environmental Quality, with respect to Bonds purchased by the Clean Water State Revolving Fund, as the case may be, which are both executive departments and agencies of the State, and any successor to the duties and functions thereof.

"Executive Officers" means, collectively, the Parish President of the Parish and the Clerk of this Governing Authority.

"Fiscal Year" means the one-year accounting period beginning on January 1 of each year, or such other fiscal year period as may be determined from time to time by the Governing Authority as the fiscal year of the Parish.
"Fixed Rate Bonds" means any series of Bonds issued with a fixed rate or rates or interest for the entire term thereof.

"General Bond Ordinance" means this General Bond Ordinance.

"General Bond Ordinance" means this General Bond Ordinance authorizing the issuance of the Bonds, as hereafter amended or supplemented by a Series Ordinance or in accordance with Article IX hereof.

"Governing Authority" means the Parish Council of the Parish of St. Bernard, State of Louisiana, or its successor in function.

"Government Securities" means 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 their maturity, may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

"Interest Payment Date" means the dates on which interest on any series of the Bonds is payable, as shall be set forth in the applicable Series Ordinance.

"Loan Agreement" means the Loan and Pledge Agreement to be entered into by and between the Department and the Parish, prior to the delivery of any Bonds that are purchased by the Department, which will contain certain additional agreements relating to such Bonds and any other series of Bonds purchased by the Department, and with respect to the Project as it may be supplemented, modified or amended from time to time in accordance with the terms thereof. In the event that any provisions of this General Bond Ordinance conflict with any provision of the Loan Agreement, then with respect to any series of the Bonds which are owned by the Department the provisions of the Loan Agreement with respect to such series shall control.

"Net Revenues of the Tax" means, for any specified period, the net income of the Tax derived by the Parish from the levy and collection of the Tax, after the payment of reasonable and necessary costs and expenses of collecting and administering the Tax, determined in accordance with then generally accepted accounting principles.
"Outstanding" when used with respect to the Bonds, as of the date of
determination, means all Bonds theretofore issued and delivered under this General
Bond Ordinance and any Series Ordinance except:

(a) Bonds that have been cancelled or delivered to the Paying Agent
for cancellation;

(b) Bonds that have been defeased in accordance with Section 11.01
hereof;

(c) Bonds in exchange for or in lieu of which other Bonds have been
registered and delivered pursuant to this General Bond Ordinance;
or

(d) Bonds alleged to have been mutilated, destroyed, lost or stolen
which have been paid as provided in this General Bond Ordinance
or by law.

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

"Parish" means the Parish of St. Bernard, State of Louisiana.

"Parity Obligations" means any additional pari passu indebtedness issued
by the Parish and payable from the Net Revenues of the tax in accordance with
Section 6.01 hereof.

"Paying Agent" means the person or organization designated as such in a
Series Ordinance.

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

"Principal Payment Date" means each date on which principal on any
series of the Bonds is payable, as shall be set forth in the applicable Series
Ordinance, which dates shall occur annually unless otherwise required by the
purchaser of any series of the Bonds.
"Project" means the capital purposes to be financed with a series of the Bonds specified in a Series Ordinance.

"Reserve Fund Credit Facility" means a letter of credit, insurance policy, surety bond or similar credit facility deposited in an account of the Reserve Fund in lieu of or in addition to other funds on deposit in such account, or any substitute therefore; provided, however, that a Reserve Fund Credit Facility for any Series of Bonds shall meet the requirements set forth in the applicable Series Ordinance.

"Reserve Fund Requirement" with respect to any series of the Bonds means a sum set forth in the applicable Series Ordinance.

"Revenues" means all income and revenues to be derived by the Parish from the levy and collection of the Tax.

"Sales Tax Collector" means the Parish School Board of the Parish of St. Martin, State of Louisiana, or its successor as collector of local sales taxes in St. Martin Parish.

"Series Ordinance" means an ordinance adopted by the Governing Authority in accordance with Section 2.04 authorizing the issuance and sale of any series of Bonds.

"State" means the State of Louisiana.

"Tax" means, the one-half of one percent (1/2%) sales and use tax of the Parish authorized at an election held in the Parish on November 3, 1998, as further described in the preamble hereto.

"Variable Rate Bonds" means any series of Bonds issued with a variable, adjustable, convertible or other similar rate or rates which are not fixed for the entire term thereof.

SECTION 1.02. Rules of Interpretation. Unless the context clearly indicates to the contrary, the following rules shall apply to the interpretation and construction of this General Bond Ordinance:

(a) words importing the singular number shall include the plural number and vice versa;
(b) all references to particular articles or sections herein are references to articles or sections of this General Bond Ordinance;

(c) the captions and headings herein are solely for convenience of reference and shall not constitute a part of this General Bond Ordinance, nor shall they affect its meaning, construction or effect;

(d) the terms "hereby," "hereof," "hereto," "herein," "hereunder" and any similar terms as used in this General Bond Ordinance refer to this General Bond Ordinance in its entirety and not the particular article or section of this General Bond Ordinance in which they appear; and

(e) the term "hereafter" means after the date of execution of this General Bond Ordinance and the term "heretofore" means before the date of the execution of this General Bond Ordinance.

ARTICLE II

AUTHORIZATION, ISSUANCE AND SALE OF BONDS

SECTION 2.01. Authorization and Issuance of Bonds. This General Bond Ordinance authorizes the issuance of indebtedness of the Parish to be designated "Sales Tax Bonds" (or "Sales Tax Refunding Bonds," as the case may be) of the Parish of St. Bernard, State of Louisiana," and provides for the full and final payment of the principal or prepayment price of and interest thereof with such supplemental designation as may be determined by the Parish to be descriptive of the indebtedness. All of the Bonds shall be issued under the authority of the Act. The Bonds shall be issued for the purpose or purposes set forth in a Series Ordinance. Proceeds of Bonds may also be used to pay Costs of Issuance, costs of Credit Enhancement, capitalized interest and any initial deposit to the Reserve Fund established in Section 5.04.

SECTION 2.02. Ordinance to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall own the same from time to time, the provisions of this General Bond Ordinance shall be a part of the contract of the Parish with the Owners and shall be deemed to be and shall
constitute a contract between the Parish and the Owners from time to time of the Bonds.

SECTION 2.03. **Obligation of Bonds.** All of the Bonds, regardless of the date of issue, shall enjoy complete parity of lien on the Net Revenues of the Tax despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. Subject to the foregoing, the Net Revenues of the Tax are irrevocably and irrepealably pledged 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. The Revenues shall be set aside in the funds and accounts described in Section 5.04 and shall be and remain so pledged for the security and payment of the Bonds in principal and interest, and for all other payments provided in this General Bond Ordinance, until all of the Bonds shall be fully paid and discharged.

SECTION 2.04. **Series Ordinances.** The details of each series of the Bonds shall be set forth in a Series Ordinance to be adopted by the Governing Authority. Each Series Ordinance shall provide the following with respect to the applicable series of the Bonds:

(a) the purposes, dated date, series designation and principal amount, and the authority pursuant to which such series is issued;

(b) whether such series will be Capital Appreciation Bonds, Fixed Rate Bonds or Variable Rate Bonds, and a description of the applicable interest rate or rates and the first Interest Payment Date;

(c) the schedule of principal maturities or installments, or a formula for establishing same, and if such series will be Capital Appreciation Bonds a table of accreted values;

(d) the manner of payment of principal and interest;

(e) the optional and/or mandatory redemption provisions;

(f) the form or forms of bonds;

(g) the designation of the Paying Agent;
(h) the terms of sale to the purchaser thereof;

(i) the Reserve Fund Requirement and the amount, if any, of proceeds to be deposited into the Series account in the Reserve Fund;

(j) if the series is issued to refund any outstanding obligations, a description of the plan of refunding and approval of any matters necessary or convenient to effect such refunding including the designation of an escrow agent and approval of an escrow deposit agreement, if necessary;

(k) a finding by this Governing Authority that the parity requirements of Section 6.01 will have been met with respect to such series and that parity certifications will be delivered on the Delivery Date of the series;

(l) authorization of the Executive Officers and/or such other persons as may be so designated to execute documents in connection with such series;

(m) the designation of such series as "qualified tax-exempt obligations" under Section 265(b)(3) of the Code, if applicable;

(n) provisions for any continuing disclosure agreement as may be required by Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)];

(o) provisions for any post-issuance federal tax compliance procedures as may be necessary in connection with the issuance of the series;

(p) provisions for obtaining the approval of the State Bond Commission for the issuance of such bonds and covenants with respect to compliance with applicable rules and regulations of the State Bond Commission;

(q) if such series is being sold to the Department and is subject to a Loan Agreement, the designation of the "Completion Date" and/or "Scheduled Completion Date" for such series, as applicable, and any required approval of the Loan Agreement and any other loan documents;

(r) designation of such series as "Build America Bonds" or any similar type of tax-advantaged bonds requiring a designation at this time;

(s) provisions with respect to any Credit Enhancement; and
any other additional provisions as may be necessary in connection with the issuance and sale of such series.

SECTION 2.05. **Paying Agent.** The Parish will at all times maintain a Paying Agent meeting the qualifications hereinafter described for the performance of the duties hereunder for the Bonds and as provided in Section 2.04(g) above will designate the Paying Agent for each series in the applicable Series Ordinance.

The Parish reserves the right to appoint a successor Paying Agent by (a) filing with the person then performing such function a certified copy of appropriate proceedings appointing a successor and (b) causing notice to be given to each Owner. Every successor Paying Agent appointed hereunder shall at all times be a bank or trust company organized and doing business under the laws of the United States of America or of any State, authorized under such laws to exercise trust powers, and subject to supervision or examination by Federal or State authority.

SECTION 2.06. **Execution.** The Bonds shall be executed in the name and on behalf of the Parish by the manual or facsimile signatures of the Parish President and the Clerk of the Governing Authority, and the corporate seal of the Parish (or a facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. If facsimile signatures are used, then such signatures shall have been registered with the Louisiana Secretary of State in the manner required by La. R.S. 39:244.

SECTION 2.07. **Regularity of Proceedings.** The Parish, having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, and having determined the same to be regular, each of the Bonds shall contain the following recital, to-wit:

"It is certified that this indebtedness is authorized by and is issued in conformity with the requirements of the Constitution and statutes of Louisiana."
ARTICLE III

PREPAYMENT OF BONDS

SECTION 3.01. Optional Prepayment of Bonds. The principal installments of the Bonds shall be subject to prepayment by the Parish in the manner set forth in the applicable Series Ordinance, pursuant to Section 2.04(e) above.

SECTION 3.02. Notice of Prepayment. Official notice of such call of any of the Bonds for prepayment shall be given via accepted means of electronic communication or by means of first class mail, postage prepaid by notice deposited in the United States Mail not less than thirty (30) days prior to the prepayment date addressed to the Owner of each Bond to be prepaid at his address as shown on the registration records of the Paying Agent, which notice may be waived by any Owner. In the event a portion of the Bonds is to be prepaid, such Bonds shall be surrendered to the Paying Agent, who shall note the date and amount of such prepayment in the space provided therefor on the Bonds.

ARTICLE IV

APPLICATION OF BOND PROCEEDS

SECTION 4.01. Issuance of Bonds; Application of Proceeds. All of the proceeds derived from the sale of each series of the Bonds, except for any proceeds as may be designated in a Series Ordinance for deposit into the Reserve Fund or as accrued interest into the Debt Service Fund or as may be required in connection with the refunding of any indebtedness, shall be deposited by the Parish in a construction fund to be established for such series of the Bonds (the "Construction Fund"). The funds in the Construction Fund shall be used solely for the purpose of paying Costs of the Project and Costs of Issuance.

However, in the case of refunding bonds, the proceeds to be used for refunding shall be applied to the immediate prepayment of the refunded obligations, or deposited into an escrow fund, as may be set forth in a Series Ordinance.

Any accrued interest and premium received upon the sale of the Bonds shall be deposited in the Debt Service Fund described in Section 5.04(a) hereof.
SECTION 4.02. Investment of Construction Fund. Moneys in the Construction Fund may be temporarily invested in the manner provided by Louisiana law. Said moneys shall be sacred funds and the Owners shall have a lien thereon until said funds are paid out as provided in the Loan Agreement and this General Bond Ordinance. Any investment earnings on moneys in the Construction Fund may be retained in the Construction Fund and applied for the purposes described in this Section, or may be transferred to the Debt Service Fund described in Section 5.04(a) hereof and applied to the payment of interest accruing on the Bonds during the period of construction of Project.

All moneys in the Construction Fund shall at all times be secured to the full extent thereof by the banks or trust companies holding such funds by direct obligations of the United States of America or the State of Louisiana having a market value not less than the amount of moneys then on deposit in said funds.

ARTICLE V

SECURITY; PAYMENT OF BONDS; DISPOSITION OF FUNDS

SECTION 5.01. Obligation of the Bonds. The Bonds shall be secured and payable in principal and interest solely from and secured by an irrevocable pledge and dedication of the Revenues of the Tax, pursuant to the Constitution and laws of the State, after there have first been paid from the gross avails or proceeds of the Tax the reasonable and necessary costs and expenses of collecting and administering the Tax. The Net 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 (and for the payment of any Administrative Fee for Bonds purchased by the Department) as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this General Bond Ordinance. All of the Net Revenues of the Tax shall be set aside in a separate fund, as hereinafter provided, and shall be, and remain pledged for the security and payment of the Bonds in principal and interest and for all other payments provided for in this General Bond Ordinance until the Bonds shall have been fully paid and discharged.

SECTION 5.02. Parish Obligated to Collect Tax. The Parish is obligated and is bound under the terms and provisions of law to levy, impose, enforce and collect the Tax for the full period of its authorization and to provide for all reasonable and necessary rules, regulations, procedures and penalties in
connection therewith, including the proper application of the proceeds of the Tax. The Parish has a legal right to issue the Bonds and to pledge the Net Revenues of the Tax as herein provided and the Bonds issued hereunder will have a lien and privilege on the Net Revenues of the Tax until all of such Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Parish from altering, amending or repealing from time to time as may be necessary any ordinance or resolution that provides 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 Net Revenues of the Tax. The ordinances imposing the Tax and pursuant to which the Tax is being levied, collected and allocated, and the obligations to continue to levy, collect and allocate the Tax and to apply the revenues therefrom in accordance with the provisions of the propositions authorizing the levy, collection and rededication of the Tax, shall be irrevocable for the full period of its authorization until the Bonds have been paid in full as to principal, premium, if any, and interest, and shall not be subject to amendment in any manner which would impair the rights of the Owners 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 Parish may discontinue or decrease the Tax or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds are being issued, or in any way make any change which would diminish the amount of the Net Revenues of the Tax pledged to the payment of the Bonds received by the Parish, until all of such Bonds shall have been retired as to both principal and interest and all amounts payable under this General Bond Ordinance and any Series Ordinance have been paid in full.

SECTION 5.03. Enforcement of Rights. The Owners of any of the Bonds 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 as a result of issuing the Bonds and may similarly enforce the provisions of any ordinance imposing the Tax and any proceedings authorizing the issuance of the Bonds.

SECTION 5.04. Funds and Accounts. 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 Parish further covenants as follows:
All of the avails or proceeds of the Tax shall be deposited daily as the same may be collected to the credit of the Parish, in a separate and special bank account previously established and maintained with the regularly designated fiscal agent of the Parish to be known and designated as the "Parish of St. Bernard, State of Louisiana, Water and Sewer 1999 Sales Tax Fund" (hereinafter referred to as the "Sales Tax Fund"). Out of the funds on deposit in the Sales Tax Fund, the Parish shall first pay all reasonable and necessary expenses of collection and administration of the Tax which have not been previously withheld by the Sales Tax Collector. After payment of such expenses, the remaining balance of the proceeds of the Tax shall constitute a dedicated fund of the Parish, from which appropriations and expenditures by the Parish shall be made solely for the purposes designated in the propositions 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 a "Sales Tax Bond Debt Service Fund" (the "Debt Service Fund"), to be held by the regularly designated fiscal agent of the Parish, sufficient in amount to pay promptly and fully the principal of and the interest and any Administrative Fee on the Bonds and any Parity Obligations as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Parish, monthly in advance on or before the 20th day of each month of each year any Bonds are outstanding an amount equal to the principal and/or interest accruing on the Bonds for such month, together with such additional proportionate sum as may be required to pay said principal and interest and Administrative Fee as the same respectively become due.

(b) The establishment and maintenance of a "Sales Tax Bond Reserve Fund" (the "Reserve Fund"), to be held by the regularly designated fiscal agent of the Parish, the money in the accounts of the Reserve Fund to be retained solely for the purpose of paying the principal of and interest on the respective series of the Bonds payable from the Debt Service Fund as to which there would otherwise be default. The Reserve Fund shall contain a separate account for each series of the Bonds, each such account to be designated as the "Series ___ (insert series designation) Account" and to be funded by transferring from the proceeds of such series or from the Sales Tax Fund (after making all required payments from said fund as hereinabove described), monthly or annually, such amounts as will increase the total amount on deposit in each account in the Reserve Fund within a period not
exceeding five (5) years from the Delivery Date to a sum equal to the Reserve Fund Requirement for the applicable series of the Bonds.

SECTION 5.05. Reserve Fund Surety Bond or Policy Allowed. In lieu of or in addition to the required transfers or deposits to any account in the Reserve Fund, the Parish may cause to be deposited into such account in the Reserve Fund a Reserve Fund Credit Facility for the benefit of the holders of the applicable series of Bonds. The Reserve Fund Credit Facility shall be payable (upon the giving of notice as required thereunder) on any due date on which monies will be required to be withdrawn from the account in the Reserve Fund and applied to the payment of principal, premium, if any, or interest on the related series of Bonds and such withdrawal cannot be met by amounts on deposit in such account in the Reserve Fund. If a disbursement is made pursuant to a Reserve Fund Credit Facility provided pursuant to this section and the Parish is, as a result, obligated either (i) to reinstate the maximum limits of such Reserve Fund Credit Facility or (ii) to deposit into the applicable account in the Reserve Fund, funds in the amount of the disbursement made under such Reserve Fund Credit Facility, or a combination of such alternatives, such obligation of the Parish shall be paid in order of priority as set forth in Section 5.04 hereof.

SECTION 5.06. Surplus Funds. 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 Debt Service 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 Parish for any of the purposes for which the imposition of the Tax is authorized or for the purpose of retiring any Bonds in advance of their maturities.

SECTION 5.07. Replenishment of Funds. If at any time it shall be necessary to use moneys in the Reserve Fund for the purpose of paying principal or interest on Bonds as to which there would otherwise be default, then the moneys so used shall be replaced from the revenues first thereafter received by the Sales Tax Fund, not hereinabove required to pay the expenses of collecting and administering the Tax or to pay current principal and interest requirements, it being the intention hereof that there shall be as nearly as possible at all times (after the payments contemplated by (b) above have been made) in the Reserve Fund an amount of money equal to the Reserve Fund Requirement.
SECTION 5.08. Deposit of Funds with Paying Agent. The Parish covenants that in the event the Paying Agent is an entity other than the Director of Finance, it will deposit or cause to be deposited with the Paying Agent from the moneys derived from the collection of the Tax or other funds available for such purpose, one (1) day in advance of the date on which payment of principal, premium, if any, and/or interest falls due on the Bond, funds fully sufficient to pay promptly the principal, premium, if any, and interest so falling due on such date.

SECTION 5.09. Notification of Deficiencies. As required by La. R.S. 39:1410.62, the Parish will notify the State Bond Commission, in writing, whenever (i) transfers to any fund required to be established by this Ordinance or any ordinance authorizing the issuance of indebtedness of the Parish have not been made timely or (ii) principal, interest, premiums, or other payments due on the Bonds or any other outstanding indebtedness of the Parish have not been made timely.

SECTION 5.10. Investment of Funds. All or any part of the moneys in the Sales Tax Fund, the Debt Service Fund or the Reserve Fund shall, at the written request of the Parish, be invested in investments permitted by Louisiana law maturing in five (5) years or less, and all income derived from such investment shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund is created, except that income on investments of the Reserve Fund shall be added to the Sales Tax Fund only to the extent that the amount then on deposit in said Reserve Fund equals or exceeds the Reserve Fund Requirement.

SECTION 5.11. Deposit of Funds and Security Therefor. All of the income and revenues derived or to be derived from the levy and collection of the Tax shall be deposited daily as received from the Sales Tax Collector in the Sales Tax Fund, which Fund shall be maintained separate and apart from all other funds of the Parish. The Debt Service Fund and the Reserve Fund shall be held by the depository banks as special trust funds for the purposes provided in this General Bond Ordinance, and all other funds shall be held by the designated banks as special deposits for the purposes set forth in this General Bond Ordinance, and subject to such reasonable instructions as the Governing Authority may give in writing to the banks holding such funds. The Owners are hereby granted a lien on all funds established pursuant to the requirements of this General Bond Ordinance until applied in the manner herein provided. The moneys on deposit in all of the funds herein required shall at all times be secured to the full extent thereof by the
banks or trust companies holding such funds by direct obligations of the United States of America or the State of Louisiana having a market value not less than the amount of moneys then on deposit in said funds.

ARTICLE VI

ISSUANCE OF PARITY OBLIGATIONS

SECTION 6.01. Issuance of Parity Obligations; Parity Requirements. The Parish hereby covenants that it shall issue no other bonds hereunder or otherwise, or obligations of any kind or nature payable from or enjoying a lien on any part of the Net Revenues of the Tax having priority over or parity with any Outstanding Bonds, except that Parity Obligations may be issued hereunder and hereafter if the following conditions are met:

(a) If any Outstanding Bonds of the Parish are proposed to be refunded with reduced annual debt service in each Bond Year and no extension of the final maturity date, then the Parish may issue refunding bonds to effect such refunding, and such refunding bonds shall enjoy complete equality of lien with any portion of the Bonds that is still outstanding; or

(b) Parity Obligations may also be issued if all of the following conditions are met:

(i) The average Net Revenues of the Tax for the two (2) completed calendar years immediately preceding the issuance of the Parity Obligations must have been not less than one and one-third (1-1/3) times the highest combined principal and interest requirements for any succeeding Bond Year on all Bonds then outstanding and payable from the Debt Service Fund, including the Parity Obligations theretofore issued and then outstanding and any other bonds or obligations whatsoever then outstanding which are payable from the Net Revenues of the Tax (but not including Bonds which have been refunded or provisions otherwise made for their full and complete payment and prepayment), and the Parity Obligations so proposed to be issued; provided, however, that if Parity Obligations are being issued as Variable Rate Bonds, this calculation shall be made assuming interest on said bonds at historical levels of the applicable variable rate during the previous
three (3) years as determined by a nationally recognized underwriter experienced in handling bonds with similar variable rates; and provided further that this limitation may be waived or modified by the written consent of the owners of any bonds then outstanding.

(ii) The payments required to be made into the various funds provided in Section 5.04 hereof must be current.

(iii) The existence of the facts required by sub paragraphs (i) and (ii) above must be determined by the chief financial officer of the Parish, or by an independent firm of certified public accountants.

(iv) The proceeds of the Parity Obligations must be used solely for capital purposes for which the Net Revenues of the Tax are authorized to be expended, or to refund any Outstanding Bonds payable from a pledge of the Net Revenue of the Tax issued for such purposes.

(v) The Executive Officers of the Parish must certify that all conditions prescribed in this paragraph (b) have been met.

Any requirements set forth herein for the issuance of Parity Obligations may be waived by the Owner or Owners of the Outstanding Bonds payable from a pledge of the Net Revenues of the Tax.

ARTICLE VII

FINANCIAL RECORDS, AUDITS

SECTION 7.01. Records and Accounts; Audit Reports. The Parish will establish and maintain adequate financial records as required by the laws of the State governing financial record-keeping by political subdivisions and in accordance with generally accepted accounting principles ("GAAP") and will make these and the following records and reports available to the Owners or their authorized representatives upon request.

The Parish will cause an audit of its financial statements to be made by an independent firm of certified public accountants in accordance with the requirements
of Chapter 8 of Title 24 of the Louisiana Revised Statutes of 1950, as amended. If the Department owns any of the Bonds, such audit will also be made in accordance with the requirements of (i) Circular A-133 of the U.S. Office of Management and Budget, (ii) Section 66.458 of the Catalog of Federal Domestic Assistance (CFDA Publication #66.458 - Capitalization Grants for State Revolving Funds), and/or (iii) Section 66.468 of the Catalog of Federal Domestic Assistance (CFDA #66.468 - Capitalization Grants for Drinking Water State Revolving Funds), if applicable. Upon completion, but in no event later than six (6) months after the close of the applicable Fiscal Year, the Parish shall file a copy of such audited financial statements with any Owner requesting same.

The Parish further agrees that if the Department owns any of the Bonds, the Department shall have the right to ask for and discuss with the accountant making the review and the contents of the review and such additional information as it may reasonably require.

ARTICLE VIII

FEDERAL TAX MATTERS; CONTINUING DISCLOSURE

SECTION 8.01. General Tax Covenants. In the event that any of the Bonds are issued as tax-exempt bonds for federal income tax purposes, the Parish covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Code in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code.

If the Bonds are issued as tax exempt bonds, the Parish 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 Bonds or any other funds of the Parish to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on any of 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 (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Bonds in a manner which would cause the Bonds to be "private activity bonds."
ARTICLE IX

SUPPLEMENTAL BOND RESOLUTIONS

SECTION 9.01. Supplemental Ordinances Effective Without Consent of Owners. For any one or more of the following purposes, in addition to the adoption of Series Ordinances pursuant to Section 2.04 with respect to the issuance of additional series of the Bonds, and at any time from time to time, an ordinance supplemental hereto may be adopted, which, upon the filing with the Paying Agent and any rating agency which is then rating the Bonds, of a notice thereof at least fifteen (15) days prior to the adoption thereof, and thereafter with a certified copy thereof, but without any consent of the Owners, shall be fully effective in accordance with its terms:

(a) to add to the covenants and agreements of the Parish in this General Bond Ordinance other covenants and agreements to be observed by the Parish which are not contrary to or inconsistent with this General Bond Ordinance as theretofore in effect;

(b) to add to the limitations and restrictions in this General Bond Ordinance other limitations and restrictions to be observed by the Parish which are not contrary to or inconsistent with this General Bond Ordinance as theretofore in effect;

(c) to surrender any right, power or privilege reserved to or conferred upon the Parish by the terms of this General Bond Ordinance, but only if the surrender of such right, power or privilege is not contrary to or inconsistent with the covenants and agreements of the Parish contained in this General Bond Ordinance;

(d) to cure any ambiguity, supply any omission, or cure or correct any defect or inconsistent provision of this General Bond Ordinance; or

(e) to insert such provisions clarifying matters or questions arising under this General Bond Ordinance as are necessary or desirable and are not contrary to or inconsistent with the General Bond Ordinance as theretofore in effect.

SECTION 9.02. Supplemental Ordinances Effective With Consent of Owners. Except as provided in Sections 2.04 and 9.01, any modification or amendment of this General Bond Ordinance or of the rights and obligations of the Parish and of the Owners hereunder, in any particular, may be made by a
supplemental ordinance, with the written consent of the Owners of a majority of the Outstanding principal amount of the Bonds at the time such consent is given. The Parish shall give a notice thereof to the Paying Agent and any rating agency which is then rating any of the Bonds, at least fifteen (15) days prior to the adoption thereof, and thereafter shall furnish to said persons a certified copy thereof. No such modification or amendment shall permit a change in the terms of prepayment or maturity of the principal of any Outstanding Bonds or of any installment of interest thereon or a reduction in the principal amount or the prepayment price thereof or in the rate of interest thereon without the consent of the Owner of such Bonds, or shall reduce the percentages of Bonds the consent of the Owner of which is required to effect any such modification or amendment, or change the obligation of the Parish to levy and collect the Tax as provided herein, without the consent of the Owners of all of the Bonds then outstanding.

ARTICLE X

EVENTS OF DEFAULT; REMEDIES

SECTION 10.01. Events of Default. If one or more of the following events (in this General Bond Ordinance called "Events of Default") shall happen, that is to say, (a) if default shall be made in the due and punctual payment of the principal of any Bond when and as the same shall become due and payable, whether at maturity or otherwise; or (b) if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or (c) if default shall be made by the Parish in the performance or observance of any other of the covenants, agreements or conditions on its part in the General Bond Ordinance, any supplemental ordinance or in the Bonds contained and such default shall continue for a period of forty-five (45) days after written notice thereof to the Parish by the Owners of not less than 25% of the Outstanding principal amount of the Bonds; or (d) if the Parish shall file a petition or otherwise seek relief under any Federal or State bankruptcy law or similar law; then, upon the happening and continuance of any Event of Default, the Owners shall be entitled to exercise all rights and powers for which provision is made under Louisiana law.
ARTICLE XI

MISCELLANEOUS

SECTION 11.01. Defeasance. (a) If the Parish shall pay or cause to be paid to the Owners of all Bonds then Outstanding, the principal and interest and prepayment premium, if any, to become due thereon, at the times and in the manner stipulated therein and in this General Bond Ordinance, then the covenants, agreements and other obligations of the Parish to the Owners shall be discharged and satisfied. In such event, the Paying Agent shall, upon the request of the Parish, execute and deliver to the Parish all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent shall pay over or deliver to the Parish all moneys, securities and funds held by them pursuant to this General Bond Ordinance which are not required for the payment or prepayment of Bonds not theretofore surrendered for such payment or prepayment.

(b) Bonds or interest installments for the payment of which money shall have been set aside and shall be held in trust (through deposit by the Parish of funds for such payment or otherwise) at the maturity 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 using Defeasance Obligations pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 11.02. Parties Interested Herein. Nothing in this General Bond Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Parish, the Paying Agent and the Owners any right, remedy or claim under or by reason of this General Bond Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this General Bond Ordinance contained by and on behalf of the Parish shall be for the sole and exclusive benefit of the Parish, the Paying Agent and the Owners.

SECTION 11.03. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this General Bond Ordinance against any member of the Governing Authority or officer of the Parish or any person executing the Bonds.

SECTION 11.04. Successors and Assigns. Whenever in this General Bond Ordinance the Parish is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this General Bond
Ordinance contained by or on behalf of the Parish shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

SECTION 11.05. Severability. In case any one or more of the provisions of this General Bond Ordinance or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this General Bond Ordinance or of the Bonds, but this General Bond Ordinance and the Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this General Bond Ordinance which validates or makes legal any provision of this General Bond Ordinance or the Bonds which would not otherwise be valid or legal shall be deemed to apply to this General Bond Ordinance and to the Bonds.

SECTION 11.06. Publication of Ordinance; Peremption. This General Bond Ordinance shall be published one time in the official journal of the Parish. 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 General Bond Ordinance and of the Bonds to be issued pursuant hereto and the provisions hereof securing the Bonds. 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 General Bond Ordinance or bond authorization, for any cause whatsoever. If the question of the validity of this General Bond Ordinance or bond authorization is not raised within the thirty days, the authority to issue the Bonds and the regularity thereof, including all things pertaining to the election at which the Bonds were authorized, shall be conclusively presumed, and no court may inquire into such matters.

SECTION 11.07. Effective Date. This General Bond Ordinance shall become effective immediately upon its adoption.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:
The Chairman, Mr. Lewis cast his vote as xxx

And the motion was declared adopted on the 16th day of April, 2019.

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 Tuesday, August 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of August, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
STATE OF LOUISIANA

PARISH OF ST. BERNARD

I, the undersigned Clerk of the Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of a General Bond Ordinance adopted by the Parish Council of said Parish on May 7, 2019, authorizing the issuance from time to time of Sales Tax Bonds of the Parish of St. Bernard, State of Louisiana; prescribing the form, and certain terms and conditions of said Bonds; providing for the payment thereof in principal and interest; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this 7th day of May, 2019.

______________________________
Clerk of the Council
On motion of XXXX, seconded by XXXX, it was moved to introduce the following ordinance:

Summary No. 3708
Introduced by: Administration on 4/16/19

A SUPPLEMENTAL BOND ORDINANCE AUTHORIZING THE ISSUANCE IN ONE OR MORE SERIES OF NOT EXCEEDING $10,000,000 OF TAXABLE SALES TAX BONDS, SERIES 2019, OF THE PARISH OF ST. BERNARD, STATE OF LOUISIANA, IN ACCORDANCE WITH THE TERMS OF GENERAL BOND ORDINANCE NO. _*:; PRESCRIBING THE FORM, AND CERTAIN TERMS AND CONDITIONS OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

ST. BERNARD PARISH COUNCIL DOES HEREBY ORDAIN:

WHEREAS, Parish of St. Bernard, State of Louisiana (the "Parish"), is now levying and collecting a one-half of one percent (1/2%) sales and use tax by virtue of an ordinance, adopted by this Parish Council of the Parish of St. Bernard, State of Louisiana (the "Governing Authority") on December 1, 1998 (the "Tax"), under the authority of an election held by the Issuer on November 3, 1998, at which the following proposition was approved by a majority of the qualified electors voting in such election, viz:

1/2% SALES TAX PROPOSITION

AUTHORITY FOR ST. BERNARD PARISH TO LEVY A 1/2% SALES TAX, FOR IMPROVEMENTS TO THE SEWER AND WATER SYSTEM IN SAID PARISH, INCLUDING AUTHORITY TO FUND THE TAX INTO BONDS, PROVIDED THAT AT LEAST 25% OF THE ANNUAL REVENUES OF THE TAX MUST BE EXPENDED TO CORRECT INFLOW AND INFILTRATION IN SEWAGE COLLECTION LINES, OR TO REPAIR DAMAGE CAUSED THEREBY, UNLESS REQUIRED FOR DEBT SERVICE ON BONDS OR OTHERWISE APPROVED BY AT LEAST TWO-THIRDS OF THE TOTAL MEMBERSHIP OF THE PARISH COUNCIL.

Shall the Parish of St. Bernard, State of Louisiana (the “Parish”), under the provisions of Article VI, Section 29(B) of the Constitution
of the State of Louisiana of 1974, Act No. 66 of 1998, and other constitutional and statutory authority, be authorized to levy and collect a tax of one-half of one per cent (1/2%) (the "Tax"), commencing January 1, 1999, upon the sale at retail, the use, the lease or rental, the consumption, and the storage for use or consumption of tangible personal property and on sales of services in the Parish, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended, with the proceeds of the Tax (after paying the reasonable and necessary costs and expenses of collecting and administering the Tax), to be dedicated and used for improvements to the sewer and water system in the Parish, title to which shall be in the public, and shall the Parish be further authorized to fund the proceeds of the Tax into bonds to be issued from time to time for the purpose of improvements to the sewer and water system in the Parish, specifically acquiring and constructing additions, extensions and improvements to the water treatment and distribution system and sewage collection, treatment and disposal system, title to which shall be in the public, to the extent and in the manner permitted by the laws of Louisiana, including Sub-Part F, Part III, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, and other authority provided further that at least 25% of the annual revenues of the Tax must be expended to correct inflow and infiltration in sewage collection lines, or to repair damage caused thereby, unless required for debt service on bonds or otherwise approved by at least two-thirds of the total membership of the Parish Council?

WHEREAS, pursuant to the authority of the aforesaid elections, the Parish adopted an ordinance on December 1, 1998, providing for the levy and collection of the Tax (the "Tax Ordinance"); and

WHEREAS, the Parish now owns and operates a combined water and sewer system (the "System") and desires to construct, acquire, extend and improve the drinking water portion of the System (the "Project") and to finance the costs thereof through the issuance of Taxable Sales Tax Bonds (the "Bonds") payable from the net revenues of the Tax pursuant to the provisions of Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"); and

WHEREAS, the Parish currently has no outstanding notes, bonds or other obligations payable from a pledge and dedication of the income and revenues of the
Tax, EXCEPT its outstanding Sales Tax Refunding Bonds, Series 2018 which will be prepaid prior to the delivery of the Series 2019 Bonds (hereinafter defined); and

WHEREAS, on this date, this Governing Authority adopted a General Bond Ordinance entitled: "A General Bond Ordinance authorizing the issuance from time to time of Sales Tax Bonds of the Parish of St. Bernard, State of Louisiana; prescribing the form, and certain terms and conditions of said Bonds; providing for the payment thereof in principal and interest; and providing for other matters in connection therewith" (the "General Bond Ordinance"), which authorizes the issuance of sales tax bonds from time to time for the purposes described therein; and

WHEREAS, the United States of America, pursuant to the Safe Drinking Water Act Amendments of 1996, specifically Section 300j-12 of Title 42 of the United States Code (the "Federal Act"), is authorized to make capitalization grants to states to be used for the purpose of providing loans or loan guarantees, or as a source of reserve and security for leveraged loans, the proceeds of which are deposited in a state revolving fund, or to provide other financial assistance authorized under the Federal Act to community water systems and nonprofit non-community water systems, other than systems owned by Federal agencies; and

WHEREAS, the State of Louisiana (the "State"), pursuant to Chapter 32 of Title 40 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 40:2821, et seq.) (the "State Act"), has established a Drinking Water Revolving Loan Fund (the "State Revolving Fund") in the custody of the Louisiana Department of Health (the "Department") to be used for the purpose of providing financial assistance for the improvement of public drinking water systems in the State, as more fully described in Section 2825(A)(2) of the State Act, and has authorized the Department’s Office of Public Health to establish assistance priorities and perform oversight and other related activities with respect to the State Revolving Fund; and

WHEREAS, the Parish has made application to the Department for a loan from the State Revolving Fund to finance a portion of the costs of the Project and the Department has approved the Parish’s application for such loan; and

WHEREAS, to represent the loan from the State Revolving Fund in a principal amount not to exceed Ten Million Dollars ($10,000,000), it is now the desire of this Governing Authority to fix the details necessary with respect to the issuance of the Bonds and provide for the authorization and issuance thereof;

WHEREAS, as required by the Act, the maturities of the Bonds will be so arranged that the total amount of principal and interest falling due in any fiscal year
shall never exceed seventy-five percent of the net revenues of the Tax in the fiscal year in which the Bonds are issued; and

WHEREAS, the Parish desires to fix the details necessary with respect to the issuance, sale and delivery of the Bonds, and to provide for the authorization and issuance thereof, as hereinafter provided;

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

SECTION 1. Definitions. In addition to words and terms elsewhere defined in the General Bond Ordinance and this First Supplemental Bond Ordinance, the following words and terms as used in this First Supplemental Bond Ordinance shall have the following meanings, unless some other meaning is plainly intended:

"Administrative Fee" means, with respect to the Series 2019 Bonds and any other Bonds purchased by the Department from the State Revolving Fund, the fee due by the Issuer to the Department of one-half of one percent (0.5%) per annum of the outstanding principal amount of such bonds, or such lesser amount, if any, as the Department may approve from time to time, which shall be payable in installments on each Interest Payment Date.

"Completion Date" means the date on which the operation of the completed Project financed with the proceeds of the Series 2019 Bonds is initiated or capable of being initiated, whichever is earlier, as that date is certified by the Authorized Officer (as defined in the Loan Agreement) of the Issuer, and as more fully described in the Loan Agreement.

"Department" means the Louisiana Department of Health, an executive department and agency of the State of Louisiana, and any successor to the duties and functions thereof.

"Final Loan Installment" means the final disbursement of loan proceeds (Bond proceeds) by the Department to the Issuer under the terms of the Loan Agreement, which installment may be paid no later than 180 days after the Completion Date.

"First Supplemental Ordinance" means this supplemental ordinance authorizing the issuance of the Series 2019 Bonds pursuant to the General Bond Ordinance.
"General Bond Ordinance" means the General Bond Ordinance, as described in the preambles hereof.

"Interest Payment Date" means June 1 and December 1 of each year, commencing on the first December 1 falling due after the Delivery Date (or such other semiannual dates which may be agreed upon by the Department and the Executive Officers at the delivery of the Series 2019 Bonds).

"Loan Agreement" means the Loan and Pledge Agreement to be entered into by and between the Issuer and the Department prior to the delivery of the Series 2019 Bonds, in substantially the form attached hereto as Exhibit B, and which will contain certain additional provisions relating to the Series 2019 Bonds and the Project as it may be supplemented or amended from time to time in accordance with the provisions thereof.

"Paying Agent" with respect to the Series 2019 Bonds means the Director of Finance of the Parish, unless and until a successor Paying Agent shall have assumed such responsibilities pursuant to the General Bond Ordinance.

"Principal Payment Date" means February 1 of each year on which an installment of principal falls due, as designated by the Bonds (or such other annual date as may be agreed upon by the Department and the Executive Officers at the time of delivery).

"Project" means constructing, acquiring, extending and improving the drinking water portion of the System as described more specifically in the Loan Agreement.

"Registrar" means the Clerk of the Issuer, unless and until a successor Registrar shall have become such pursuant to the applicable provisions of this Ordinance and thereafter "Registrar" shall mean such successor Registrar.

"Scheduled Completion Date" means the date designated as such in accordance with the provisions of the Loan Agreement, regardless of whether or not such date precedes or follows the Completion Date.

"Series 2019 Bonds" means the Taxable Sales Tax Bonds, Series 2019 authorized to be issued pursuant to this First Supplemental Ordinance and particularly by Section 2 hereof.
Rules of Interpretation. (A) In this First Supplemental Ordinance, unless the context otherwise requires, (i) words importing the singular include the plural and vice versa, (ii) words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders, and (iii) the title of the offices used in this First Supplemental Ordinance shall be deemed to include any other title by which such office shall be known under any subsequently adopted charter.

(B) In the event that any provisions of this First Supplemental Ordinance conflict with any provisions of the Loan Agreement during the period the Department owns any of the Series 2019 Bonds, the provisions of the Loan Agreement shall control.

SECTION 2. Authorization of Series 2019 Bonds. (a) In compliance with and under the authority of the Act, there is hereby authorized the incurring of an indebtedness of not exceeding Ten Million Dollars ($10,000,000) for, on behalf of and in the name of the Parish, for the purpose of paying Costs of the Project and paying Costs of Issuance, and to represent the indebtedness, this Governing Authority does hereby authorize the issuance of not exceeding Ten Million Dollars ($10,000,000) of Taxable Sales Tax Bonds, Series 2019, of the Parish. The Executive Officers may approve a different series designation if the Series 2019 Bonds are delivered after the end of 2019 or if it is in their sole judgment preferable to do so. The Series 2019 Bonds shall be issued in the form of a fully registered bond, number R-1, shall be dated the Delivery Date, and shall be substantially in the form attached hereto as Exhibit A.

(b) The Series 2019 Bonds shall be Fixed Rate Bonds and the Interest Payment Dates shall be December 1 and June 1 of each year, commencing December 1, 2019. Except as hereinafter provided, the unpaid principal of the Bonds shall bear interest from the Delivery Date, or the most recent Interest Payment Date to which interest has been paid or duly provided for, at a rate of one and ninety-five hundredths percent (1.95%) per annum, said interest to be calculated on the basis of a 360-day year, consisting of twelve (12) 30-day months and payable on each Interest Payment Date. Interest on the Bonds on any Interest Payment Date prior to the Final Loan Installment shall be payable only on the aggregate amount of the purchase price which shall have been paid theretofore and is outstanding and shall accrue with respect to each purchase price installment only from the date of payment of such installment.

In addition to interest at the rate set forth above, at any time that the Department owns the Bonds, the Issuer will pay the Administrative Fee to the Department on each Interest Payment Date. In the event that (i) the Department owns any Bonds
or the Department has pledged or assigned any Bonds in connection with its Drinking Water Revolving Loan Fund; and (ii) the Administrative Fee payable by the Issuer to the Department under the terms of the Loan Agreement is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, the interest rate borne by the Bonds shall be increased by one-half of one percent (0.50%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability.

(c) The Series 2019 Bonds shall mature in twenty (20) installments of principal, payable annually on a Principal Payment Date and beginning not more than one (1) year after the Completion Date in compliance with the requirements of the Federal Act and the State Act that the first repayment of principal be not more than (1) year after the Completion Date. In no event shall the final maturity of the Bonds be more than twenty-two (22) years from the Delivery Date, and each annual installment shall be the applicable percentage shown on the following table, rounded to the nearest One Thousand Dollars ($1,000), of the outstanding principal amount of the Series 2019 Bonds (taking into account any principal forgiveness) on the day before the applicable Principal Payment Date:

<table>
<thead>
<tr>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
</tr>
</thead>
<tbody>
<tr>
<td>2021</td>
<td>3.934%</td>
<td>2031</td>
<td>8.946%</td>
</tr>
<tr>
<td>2022</td>
<td>4.196%</td>
<td>2032</td>
<td>10.066%</td>
</tr>
<tr>
<td>2023</td>
<td>4.487%</td>
<td>2033</td>
<td>11.467%</td>
</tr>
<tr>
<td>2024</td>
<td>4.813%</td>
<td>2034</td>
<td>13.270%</td>
</tr>
<tr>
<td>2025</td>
<td>5.180%</td>
<td>2035</td>
<td>15.675%</td>
</tr>
<tr>
<td>2026</td>
<td>5.597%</td>
<td>2036</td>
<td>19.044%</td>
</tr>
<tr>
<td>2027</td>
<td>6.074%</td>
<td>2037</td>
<td>24.100%</td>
</tr>
<tr>
<td>2028</td>
<td>6.625%</td>
<td>2038</td>
<td>32.530%</td>
</tr>
<tr>
<td>2029</td>
<td>7.269%</td>
<td>2039</td>
<td>49.395%</td>
</tr>
<tr>
<td>2030</td>
<td>8.031%</td>
<td>2040</td>
<td>100.00%</td>
</tr>
</tbody>
</table>

In the event that the Completion Date of the Project is on or after the first Principal Payment Date stated in the Series 2019 Bonds, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the December 1 that is one year later than shown above, provided that in no event shall the final principal payment be later than twenty-two (22) years from the Delivery Date. To exercise the option to defer the principal repayment schedule, the Issuer must so notify the Department in writing prior to June 1, 2021, and certify that the Completion Date will not have occurred prior to December 1, 2021.
April 16, 2019

If it is determined by the Department as of the Delivery Date that the Series 2019 Bonds are eligible for forgiveness and if the Department has sufficient authority and funding therefor, then twenty percent (20%) of the principal amount of each draw on the Series 2019 Bonds shall be forgiven by the Department, up to maximum amount of principal forgiveness of $500,000, and no interest or Administrative Fee shall accrue on the principal amount that is so forgiven; however, such forgiveness is not a condition to the issuance of the Series 2019 Bonds that such principal forgiveness be actually granted.

(d) The principal and interest on the Series 2019 Bonds shall be payable by check mailed to the registered owner of the Series 2019 Bonds (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent for such purpose, provided that payment of the final installment of principal on the Series 2019 Bonds shall be made only upon presentation and surrender of the Series 2019 Bonds to the Paying Agent.

(e) The principal installments of the Series 2019 Bonds are subject to prepayment at the option of the Parish at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date and in such case the remaining principal of the Series 2019 Bonds shall continue to mature in installments calculated using the percentages shown in Section 2(c) above. Notice of any such call for prepayment shall be given in the manner provided in the General Bond Ordinance.

(f) The Series 2019 Bonds shall be issued in the form of a single fully registered bond, initially numbered R-1 and shall be in substantially the form attached hereto as Exhibit A.

(g) The Director of Finance of the Parish shall be the initial Paying Agent for the Series 2019 Bonds.

(h) The Series 2019 Bonds are awarded to and sold to the Department at a price of par plus accrued interest, if any, under the terms and conditions set forth in the Loan Agreement, and after their execution and authentication by the Registrar, the Series 2019 Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the Issuer of the agreed purchase price.

(i) The "Reserve Fund Requirement" for the Series 2019 Bonds shall mean one-half of the highest amount of principal, interest and Administrative Fee on the Series 2019 Bonds due in any future Bond Year (taking into consideration any principal forgiveness given by the Department), which shall be deposited by the Parish in an account in the Reserve Fund to be designated the "Series 2019 Account," to be retained solely for the purpose of paying the principal of and interest on the Series 2019 Bonds as to which there would otherwise be default, by
transferring on the 20th day of each month of each year, a sum equal to 25% of the sum being paid monthly into the Debt Service Fund until a sum equal to the Reserve Fund Requirement is on deposit therein (such amount to be accumulated therein) within a period not exceeding five (5) years from the Delivery Date. Moneys in the Series 2019 Account shall be used only to secure and make payments solely on the Series 2019 Bonds (and not on any other issues) as to which there would otherwise be default.

(j) No proceeds of the Series 2019 Bonds will be used to refund any outstanding obligations.

(k) The Series 2019 Bonds are the first series of bonds being issued under the General Bond Ordinance, therefore the parity bond requirements of Section 6.01 thereof are not applicable.

(l) The Executive Officers are each hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of the General Bond Ordinance and this First Supplemental Ordinance, to execute and deliver the Loan Agreement, and to cause the Series 2019 Bonds to be prepared and/or printed, to issue, execute and seal the Series 2019 Bonds and to effect delivery thereof as hereinafter provided. In connection with the issuance and sale of the Series 2019 Bonds, the Executive Officers and the Director of Finance of the Parish are each authorized, empowered and directed to execute on behalf of the Parish such additional documents, certificates and instruments as they may deem necessary, upon the advice of bond counsel, to effect the transactions contemplated by this First Supplemental Ordinance, including a Commitment Agreement. The signatures of said officers on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder.

(m) The Series 2019 Bonds are not being designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

(n) It is recognized that the Parish will not be required to comply with the continuing disclosure requirements described in Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR §240.15c2-12(b)].

(o) Inasmuch as the Series 2019 Bonds are not being issued as tax-exempt or tax-advantaged bonds, no post-issuance tax compliance procedures are needed.

(p) Application to the State Bond Commission has previously been authorized.
(q) The "Completion Date" and "Scheduled Completion Date" shall have the meanings ascribed in Section 1.

(r) The Series 2019 Bonds are not being designated as "Build America Bonds" or any similar type of tax-advantaged bonds requiring a designation at this time.

(s) There will be no Credit Enhancement arrangements with respect to the Series 2019 Bonds.

(t) This Governing Authority recognizes that the Series 2019 Bonds will be sold to the Department pursuant to its Drinking Water Revolving Loan Fund Program. In connection with this sale, the Issuer and the Department will enter into a Loan and Pledge Agreement presented by the Department to the Issuer pertaining to the Series 2019 Bonds and the Project, which Loan Agreement will be in substantially the form attached as Exhibit B hereto. The Executive Officers are hereby authorized to execute such Loan Agreement on behalf of and under the seal of the Issuer, in substantially the form attached as Exhibit B hereto, with such changes, additions and deletions as shall in the sole opinion of the Executive Officers, upon advice of counsel, be deemed appropriate under the circumstances. So long as the Department owns any portion of the Series 2019 Bonds, then to the extent that any provision of this First Supplemental Ordinance is inconsistent with or contrary to the Loan Agreement, the applicable provision of the Loan Agreement shall control. As shall be provided in the Loan Agreement, the Issuer shall comply with certain provisions of the Loan Agreement, as specified therein, regardless of whether or not the Department is the Owner and regardless of any prepayment of defeasance of the Series 2019 Bonds prior to their final stated maturity. With the advice of bond counsel, the Executive Officers are further authorized and directed to execute on behalf of the Issuer a Commitment Agreement by and between the Department and the Issuer which the Department may require as a prerequisite to the execution of the Loan Agreement, which Commitment Agreement shall be substantially in the form on file with the Clerk of the Governing Authority.

SECTION 3. Parties Interested Herein. Nothing in this First Supplemental Ordinance expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Parish, the Paying Agent and the Owners of the Series 2019 Bonds any right, remedy or claim under or by reason of this First Supplemental Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this First Supplemental Ordinance contained by and on behalf of the Parish shall be for the sole and exclusive benefit of the Parish, the Paying Agent and the Owners of the Series 2019 Bonds.
SECTION 4. No Recourse on the Series 2019 Bonds. No recourse shall be had for the payment of the principal of or interest on the Series 2019 Bonds or for any claim based thereon or on this First Supplemental Ordinance against any member of the Governing Authority or officer of the Parish or any person executing the Series 2019 Bonds.

SECTION 5. Successors and Assigns. Whenever in this First Supplemental Ordinance the Parish is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this First Supplemental Ordinance contained by or on behalf of the Parish shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

SECTION 6. Severability. In case any one or more of the provisions of this First Supplemental Ordinance or of the Series 2019 Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this First Supplemental Ordinance or of the Series 2019 Bonds, but this First Supplemental Ordinance and the Series 2019 Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this First Supplemental Ordinance which validates or makes legal any provision of this First Supplemental Ordinance or the Series 2019 Bonds which would not otherwise be valid or legal shall be deemed to apply to this First Supplemental Ordinance and to the Series 2019 Bonds.

SECTION 7. Publication; Peremption. This First Supplemental Ordinance shall be published one time in the official journal of the Parish, or if there is none, in a newspaper having general circulation in the Parish. It shall not be necessary to publish the exhibits to this First Supplemental Ordinance but such exhibits shall be made available for public inspection at the offices of the Governing Authority at reasonable times and such fact must be stated in the publication within the official journal. For a period of thirty days after the date of such publication any persons in interest may contest the legality of this First Supplemental Ordinance and any provisions herein made for the security and payment of the Series 2019 Bonds. After such thirty day period no one shall have any cause or right of action to contest the regularity, formality, legality, or effectiveness of this First Supplemental Ordinance and the provisions hereof or of the Series 2019 Bonds authorized hereby for any cause whatsoever. If no suit, action, or proceeding is begun contesting the validity of the Series 2019 Bonds authorized pursuant to this First Supplemental Ordinance within the thirty days herein prescribed, the authority to issue the Series 2019 Bonds or to provide for the payment thereof, and the legality thereof, and all of the provisions of this First Supplemental Ordinance and such Series 2019 Bonds
shall be conclusively presumed, and no court shall have authority or jurisdiction to inquire into any such matter.

SECTION 8. Effective Date. This First Supplemental Bond Ordinance shall become effective immediately upon its adoption.

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

YEAS:

NAYS:

ABSENT:

The Council Chair, Mr. Lewis, cast his vote as XXX.

And the motion was declared adopted on the 16th day of April, 2019.

C E R T I F I C A T E

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 Tuesday, April 16, 2019.

Witness my hand and the seal of the Parish of St. Bernard on this 16th day of April, 2019.

________________________
ROXANNE ADAMS
CLERK OF COUNCIL
FORM OF BOND

INTEREST ON THIS BOND WILL BE INCLUDED IN GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES AND IS NOT EXEMPT FROM FEDERAL INCOME TAXATION.

UNITED STATES OF AMERICA
STATE OF LOUISIANA
PARISH OF ST. BERNARD

TAXABLE SALES TAX BOND, SERIES 2019
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

<table>
<thead>
<tr>
<th>Bond Number</th>
<th>Bond Date</th>
<th>Interest Rate</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>R-1</td>
<td>__________, 2019</td>
<td>1.95%</td>
<td>$__________</td>
</tr>
</tbody>
</table>

FOR VALUE RECEIVED, the Parish of St. Bernard, State of Louisiana (the "Issuer"), hereby promises to pay (but only from the sources hereinafter described) to:

REGISTERED OWNER: Louisiana Department of Health
Office of Management & Finance
ATTN: Cash Management
P. O. Box 61979
New Orleans, LA 70161-1979

or registered assigns noted on the registration record attached hereto, the Principal Amount set forth above (unless a lower Principal Amount applies, as set forth below), together with interest thereon from the Bond Date set forth above or the most recent interest payment date to which interest has been paid or duly provided for, unless this Bond shall have been previously called for prepayment and payment shall have been duly made or provided for.

This Bond shall bear interest, payable semi-annually on June 1 and December 1 of each year, commencing December 1, 2019 (each, an "Interest Payment Date"), at the Interest Rate set forth above, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months. Interest on this Bond on any Interest Payment Date shall be payable only on the aggregate outstanding amount of the purchase price which shall have been paid theretofore, as noted on Schedule A hereto, and shall accrue with respect to each purchase price installment only from the date of payment of such installment.
If the Louisiana Department of Health (the "Department") is the registered owner of this Bond, the Parish will additionally pay an Administrative Fee to the Department at the annual rate of one-half of one percent (0.50%) on the outstanding principal amount of this Bond, payable on each Interest Payment Date. In the event (i) the Department owns this Bond or the Department has pledged or assigned this Bond in connection with its Drinking Water Revolving Loan Fund Program and (ii) the Administrative Fee payable to the Department is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, then the "Interest Rate" shown above and borne by this Bond shall be increased by one-half of one percent (0.5%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability.

This Bond shall mature in twenty (20) installments of principal, payable annually on each December 1, and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest One Thousand Dollars ($1,000), of the outstanding principal amount of this Bond on the day before the applicable Principal Payment Date:

<table>
<thead>
<tr>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
<th>Date (December 1)</th>
<th>Percentage of Principal</th>
</tr>
</thead>
<tbody>
<tr>
<td>2021</td>
<td>3.934%</td>
<td>2031</td>
<td>8.946%</td>
</tr>
<tr>
<td>2022</td>
<td>4.196%</td>
<td>2032</td>
<td>10.066%</td>
</tr>
<tr>
<td>2023</td>
<td>4.487%</td>
<td>2033</td>
<td>11.467%</td>
</tr>
<tr>
<td>2024</td>
<td>4.813%</td>
<td>2034</td>
<td>13.270%</td>
</tr>
<tr>
<td>2025</td>
<td>5.180%</td>
<td>2035</td>
<td>15.675%</td>
</tr>
<tr>
<td>2026</td>
<td>5.597%</td>
<td>2036</td>
<td>19.044%</td>
</tr>
<tr>
<td>2027</td>
<td>6.074%</td>
<td>2037</td>
<td>24.100%</td>
</tr>
<tr>
<td>2028</td>
<td>6.625%</td>
<td>2038</td>
<td>32.530%</td>
</tr>
<tr>
<td>2029</td>
<td>7.269%</td>
<td>2039</td>
<td>49.395%</td>
</tr>
<tr>
<td>2030</td>
<td>8.031%</td>
<td>2040</td>
<td>100.00%</td>
</tr>
</tbody>
</table>

In the event that the Completion Date of the Project being financed with this Bond is on or after ___________ 1, 2020, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the ______ 1 that is one year later than shown above, provided that in no event shall the final principal payment be more than twenty-two (22) years from the Delivery Date. To exercise the option to defer the principal repayment schedule, the Issuer must so notify the Department in writing prior to ___________ 1, 2019, and certify that the Completion Date will not have occurred prior to ___________ 1, 2020.

The principal and interest on this Bond shall be payable by check mailed to the registered owner of this Bond (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent (hereinafter defined) for such purpose, provided that payment of the final installment of principal on this Bond shall be made only upon presentation and surrender of this Bond to the Paying Agent.

The principal installments of this Bond are subject to prepayment at the option of the Parish at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date. In such case, the remaining principal shall continue to mature in annual installments calculated using the percentages shown above.
In the event a portion of this Bond is to be prepaid, this Bond shall be surrendered to the Director of Finance of the Parish, as initial Paying Agent for the Bonds (the "Paying Agent"), who shall note the amount of such prepayment in the space provided therefor on the schedule attached to this Bond. Official notice of such call of this Bond for prepayment shall be given via accepted means of electronic communication or by means of first class mail, postage prepaid by notice deposited in the United States Mail not less than thirty (30) days prior to the prepayment date addressed to the registered owner of this Bond to be prepaid at his address as shown on the registration books of the Paying Agent, which notice may be waived by any registered owner. The Parish shall cause to be kept at the office of the Paying Agent a register in which registration of this Bond and of transfer of this Bond shall be made as provided herein and in the Bond Ordinance (hereinafter defined). This Bond may be transferred, registered and assigned only on such registration records of the Paying Agent, and such registration shall be at the expense of the Parish.

This Bond represents the entire issue of bonds of the Parish designated "Taxable Sales Tax Bond, Series 2019" aggregating in principal the sum of Ten Million Dollars ($10,000,000) (the "Bonds"), having been issued by the Parish pursuant the General Bond Ordinance and First Supplemental Bond Ordinance, both adopted by its governing authority on May 7, 2019 (collectively, the "Bond Ordinance"), for the purpose of paying the cost of constructing, acquiring, extending and improving the drinking water portion of the combined water and sewer system of the Issuer (the "System"), and for paying costs of issuance, under the authority conferred by Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:501, et seq.), and other constitutional and statutory authority supplemental thereto, pursuant to all requirements therein specified.

This Bond is secured and payable solely from and secured by an irrevocable pledge and dedication of the one-half percent (1/2%) sales and use tax being levied and collected by the Parish pursuant to an election held in the Parish on November 3, 1998 (the "Tax") after payment of reasonable and necessary costs and expenses of collecting and administering the Tax. Neither this Bond nor the debt it represents constitutes an indebtedness or pledge of the general credit of the Parish within the meaning of any constitutional or statutory limitation of indebtedness.

The Parish, through its governing authority is obligated to continue to levy and collect the Tax for the full period of its authorization or and is further obligated 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 in the allocation and dedication of the proceeds of the Tax which would diminish the amount of the revenues to be received by the Parish from the Tax until this Bond and the issue of which it is a part shall have been paid as to both principal and interest.

For a complete statement of the revenues from which and conditions under which this Bond is payable, and the general covenants and provisions pursuant to which this Bond is issued, and the conditions under which additional bonds may be issued on a parity with this Bond, reference is hereby made to the Bond Ordinance.

It is certified that this indebtedness is authorized by and is issued in conformity with the requirements of the Constitution and statutes of Louisiana. It is further certified, recited and
declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this Bond necessary to constitute the same a legal, binding and valid obligation of the Parish have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Parish, including this Bond, does not exceed any limitation prescribed by the Constitution and statutes of the State of Louisiana, and that this Bond shall not be invalid for any irregularity or defect in the proceedings for the issuance and sale thereof.

IN WITNESS WHEREOF, the Parish Council of the Parish of St. Bernard, State of Louisiana, acting as the governing authority of the Parish, has caused this Bond to be signed in the name of the Parish by the Parish President and attested by its Clerk of the Council, the corporate seal of the Parish to be hereon impressed and this Bond to be dated as of the Dated Date set forth above.

PARISH OF ST. BERNARD, STATE OF LOUISIANA

ATTEST:

By: (manual) Parish President

By: (manual) Clerk of the Council (SEAL)
## REGISTRATION RECORD

**TAXABLE SALES TAX BOND, SERIES 2019**  
**OF THE**  
**PARISH OF ST. BERNARD, STATE OF LOUISIANA**

<table>
<thead>
<tr>
<th>Name and Address Of Registered Owner</th>
<th>Date of Registration</th>
<th>Signature of Director of Finance, As Paying Agent</th>
</tr>
</thead>
</table>
| Department of Health Drinking Water State Revolving Fund  
P. O. Box 61979  
New Orleans, LA  70161-1979 |                      |                                                   |
<table>
<thead>
<tr>
<th>Prepayment Date</th>
<th>Prepayment Amount</th>
<th>Remaining Balance Due</th>
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</thead>
<tbody>
<tr>
<td></td>
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</tr>
</tbody>
</table>
SCHEDULE A

SCHEDULE OF PRINCIPAL DRAWS AND PRINCIPAL BALANCE

TAXABLE SALES TAX BOND, SERIES 2019
OF THE
PARISH OF ST. BERNARD, STATE OF LOUISIANA

Date: _______________  Draw Number: _____________________________
Principal Draw Paid to Issuer this Date: $___________________________
Amount of Principal Forgiveness this Date: $_______________________
Cumulative Amount of Principal Draws Paid to Date: $_______________
Cumulative Amount of Principal Forgiveness to Date: $_______________
Outstanding Balance of Principal: $_______________________________
Signature of Authorized Officer of Department: ________________________

Date: _______________  Draw Number: _____________________________
Principal Draw Paid to Issuer this Date: $___________________________
Amount of Principal Forgiveness this Date: $_______________________
Cumulative Amount of Principal Draws Paid to Date: $_______________
Cumulative Amount of Principal Forgiveness to Date: $_______________
Outstanding Balance of Principal: $_______________________________
Signature of Authorized Officer of Department: ________________________

Date: _______________  Draw Number: _____________________________
Principal Draw Paid to Issuer this Date: $___________________________
Amount of Principal Forgiveness this Date: $_______________________
Cumulative Amount of Principal Draws Paid to Date: $_______________
Cumulative Amount of Principal Forgiveness to Date: $_______________
Outstanding Balance of Principal: $_______________________________
Signature of Authorized Officer of Department: ________________________

Date: _______________  Draw Number: _____________________________
Principal Draw Paid to Issuer this Date: $___________________________
Amount of Principal Forgiveness this Date: $_______________________
Cumulative Amount of Principal Draws Paid to Date: $_______________
Cumulative Amount of Principal Forgiveness to Date: $_______________
Outstanding Balance of Principal: $_______________________________
Signature of Authorized Officer of Department: ________________________
STATE OF LOUISIANA
PARISH OF ST. BERNARD

I, the undersigned Clerk of the Council of the Parish of St. Bernard, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of First Supplemental Bond Ordinance adopted by said Parish Council on May 7, 2019, authorizing the issuance in one or more series of not exceeding $10,000,000 of Taxable Sales Tax Bonds, Series 2019, of the Parish of St. Bernard, State of Louisiana, in accordance with the terms of General Bond Ordinance No. __*__; prescribing the form, and certain terms and conditions of said bonds; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 7th day of May, 2019.

________________________________________
Clerk of the Council