

MINUTES OF THE  
BLANCHARD MAYOR AND TOWN COUNCIL  
REGULAR MEETING – APRIL 9, 2013  
7:00 O'CLOCK

**Present:** Mayor Digilormo, Alderpersons Ashby, Jones, Lee, Prewett, and Whittington, Chief Presswood, Atty. Tom Arceneaux, David Yeates, Perry Fuller, Ben Rauschenbach, Mr. Robert Aiello, and Town Clerk-Debra Smith.

**Absent:** None.

Meeting called to order by Mayor.

Pledge of Allegiance led by Ashby.

Invocation given by Arceneaux.

**Questions and Statements of Citizens:** None

Motion by Lee to approve the minutes of the Regular Meeting of March 12, 2013. Second by Prewett. All voted yea.

**OLD BUSINESS**

**Public Hearing Ordinance 1 of 2013-Consolidated Supplemental Bond Ordinance**

Public Hearing opened at 7:01 p.m. There being no comments, the hearing closed at 7:02 p.m.

**Vote on Ordinance 1 of 2013-Consolidated Supplemental Bond Ordinance**

The following ordinance, having been previously introduced on March 12, 2013, Notice of Introduction having been published on April 6, 2013, and a public hearing held thereon on April 9, 2013, was offered for final adoption by Whittington and seconded by Prewett.

CONSOLIDATED SUPPLEMENTAL  
BOND ORDINANCE 1 OF 2013

A consolidated supplemental bond ordinance amending, restating and consolidating into a single ordinance (a) Second Supplemental Bond Ordinance No. 1 of 2011, (b) Third Supplemental Bond Ordinance No. 2 of 2011, (c) Fourth Supplemental Bond Ordinance No. 7 of 2012 and (d) Fifth Supplemental Bond Ordinance No. 10 of 2012, all adopted in accordance with the terms of a General Bond Ordinance adopted on November 24, 2009, with regard to the issuance of not exceeding \$8,400,000 of Water Revenue Bonds, Series 2012A, \$4,930,000 Water Revenue Bonds, Series 2012B, and \$4,930,000 of Bond Anticipation Notes, Series 2012, of the Town of Blanchard, State of Louisiana; providing for the sale of such bonds and note to the Drinking Water Revolving Loan Fund; and providing for other matters in connection therewith.

WHEREAS, on November 24, 2009, this Mayor and Board of Aldermen (the "Governing Authority") of the Town of Blanchard, State of Louisiana (the "Issuer"), adopted a General Bond Ordinance entitled: "A General Bond Ordinance authorizing the issuance from time to time of Water Revenue Bonds of the Town of Blanchard, State of Louisiana; prescribing the form, and certain terms and conditions of said Bonds; providing for the payment thereof in principal and interest; agreeing not to issue further water revenue bonds under certain existing resolutions/ordinances; and providing for other matters in connection therewith" (the "General Bond Ordinance"), which authorizes the issuance of bonds from time to time for the aforesaid purposes; and

WHEREAS, on January 12, 2010, this Governing Authority adopted a First Supplemental Bond Ordinance that authorized \$3,657,000 of Water Revenue Bonds, Series 2010, of the Town, which bonds have been previously issued and are dated February 5, 2010; and

WHEREAS, on March 8, 2011, this Governing Authority adopted Second Supplemental Bond Ordinance No. 1 of 2011 entitled "A supplemental Bond Ordinance authorizing the issuance of not exceeding \$6,535,200 of Water Revenue Bonds, Series 2011A, of the Town of Blanchard, Louisiana, in accordance with the terms of a General Bond Ordinance adopted on November 24, 2009; prescribing the form, and certain terms and conditions of said Bonds; and providing for other matters in connection therewith" (the "Second Supplemental Ordinance"); and

WHEREAS, on March 8, 2011, this Governing Authority also adopted Third Supplemental Bond Ordinance No. 2 of 2011 entitled "A supplemental Bond Ordinance authorizing the issuance of not exceeding \$4,930,000 of Water Revenue Bonds, Series 2011B, of the Town of Blanchard, Louisiana, in accordance with the terms of a General Bond Ordinance adopted on November 24, 2009; prescribing the form, and certain terms and conditions of said Bonds; authorizing the issuance of a Bond Anticipation Note in connection with said bonds; and providing for other matters in connection therewith" (the "Third Supplemental Ordinance"); and

WHEREAS, on June 5, 2012, this Governing Authority adopted a Fourth Supplemental Bond Ordinance entitled "A supplemental Bond Ordinance amending the Second Supplemental Bond Ordinance 1 of 2011 and the Third Supplemental Bond Ordinance 2 of 2011, both adopted in accordance with the terms of a General Bond ordinance adopted on November 24, 2009, with regard to the issuance of (i) not exceeding \$8,400,000 Water Revenue Bonds, Series 2012A, (ii) not exceeding \$4,930,000 Water Revenue Bonds, Series 2012B, and (iii) not exceeding \$4,930,000 Bond Anticipation Notes, Series 2012, of the Town of Blanchard, State of Louisiana; and providing for other matters in connection therewith" (the "Fourth Supplemental Ordinance"); and

WHEREAS, on July 30, 2012, this Governing Authority adopted a Fifth Supplemental Bond Ordinance entitled "A fifth supplemental bond ordinance amending the Second Supplemental Bond Ordinance 1 of 2011, the Third Supplemental Bond Ordinance 2 of 2011, and a Fourth Supplemental Bond Ordinance, all adopted in accordance with the terms of a General Bond Ordinance adopted on November 24, 2009, with regard to the issuance of (i) not exceeding \$8,400,000 Water Revenue Bonds, Series 2012A, (ii) not exceeding \$4,930,000 Water Revenue Bonds, Series 2012B and (iii) not exceeding \$4,930,000 Bond Anticipation Notes, Series 2012, of the Town of Blanchard, State of Louisiana; and providing for other matters in connection therewith" (the "Fifth Supplemental Ordinance"); and

WHEREAS, the Second Supplemental Ordinance, Third Supplemental Ordinance, Fourth Supplemental Ordinance and Fifth Supplemental Ordinance are herein collectively referred to as the "Prior Series 2012 Ordinances;" and

WHEREAS, pursuant to the Prior Series 2012 Ordinances the Issuer has heretofore issued its (a) \$8,400,000 Water Revenue Bond, Series 2012A, dated August 16, 2012 (the "Series 2012A Bond"), and (b) \$4,930,000 Bond Anticipation Note, Series 2012, dated August 16, 2012 (the "BAN"), both of which were sold to and purchased by the Louisiana Department of Health and Hospital's Drinking Water Revolving Loan Fund (the "Department"); and

WHEREAS, the Prior Series 2012 Ordinances also provided for the issuance by the Issuer of not exceeding \$4,930,000 of Water Revenue Bonds, Series 2012A, which Series 2012A Bonds were to be purchased by the United States Department of Agriculture, RUS ("USDA"), on or before the maturity date of the BAN, to provide permanent financing for improvements to the Issuer's drinking water system that were financed on an interim basis by the issuance of the BAN; and

WHEREAS, this Governing Authority has found and determined that it would be preferable to sell the said Series 2012A Bonds to the Department instead of USDA and, in connection therewith and with the consent of the Department, now desires to amend, restate and

consolidate into a single ordinance for purposes of clarity all of the Prior Series 2012 Ordinances, in order to provide in a single ordinance that provides for the issuance of the Series 2012A Bonds, the Series 2012B Bonds and the BAN, and sale thereof to the Department; NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the Town of Blanchard, State of Louisiana, acting as the governing authority of Town of Blanchard, State of Louisiana, that the Prior Series 2012 Ordinances are hereby collectively amended, restated and consolidated into a single ordinance as follows:

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

*"Administrative Fee"* means, with respect to the 2012A Bonds, the 2012B Bonds, the BAN and any other indebtedness purchased by the Department from the State Loan Fund, the annual fee equal to one-half of one percent (0.50%) per annum of the outstanding principal amount of such indebtedness, 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.

*"Bonds"* means collectively the 2012A Bonds and the 2012B Bonds.

*"BAN"* means the Issuer's \$4,930,000 Bond Anticipation Note, Series 2012, dated August 16, 2012, which was sold to and purchased by the Department.

*"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.

*"Consolidated Supplemental Ordinance"* means this ordinance, which amends, restates and consolidates Second Supplemental Bond Ordinance 1 of 2011, Third Supplemental Bond Ordinance 2 of 2011, Fourth Supplemental Bond Ordinance No. 7 of 2012 and Fifth Supplemental Bond Ordinance No. 10 of 2012, and authorizes the issuance of the 2012A Bonds, the 2012B Bonds and the BAN.

*"Department"* means the Louisiana Department of Health and Hospitals, an executive department and agency of the State, and any successor to the duties and functions thereof with respect to the State Loan Fund.

*"Loan Agreement"* means the Loan and Pledge Agreement dated as of August 1, 2013, as amended by a "First Amendment to Commitment Agreement and to Loan and Pledge Agreement," entered into by and between the Department and the Issuer, which contains certain additional agreements relating to the 2012A Bonds, the 2012B Bonds and the BAN, as the same may be further supplemented, modified or amended from time to time in accordance with the terms thereof.

*"Paying Agent"* with respect to the 2012A Bonds, the 2012B Bonds and the BAN means the Clerk of the Issuer, unless and until a successor Paying Agent shall have assumed such responsibilities pursuant to the General Bond Ordinance.

*"Prior Lien Bonds"* means the Issuer's outstanding Water Revenue Refunding Bond, Series 2005 and Water Revenue Refunding Bond, Series 2011.

*"Reimbursement Expenditures"* means Costs of the Project made prior to the date of delivery of the 2012A Bonds and the BAN, but not more than sixty days prior to May 12, 2009, which was the date of adoption of an "official intent" Ordinance pursuant to Section 1.150-2 of the United States Treasury Regulations under Section 150 of the Code.

*"State Loan Fund"* means the Drinking Water Revolving Loan Fund established by the State of Louisiana, pursuant to Chapter 32 of Title 40 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 30:2821, *et seq.*) in the custody of the Department, which is 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 La. R.S. 30:2825(A)(2).

"2010B Bonds" means the Issuer's \$2,657,000 Water Revenue Bond, Series 2010B, dated February 2, 2010, which was sold to and purchased by the Department.

"2012A Bonds" means the Issuer's \$8,400,000 Water Revenue Bond, Series 2012A, dated August 16, 2012, which was sold to and purchased by the Department.

"2012B Bonds" means the Issuer's \$4,930,000 Water Revenue Bond, Series 2012B, which is being sold to and will be purchased by the Department. As provided by Section 3(a) below, the 2012B Bonds may carry such alternate series designation as the Executive Officers may deem appropriate to reflect the actual year or precedence of issuance of the 2012B Bonds.

SECTION 2. Authorization of 2012A Bonds.<sup>1</sup>

(a) In compliance with and under the authority of Part XIII, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (La. R.S. 39:1011, *et seq.*), there is hereby authorized the incurring of an indebtedness of not exceeding Eight Million Four Hundred Thousand Dollars (\$8,400,000) for, on behalf of and in the name of the Issuer, for the purpose of paying the costs of constructing and acquiring improvements, extensions and replacements to the System and paying costs of issuance, and to represent the indebtedness, this Governing Authority does hereby authorize the issuance of up to Eight Million Four Hundred Thousand Dollars (\$8,400,000) of Water Revenue Bonds, Series 2012A, of the Issuer. The 2012A Bonds shall be dated the Delivery Date thereof, and the exact principal amount of the bonds, not to exceed \$8,400,000 as stated above, shall be determined by the Executive Officers at the time of delivery of the 2012A Bonds. The 2012A Bonds shall be issued to finance Costs of the Project.

(b) The 2012A Bonds shall be Fixed Rate Bonds and the Interest Payment Dates shall be March 1, 2013, and semi-annually thereafter on each March 1 and September 1 of each year. The 2012A Bonds shall bear interest at the rate of two and ninety-five hundredths percent (2.95%) 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, or such lower rate as may be in effect for loans from the State Loan Fund at the time of delivery. In addition to interest at the rate set forth above, at any time that the Department owns the 2012A Bonds the Issuer will pay the Administrative Fee to the Department on each Interest Payment Date. In the event (i) the Department owns any 2012A Bonds or the Department has pledged or assigned any 2012A 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 2012A 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) [RESERVED]

(d) The 2012A Bonds shall mature in twenty (20) installments of principal, payable annually on each March 1, and each annual installment shall be the applicable percentage shown in the following tables, rounded to the nearest \$1,000, of the outstanding principal amount of the applicable series of the 2012A Bonds on the day before the applicable Principal Payment Date:

<u>Date</u> <u>(March 1)</u>	<u>Percentage</u> <u>of Principal</u>	<u>Date</u> <u>(March 1)</u>	<u>Percentage</u> <u>of Principal</u>
2014	3.554%	2024	8.544%
2015	3.812	2025	9.664
2016	4.100	2026	11.067
2017	4.423	2027	12.874

<sup>1</sup> This section refers to the Issuer's \$8,400,000 of Water Revenue Bonds, Series 2012A, previously authorized by the Prior Series 2012 Ordinances and heretofore issued by the Issuer and delivered to the Department on August 16, 2012.

2018	4.787	2028	15.286
2019	5.202	2029	18.667
2020	5.676	2030	23.743
2021	6.226	2031	32.209
2022	6.868	2032	49.152
2023	7.629	2033	100.000

In the event that the Completion Date of the Project being financed with the 2012A Bonds is after March 1, 2014, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the March 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.

(e) The principal and interest on the 2012A Bonds shall be payable by check mailed to the registered owner of the 2012A 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 2012A Bonds shall be made only upon presentation and surrender of the 2012A Bonds to the Paying Agent.

(f) The principal installments of the 2012A Bonds are subject to prepayment at the option of the Issuer 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 2012A Bonds shall continue to mature in installments calculated using the percentages shown in Section 2(d) above.

(g) The 2012A Bonds shall be issued in the form of a single fully registered bond, initially numbered AR-1 and shall be in substantially the form attached hereto as Exhibit A.

(h) The Clerk of the Issuer shall be the initial Paying Agent for the 2012A Bonds.

(i) The 2012A 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 Paying Agent, the 2012A Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the Issuer of the agreed purchase price. Pursuant to the Act and La. R.S. 39:1426(B), the Issuer has determined to sell the 2012A Bonds at a private sale without the necessity of publishing any notice of sale.

(j) No proceeds of the 2012A Bonds shall be deposited into the Reserve Fund, however upon the delivery of the 2012A Bonds the Issuer shall establish the "Series 2012A Account" in the Reserve Fund and shall cause the Reserve Fund Requirement to be deposited to said account within five (5) years after the Delivery Date. No changes are required at this time with respect to the Contingencies Fund established in the General Bond Ordinance.

(k) No proceeds of the 2012A Bonds will be used to refund any outstanding obligations.

(l) This Governing Authority finds and determines that the parity requirements of Section 6.01 of the General Bond Ordinance have been satisfied with respect to the Issuer's outstanding Water Revenue Bond, Series 2010B. However, the pledge of the Net Revenues to secure the payment of the 2012A Bonds will be junior and subordinate to the lien on said Net Revenues enjoyed by the Prior Lien Bonds.

(m) 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 Consolidated Supplemental Ordinance, to execute and deliver the Loan Agreement, and to cause the 2012A Bonds to be prepared and/or printed, to issue, execute and seal the 2012A Bonds and to effect delivery thereof as hereinafter provided. In connection with the issuance and sale of the 2012A Bonds, the Executive Officers and the chief financial officer of the Issuer are each authorized, empowered and directed to execute on behalf of the Issuer such additional documents, certificates and instruments as they may deem necessary, upon the advice of bond counsel, to effect the transactions contemplated by this Ordinance. The

signatures of said on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder.

(n) The 2012A Bonds are not designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

(o) It is recognized that the Issuer 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 2012A 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 2012A 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 2012A Bonds and is not purchasing the 2012A Bonds for more than one account or with a view to distributing the Bonds.

(p) [RESERVED]

(q) The "Scheduled Completion Date" for the 2012A Bonds Project is August 31, 2013.

(r) There will be no Credit Facility with respect to the 2012A Bonds.

(s) The Loan Agreement, as previously executed in connection with the issuance and delivery of the 2012A Bonds, and as amended by a "First Amendment to Commitment Agreement and to Loan and Pledge Agreement," entered into by and between the Department and the Issuer, is hereby ratified and approved. The Executive Officers are further authorized to execute and delivery any supplemental loan agreement or cooperative endeavor agreement as may be necessary in connection with the 2012A Bonds.

### SECTION 3. Authorization of 2012B Bonds.

(a) In compliance with and under the authority of Part XIII, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (La. R.S. 39:1011, *et seq.*), there is hereby authorized the incurring of an indebtedness of not exceeding Four Million Nine Hundred Thirty Thousand Dollars (\$4,930,000) for, on behalf of and in the name of the Issuer, for the purpose of discharging the outstanding principal of the BAN and/or for paying the costs of constructing and acquiring improvements, extensions and replacements to the System and paying costs of issuance, and to represent the indebtedness, this Governing Authority does hereby authorize the issuance of up to Four Million Nine Hundred Thirty Thousand Dollars (\$4,930,000) of Taxable Water Revenue Bonds, Series 2012B, of the Issuer. The 2012B Bonds shall be dated the Delivery Date thereof, and the exact principal amount of the bonds, not to exceed \$4,930,000 as stated above, shall be determined by the Executive Officers at the time of delivery of the 2012B Bonds. The 2012B Bonds shall be issued to provide permanent financing for Costs of the Project that are originally being financed with the BAN. Upon delivery of the 2012B Bonds, the Executive Officers shall assign to the 2012B Bonds such alternate series designation as the Executive Officers may deem appropriate to reflect the actual year or precedence of issuance of the 2012B Bonds.

(b) The 2012B Bonds shall be Fixed Rate Bonds and the Interest Payment Dates shall be March 1 and September 1 of each year. The 2012B Bonds shall bear interest at the rate of two and ninety-five hundredths percent (2.95%) 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, or such lower rate as may be in effect for loans from the State Loan Fund at the time of delivery. In addition to interest at the rate set forth above, at any time that the Department owns the 2012B Bonds the Issuer will pay the Administrative Fee to the Department on each Interest Payment Date. In the event (i) the Department owns any 2012B Bonds or the Department has pledged or assigned any 2012B 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 2012B 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) [RESERVED]

(d) The 2012B Bonds shall mature in twenty (20) installments of principal, payable annually on each March 1, and each annual installment shall be the applicable percentage shown in the following tables, rounded to the nearest \$1,000, of the outstanding principal amount of the applicable series of the 2012B Bonds on the day before the applicable Principal Payment Date:

<u>Date</u> <u>(March 1)</u>	<u>Percentage</u> <u>of Principal</u>	<u>Date</u> <u>(March 1)</u>	<u>Percentage</u> <u>of Principal</u>
2014	3.554%	2024	8.544%
2015	3.812	2025	9.664
2016	4.100	2026	11.067
2017	4.423	2027	12.874
2018	4.787	2028	15.286
2019	5.202	2029	18.667
2020	5.676	2030	23.743
2021	6.226	2031	32.209
2022	6.868	2032	49.152
2023	7.629	2033	100.000

In the event that the Completion Date of the Project being financed with the 2012B Bonds is after March 1, 2014, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the March 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.

(e) The principal and interest on the 2012B Bonds shall be payable by check mailed to the registered owner of the 2012B 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 2012B Bonds shall be made only upon presentation and surrender of the 2012B Bonds to the Paying Agent.

(f) The principal installments of the 2012B Bonds are subject to prepayment at the option of the Issuer 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 2012B Bonds shall continue to mature in installments calculated using the percentages shown in Section 2(d) above.

(g) The 2012B 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 B.

(h) The Clerk of the Issuer shall be the initial Paying Agent for the 2012B Bonds.

(i) The 2012B 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 and authentication by the Paying Agent, the 2012B Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the Issuer of the agreed purchase price. Pursuant to the Act and La. R.S. 39:1426(B), the Issuer has determined to sell the 2012B Bonds at a private sale without the necessity of publishing any notice of sale.

(j) No proceeds of the 2012B Bonds shall be deposited into the Reserve Fund, however upon the delivery of the 2012B Bonds the Issuer shall establish the "Series 2012B Account" in the Reserve Fund and shall cause the Reserve Fund Requirement to be deposited to said account within five (5) years after the Delivery Date. No changes are required at this time with respect to the Contingencies Fund established in the General Bond Ordinance.

(k) Except as provided in Section 3(a) with respect to the BAN, no proceeds of the 2012B Bonds will be used to refund any outstanding obligations.

(l) This Governing Authority finds and determines that the parity requirements of Section 6.01 of the General Bond Ordinance have been satisfied with respect to the Issuer's outstanding Water Revenue Bond, Series 2010B. However, the pledge of the Net Revenues to secure the payment of the 2012B Bonds will be junior and subordinate to the lien on said Net Revenues enjoyed by the Prior Lien Bonds.

(m) 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 Consolidated Supplemental Ordinance, to execute and deliver the Loan Agreement, and to cause the 2012B Bonds to be prepared and/or printed, to issue, execute and seal the 2012B Bonds and to effect delivery thereof as hereinafter provided. In connection with the issuance and sale of the 2012B Bonds, the Executive Officers and the chief financial officer of the Issuer are each authorized, empowered and directed to execute on behalf of the Issuer such additional documents, certificates and instruments as they may deem necessary, upon the advice of bond counsel, to effect the transactions contemplated by this Ordinance. The signatures of said on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder.

(n) The 2012B Bonds are not designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code.

(o) It is recognized that the Issuer 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 2012B 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 2012B 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 2012B Bonds and is not purchasing the 2012B Bonds for more than one account or with a view to distributing the Bonds.

(p) [RESERVED]

(q) The "Scheduled Completion Date" for the 2012B Bonds Project is August 31, 2013.

(r) There will be no Credit Facility with respect to the 2012B Bonds.

(s) The Loan Agreement, as previously executed in connection with the issuance and delivery of the 2012B Bonds, and as amended by a "First Amendment to Commitment Agreement and to Loan and Pledge Agreement," entered into by and between the Department and the Issuer, is hereby ratified and approved. The Executive Officers are further authorized to execute and delivery any supplemental loan agreement or cooperative endeavor agreement as may be necessary in connection with the 2012B Bonds.

**SECTION 4. Authorization of Bond Anticipation Note.**<sup>2</sup>Pursuant to Chapter 14-B of Title 39 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:1460.1, et seq.), and other constitutional and statutory authority, the Issuer hereby authorizes that interim financing for the portion of the Project being financed with the 2012B Bonds be obtained through a loan which the Issuer will receive from the Department through the State Loan Fund. To that end, this Governing Authority hereby approves and authorizes the issuance and sale of a Bond Anticipation Note of the Issuer (the "BAN") to the Department, with the BAN to bear interest at an interest rate equal to 2.95% per annum, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months and payable semi-annually on each March 1 and September 1, and upon the discharge of the BAN, or such lower rate as may be in effect for

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<sup>2</sup> This section refers to the Issuer's \$4,930,000 Bond Anticipation Note, Series 2012, previously authorized by the Prior Series 2012 Ordinances and heretofore issued by the Issuer and delivered to the Department on August 16, 2012.

loans from the State Loan Fund at the time of delivery of the BAN. In addition to interest at the rate set forth above, at any time that the Department owns the BAN the Issuer will pay the Administrative Fee to the Department on each interest payment date for the BAN. In the event (i) the Department owns the BAN or the Department has pledged or assigned the BAN in connection with its Drinking Water Revolving Loan Fund and (ii) the Administrative Fee payable by the Issuer to the Department is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, the interest rate borne by the BAN 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 BAN shall be in the denomination and principal amount of up to \$4,930,000, being the authorized amount of the 2012B Bonds (said principal amount may be advanced to the Issuer on an "as needed" basis), and shall mature not later than two (2) years from date thereof, and shall be in substantially the form attached as Exhibit C hereto.

The BAN shall constitute a limited and special obligation of the Issuer payable in principal and interest from the proceeds to be derived from the sale and issuance of the 2012B Bonds or from the income and revenues derived or to be derived from the operation of the System, after provision has been made for the payment therefrom of the costs of operating and maintaining the System and from any other legally available funds of the Issuer. The BAN may also be paid in principal and interest from the proceeds of any subsequent BANs. The BAN does not constitute a general obligation of the Issuer. Neither the full faith and credit nor the taxing power of the Issuer is pledged to the payment of the BAN. The issuance of the BAN shall not directly or indirectly or contingently obligate the Issuer to levy or to pledge any ad valorem taxes whatever therefor, and any owner of the BAN shall have no recourse to the power of ad valorem taxation for payment of principal of and/or interest on the BAN.

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

The BAN shall be sold to the Department at a price of par.

The BAN shall be signed by the Executive Officers, for, on behalf of, in the name of and under the corporate seal of the Issuer, and the Executive Officers are further empowered, authorized and directed to cause the necessary BAN to be printed or lithographed and to be properly executed, and to take any and all other action as may be necessary, upon the advice of bond counsel, in connection with the issuance, sale and delivery of the BAN.

Upon surrender of any BAN for payment or prepayment, the BAN shall be promptly cancelled by the Issuer.

The Issuer covenants that it will deposit or cause to be deposited moneys derived from the issuance of the 2012B Bonds and/or from other funds available to the Issuer for such purpose, funds fully sufficient to pay promptly the principal and interest on the BAN falling due on their due date.

**SECTION 5. Bonds to be Issued as Subordinate Bonds.** Bonds to be Issued as Subordinate Bonds. Notwithstanding the provisions of the Prior Series 2012 Ordinances, and particularly Section 2.03 of the General Bond Ordinance, the 2012A Bonds and the 2012B Bonds shall not be issued on a parity with the Prior Lien Bonds, as defined above, but shall be junior and subordinate in all respects to the Prior Lien Bonds with respect to the pledge of the Net Revenues of the System to the payment of the principal, interest and Administrative Fee, if any, thereon. In the Loan Agreement, executed in conjunction with the delivery of the 2012A Bond and the BAN, on August 16, 2012, the Department, as the owner of the Water Revenue Bond, Series 2010B, agreed to subordinate the lien of the Bonds and the Series 2010B Bonds to the Prior Lien Bonds.

**SECTION 6. Establishment of Junior Lien Debt Service Fund.**

(a) In order to provide for the payment of the principal, interest and Administrative Fee on the Series 2010B Bonds and the Bonds, the Town shall not use the "Water Revenue Bond Debt Service Fund" established in Section 5.01(b) of the General Bond Ordinance, but shall instead establish a separate "Junior Lien Water Revenue Bond Debt Service Fund" to be funded and utilized with respect to the Series 2010B Bonds, the Bonds, and any additional junior lien bonds that are issued on a parity with the Series 2010B Bonds and the Bonds.

(b) The Junior Lien Water Revenue Bond Debt Service Fund shall be funded by transferring from funds in the Revenue Fund, after making all payments required by Sections 5.01(a), (b) and (c) of the General Bond Ordinance, monthly on or before the 20th day of each month of each year, a sum equal to 1/6th of the interest and Administrative Fee, if any, falling due on the Series 2010B Bonds and the Bonds on the next Interest Payment Date and a sum equal to 1/12th of the principal falling due on the Series 2010B Bonds and the Bonds on any Principal Payment Date that occurs within the next ensuing twelve months, together with such additional proportionate monthly sum as may be required to pay said principal, interest and Administrative Fee as the same become due. The Issuer shall transfer from said Junior Lien Debt Service Fund to the paying agent(s) for all bonds payable from the Junior Lien Debt Service Fund, or directly to the Owners, not less than three days prior to each Interest Payment Date, funds fully sufficient to pay promptly the principal, interest and Administrative Fee of the Bonds falling due on such date.

SECTION 7. Establishment of Junior Lien Debt Service Reserve Fund. The Issuer shall establish and maintain a "Junior Lien Water Revenue Bond Debt Service Reserve Fund" (the "Reserve Fund"), containing separate accounts for the Series 2010B Bonds, the 2012A Bonds and the 2012B Bonds, each such account to be designated as the "Junior Lien Series (insert series designation) Account," the money in the accounts of Junior Lien Reserve Fund to be retained solely for the purpose of paying the principal of and interest on the respective series of the junior lien bonds payable from the Junior Lien Debt Service Fund as to which there would otherwise be default, by transferring from the proceeds of such series or from the Revenue Fund (after making all required payments from said fund as hereinabove described and as described in the General Bond Ordinance), monthly or annually, such amounts as will increase the total amount on deposit in each account in the Junior Lien 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 junior lien bonds.

SECTION 8. Maintenance of Contingencies Fund. The Contingencies Fund established in Section 5.01(d) of the General Bond Ordinance shall continue to be funded and administered in the manner set forth in said Section 5.01(d), the terms of which are incorporated herein. After the payment in full of all of the Prior Lien Bonds, the Issuer shall continue to fund and maintain the Contingencies Fund in the manner set forth in said Section 5.01(d).

SECTION 9. Covenant Not to Issue Additional Prior Lien Bonds. The Issuer hereby covenants and agrees that it shall not hereinafter issue any additional indebtedness pursuant to the General Bond Ordinance, including any refinancing, refunding, extension or restructuring of any of the Prior Lien Bonds, that would enjoy priority of lien on the Net Revenues over the 2010B Bonds, the 2012A Bonds or the 2012B Bonds. Any future indebtedness of any kind that is payable from the revenues of the System shall be issued on a junior and subordinate basis, and may be issued on a junior lien parity with the 2010B Bonds, the 2012A Bonds or the 2012B Bonds, using the same tests for the issuance of parity bonds as are set forth in Section 6.01 of the General Bond Ordinance.

SECTION 10. Incorporation of General Bond Ordinance. Except as otherwise provided herein, the provisions of the General Bond Ordinance relating to the operation and maintenance of the System, the fixing of rates and charges, the rate covenant and the rights of bondholders contained in Articles VII, VIII, IX, X and X of the General Bond Ordinance, are incorporated

herein by reference and shall apply to the 2010B Bonds, the 2012A Bonds or the 2012B Bonds as well as the Outstanding Prior Lien Bonds.

SECTION 11. Davis-Bacon Wage Rate Requirements. The Issuer 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 Bonds or the BAN shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality of the Issuer as determined by the Secretary 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 Issuer will ensure that all construction contracts relating to the portion of the Project that is funded in whole or in part with the Bonds or the BAN will require that the contractor comply with the aforesaid wage and reporting requirements. This section shall not apply to "force account" work where the Issuer may perform construction work using its own employees rather than any contractor or subcontractor.

SECTION 12. Parties Interested Herein. Nothing in this Consolidated 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 Issuer, the Paying Agent and the Owners of the Bonds and the BAN any right, remedy or claim under or by reason of this Consolidated Supplemental Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this Consolidated Supplemental Ordinance contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent and the Owners of the Bonds and the BAN.

SECTION 13. No Recourse on the Bonds or the BAN. No recourse shall be had for the payment of the principal of or interest on the Bonds or the BAN or for any claim based thereon or on this Consolidated Supplemental Ordinance against any member of the Governing Authority or officer of the Issuer or any person executing the Bonds or the BAN.

SECTION 14. Successors and Assigns. Whenever in this Consolidated Supplemental Ordinance the Issuer is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Consolidated Supplemental Ordinance contained by or on behalf of the Issuer shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

SECTION 15. Severability. In case any one or more of the provisions of this Consolidated Supplemental 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 Consolidated Supplemental Ordinance or of the Bonds or the BAN, but this Consolidated Supplemental Ordinance, the Bonds and the BAN 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 Consolidated Supplemental Ordinance which validates or makes legal any provision of this Consolidated Supplemental Ordinance, the Bonds or the BAN which would not otherwise be valid or legal shall be deemed to apply to this Consolidated Supplemental Ordinance and to the Bonds.

SECTION 16. Publication. This Consolidated Supplemental Ordinance shall be published one time in the official journal of the Issuer, or if there is none, in a newspaper having general circulation in the Issuer. It shall not be necessary to publish the exhibits to this Consolidated 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.

SECTION 17. Effective Date. This Consolidated Supplemental Ordinance shall become effective immediately.

This Consolidated Supplemental Bond Ordinance having been submitted to a vote, the Roll Call vote thereon was as follows:

<u>Member</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstaining</u>
Nathan A. Ashby	X			
Allison A. Jones	X			
Patsy A. Lee	X			
Ross V. Prewett, III	X			
James Whittington	X			

And Ordinance 1 of 2013 was declared adopted, on this, the 9<sup>th</sup> day of April, 2013.

\*Exhibit A – Form of Series 2012A Bond, Exhibit B – Form of Series 2012B Bond, and Exhibit C – Form of Bond Anticipation Note are not being published but are available for public inspection at the Town Clerk’s office during regular business hours, Monday through Friday.

**Public Hearing Ordinance 2 of 2013-Ballpark Annexation**

Public Hearing opened at 7:03 p.m. There being no comments, the hearing closed at 7:04 p.m.

**Vote on Ordinance 2 of 2013-Ballpark Annexation**

ORDINANCE 2 OF 2013

An Ordinance to enlarge the limits and boundaries of the Town of Blanchard, Louisiana as more fully shown on the attached property description, located in Section 3, Township 18 North, Range 15 West, Caddo Parish, Louisiana, and otherwise providing with respect thereto

WHEREAS, Section 172 of Title 33 of the Louisiana Revised Statues of 1950 provides for annexation by petition; and,

WHEREAS, a petition signed by more than the required percentage in value of the area described below has been filed with the Town Council to annex and bring within the corporate limits of the Town of Blanchard, Louisiana, the following described property, to-wit:

A 15.714 acre, more or less, tract of land, known as the Blanchard Athletic Club Tract and lying in the Northwest Quarter of Section 3, Township 18 North, Range 15 West, Caddo Parish, Louisiana and being more particularly described as follows:

Begin at a 1/2” Iron Pipe found for corner at the Northwest corner of said Section 3, thence run North 89° 40’ 51” East along the North line of said Section 3 to the Intersection of the Southwesterly right of way of the Kansas City Southern Railroad, a distance of 353.13 feet, to a 1/2” Iron Pipe set for corner; thence run South 15° 40’ 09” East along the Southwesterly right of way of the Kansas City Southern Railroad, a distance of 667.26 feet, to a 1/2” iron pipe set for corner; thence run Southeasterly along the Southwesterly right of way of the Kansas City Southern Railroad, along a curve to the left, having a radius of 8607.82 feet, a Arc Length of 421.59 feet, a Chord Bearing of South 16° 44’ 39” East and a Chord Length of 421.54 feet, to a 1/2” Iron Pipe set for corner, thence run South 53° 03’ 04” West along the North Line of the Kansas City Southern Railroad Tract and along the North line of Blocks 1 and 2, Town of Blanchard, as Recorded in Book 17, page 275 of the Records of Caddo Parish, Louisiana to the West line of said Section 3, passing a 1/2” iron pipe set for corner on line at a distance of 814.98 feet, for a total distance of 818.98 feet, to a Point; thence run North 0° 00’ 38” West along the West line of said Section 3, passing a 1/2” Iron pipe set for corner on line at a distance of 4.00 feet and running a total distance of 1536.46 feet to the Point of beginning, containing 15.714 acres, more or less, all as more fully described on the attached Map of Survey prepared by John R. Bowman & Associates, Inc., dated October 7, 2009. (Geo#: 181503-000-0008-00)

NOW, THEREFORE, BE IT ORDAINED BY THE Board of Alderpersons of the Town of Blanchard in due, legal and regular session convened, that the limits and boundaries of the Town of Blanchard are hereby changed to include within the limits and boundaries of said Town the above described property.

BE IT FURTHER ORDAINED that the Town Clerk be and is hereby authorized to file, within ten (10) days of the final passage of this ordinance with the Clerk of the First Judicial District Court for Caddo Parish, a description of the entire boundary of the municipality as changed by this Ordinance.

BE IT FURTHER ORDAINED that if any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items or applications and to this end the provisions of this ordinance are hereby described severable.

BE IT FURTHER ORDAINED that all Ordinances or Resolutions or parts thereof in conflict herewith are hereby repealed.

Motion made by Whittington to adopt Ordinance 2 of 2013. Second by Lee.

Roll Call Vote:

YEAS: Ashby, Jones, Lee, Prewett, and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Ordinance 2 of 2013 was adopted this 9<sup>th</sup> day of April, 2013.

**Public Hearing Ordinance 3 of 2013-One way street near Blanchard Elementary**

Public Hearing opened at 7:05 p.m. There being some discussion, the hearing closed at 7:06 p.m.

**Vote on Ordinance 3 of 2013-One way street near Blanchard Elementary**

**ORDINANCE 3 OF 2013**

An Ordinance to provide for One-Way traffic on Birch Street between Pine Hill Road and Jodie Street at certain times and otherwise providing with respect thereto

WHEREAS, school traffic in front of Blanchard Elementary School in the mornings during school days has become congested; and

WHEREAS, the Principal of Blanchard Elementary School has requested that the portion of Birch Street between Pine Hill Road and Jodie Street be made a "one way" street, with traffic flowing from Pine Hill Road toward Jodie Street only;

NOW, THEREFORE, BE IT ORDAINED by the Board of Alderpersons of the Town of Blanchard, in due session convened, as follows:

Section 1. That portion of Birch Street from Pine Hill Road to Jodie Street shall be "one way" heading south and west from Pine Hill Road to Jodie Street during the hours of 7:00 a.m. to 5:00 p.m. Monday thru Friday when Blanchard Elementary School is in session beginning the first day of school for the 2013-2014 year and thereafter.

Section 2. If any provision or item of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this ordinance which can be given effect without the invalid provisions, items or applications and to this end the provisions of this ordinance are hereby declared severable.

Section 3. Any ordinance or resolution or portion thereof in conflict with the provisions of this Ordinance are hereby repealed.

Motion made by Lee to adopt Ordinance 3 of 2013. Second by Jones.

Roll Call Vote:

YEAS: Ashby, Jones, Lee, Prewett, and Whittington

NAYS: None

ABSTAINED: None

ABSENT: None

And Ordinance 3 of 2013 was adopted this 9<sup>th</sup> day of April, 2013.

### **NEW BUSINESS**

#### **Introduce Ordinance 4 of 2013-providing for a three-way stop at Northwood West, Northwood South, and Tin Cup Way**

The following was introduced by Prewett to be voted on at the May 14, 2013, Council meeting.

#### ORDINANCE 4 OF 2013

An Ordinance to provide for a three way stop at the intersection of Northwood West, Northwood South, and Tin Cup Way and otherwise providing with respect thereto.

#### **Resolution 1 of 2013-First Amendment to Loan Agreement with DHH**

The following resolution was offered by Lee and seconded by Jones:

#### RESOLUTION 1 OF 2013

A resolution approving the form of and authorizing the Mayor and Clerk of the Town of Blanchard, State of Louisiana, to execute a First Amendment to Commitment Agreement and to Loan and Pledge Agreement with respect to the financing of improvements to the Town's drinking water system being financed through the Drinking Water Revolving Loan Fund.

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 in the custody of the Department (the "State Revolving Fund") 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 Department has previously made loans to the Town represented by (i) \$8,400,000 of the Town's Water Revenue Bonds, Series 2012A (the "2012A Bonds") and (ii) \$4,930,000 of the Town's Bond Anticipation Notes, Series 2012 (the "BANs"), both dated August 16, 2012, pursuant to various authorizing ordinances and pursuant to a Commitment Agreement (the "Commitment Agreement") and a Loan and Pledge Agreement (the "Loan Agreement"), both dated as of August 1, 2012; and

WHEREAS, the Department purchased the BANs to provide interim financing for a portion of the drinking water system improvement program described in the Loan Agreement, with

permanent financing to have been provided by the Town's \$4,930,000 Water Revenue Bonds, Series 2012B (the "2012B Bonds"), that were to have been purchased by the United States Department of Agriculture, Rural Development ("USDA/RD"); and WHEREAS, the Town has determined that it would be more beneficial for the 2012B Bonds to be purchased by the State Revolving Fund instead of USDA/RD and wishes to amend the Commitment Agreement and the Loan Agreement to so provide; NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Blanchard, State of Louisiana, acting as the governing authority of Town of Blanchard, State of Louisiana, that the Mayor and Clerk of the Town are hereby authorized, empowered and directed for, on behalf of, and in the name of the Town to execute and deliver a First Amendment to Commitment Agreement and to Loan and Pledge Agreement in substantially the form attached hereto as Exhibit A, together with any and all additional instruments, documents and certificates in addition to the said First Amendment which may be required by or provided for to effect the sale of the 2012B Bonds to the State Revolving Fund. Upon the advice of counsel, said officers are hereby further authorized and directed to approve, for, on behalf of and in the name of the Town, any changes, additions or deletions in the said First Amendment. The signatures of said officers upon the said First Amendment, or as may be otherwise required for or necessary convenient or appropriate to the financing described in this resolution, are deemed to be conclusive evidence of their due exercise of the authority vested in them hereunder.

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

<u>Member</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstaining</u>
Nathan A. Ashby	X			
Allison A. Jones	X			
Patsy A. Lee.	X			
Ross V. Prewett, III	X			
James Whittington	X			

And Resolution 1 of 2013 was adopted, on this, the 9<sup>th</sup> day of April, 2013.

**Public Hearing for suggestions on LCDBG for 2014-2015**

Public Hearing opened 7:06 p.m. there being some discussion, the hearing closed at 7:07 p.m. No further action taken at this time.

**Robert Aiello-Blanchard Lake Estates**

Mr. Robert Aiello Manager of Wasson Road Company has recently purchased Blanchard Lake Estates subdivision. Mr. Aiello requested a five-foot side yard variance for the subdivision. Motion made by Jones to accept the variance of five-foot side yard setback with 65-foot wide lots on the 97.39 acres, more or less, described in Deed dated November 21, 2012, and recorded under registry No. 2432171 on November 30, 2012; provided, however, that the 40 acres currently not included in the boundaries of the Town of Blanchard are petitioned for and accepted as annexed into the Town of Blanchard. Second by Whittington. All voted yea. Jones also made motion to allow subdivision of Lots 1-15 on 3.849 acres to be re-subdivided into 18 Lots on the condition that those 18 Lots have shared driveways off Wasson Road. Second by Prewett. All voted yea.

**Northwood Trace Unit 6 street light placement**

Motion by Whittington to accept the street light placement as proposed for Northwood Trace Unit #6. Second by Ashby. All voted yea.

**Neil Kalberg-Poke Salad Parade Route**

The Poke Salad Association, requested that the parade route for the annual Poke Salad Parade be issued. The parade route was submitted and approved, motion made by Whittington to accept the parade route and issue the parade permit, second by Jones. All voted yea.

**John Fuller update**

Mr. Fuller had some questions regarding the phrasing for a petition for alcohol sales. Attorney Arceneaux stated the wording in the LA. Revised Statutes would be the proper phrasing.

**Hospitalization insurance renewal**

No action needed at this time. The Council requested Debra to contact Ms. Youree-Jean Anderson to see if a cap can be placed on the insurance costs and still be in compliance with the Affordable Health Care Act.

**REPORT OF DEPARTMENTS**

**Buildings and Grounds**

Whittington stated the leak at the Police dept. has been fixed.

**Streets and Rights of Way**

Jones stated nothing to report.

**Water Department**

Prewett stated the new water plant is 40% complete and everything else running good.

**Sewer Department**

Ashby stated bid opening scheduled for the sewer plant expansion is set for May 8, 2013, at 10:00 a.m. at Town Hall.

**Police Department**

Chief stated nothing to report.

**Treasurer Report**

Lee stated nothing to report.

**Comments by the Mayor**

Special Meeting scheduled for April 23, 2013, at 6:30 p.m. Motion by Whittington to adjourn, second by Ashby. All voted yea. Meeting adjourned 7:34 p.m.

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JOHNNY DIGILORMO, MAYOR

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DEBRA SMITH, TOWN CLERK