

**City of Harahan
6437 Jefferson Highway
Mayor and Harahan City Council
Regular Meeting Agenda**

Date: June 16, 2016

Time: 7:30 P.M.

Meeting called to order by the Mayor followed by the Pledge of Allegiance.

ROLL CALL

SPECIAL PRESENTATIONS

- 1. Darlene Schwartz introducing Tricia Peters first place H.O.P.E. essay winner**
- 2. Monty and Donna Skoggin**
- 3. Hugh Martin, Foley & Judell**
- 4. Jimmy Pretlove, Emergency Management – Hurricane Preparedness**
- 5. Barry Bordelon, Progressive Waste**
- 6. Richard Kittok**

ADDRESS THE COUNCIL

APPROVAL OF MINUTES

**Reading of the Minutes of the Council Meeting on May 19, 2016
Approval of the Minutes of the Council Meeting on May 19, 2016**

COMMUNICATIONS

Board of Adjustments and Appeals did not meet in May.

**Reading of the Minutes of the Planning and Zoning Board on June 8, 2016
Approval of the Minutes of the Planning and Zoning Board on June 8, 2016**

RESOLUTIONS

None

ORDINANCES FOR APPROVAL (PUBLIC HEARING)

PROPOSED ORDINANCE NO. 2016 – 3

An Ordinance to amend and re-ordain Ordinance 1333, Section XV, relative to the zoning classification “NU Non-Urban Batture District”, Harahan Municipal Code, 1990, Appendix A, by amending Subsection B thereof relative to “Permitted Uses”; by adding thereto a new subsection governing the hours of operation of commercial enterprises therein; and to otherwise provide with respect thereto.

PROPOSED ORDINANCE NO. 2016 – 6

An Ordinance amending Ordinance 1806, the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2015, for the City of Harahan, Louisiana.

PROPOSED ORDINANCE NO. 2016 – 7

An Ordinance providing for the issuance of Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana; and providing for other matters in connection therewith.

PROPOSED ORDINANCE NO. 2016 – 8

An Ordinance amending the Harahan Municipal Code by adding a new article IV to Chapter 30 relating to Emission Standards for Particulate Matter; making findings and containing other provisions relating to the foregoing subject; and providing for severability.

ORDINANCE FOR INTRODUCTION (FIRST READING)

PROPOSED ORDINANCE NO. 2016 - 9

An Ordinance to repeal and amend Ordinance No. 1752, which amended Ordinance No. 1402, which amended Ordinance No. 53, Sewerage District No. 1 of the City of Harahan, which amended Ordinance No. 481 of the City of Harahan and Ordinance No. 26, Section 1, Sewerage District No. 1 of the City of Harahan and the Harahan Municipal Code, Chapter 22, Article II, Division 2, USER CHARGES, Section 22-46, "Schedule of changes", providing for a change of user charges for services rendered by the said Sewerage District.

OLD BUSINESS

None

NEW BUSINESS

1. Official Journal 2016-2017

ADDRESS THE COUNCIL

SECRETARY'S REPORT

Secretary's report for May, 2016

Total revenue \$454,145.21

REPORTS

PAY BILLS

Bill's paid in May, 2016

Total expenditures \$581,663.71

EXECUTIVE SESSION

ADJOURN

A. The following matter involving pending litigation may be considered

(Court, Case, Number, Parties):

- 1. Phillip Canella vs. Arch Ins. Co., City of Harahan, Todd A. St. Cyr, and Allstate Ins. Co.; 24th JDC, Case 744-961, Div. "I".**
- 2. Suzanne K. Scalise vs. City of Harahan LA, Anne Gordon, Louise Slayden, Ronald Gordon, Gail Gordon; 24th JDC, Case 744-986, Div. "O".**
- 3. City of Harahan, et al, v. BP Exploration & Production, Inc., et al. U.S.D.C., Eastern District of Louisiana, No. 2:13-cv-01397**

B. The following matter involving prospective litigation for which formal written demand has been made may be considered.

C. The following matters involving discussion of the character, professional competence, or physical or mental health of:

Name:

ORDINANCE

CITY OF HARAHAH

PROPOSED ORD. NO: 2016-3

BY: COUNCILMEMBER BENTON
SECOND: COUNCILMEMBER HUETE

1 **AN ORDINANCE** to amend and re-ordain Ordinance
2 1333, Section XV, relative to the zoning classification "NU
3 Non-Urban Batture District", Harahan Municipal Code, 1990,
4 Appendix A, by amending Subsection B thereof relative to
5 PermittedUses"; by adding thereto a new subsection
6 governing the hours of operation of commercial enterprises
7 therein; and to otherwise provide with respect thereto.

1 **SECTION 1. IT IS HEREBY ORDAINED BY THE COUNCIL OF THE**
2 **CITY OF HARAHAH** that Subsection B of Section XV of Appendix
3 A of the Harahan Municipal Code relative to the zoning
4 classification "NU Non-Urban Batture District",
5 Ordinance No. 1333, known as the comprehensive zoning law
6 of the city of Harahan, be, and the same is hereby amended
7 and re-ordained to read as follows:

8 **Sec. XV. - NU nonurban batture district.**

9

10 B. Permitted uses. In the NU non-urban batture district
11 only the following uses are permitted:

- 12 1. Nature or natural parks.
- 13 2. Public and private forests, parks, parkways,
14 wildlife reservations or similar conservation projects.
- 15 3. Public utility structures and land.

16

17 4. Sand extraction, provided that the necessary
18 safeguards are provided to protect the surrounding
19 areas and access roadways from obnoxious or offensive
20 odors, dust, light, noise or vibration.

21 5. Accessory uses attendant to the above uses provided
22 no structure exceeds a maximum of 1,000 square feet in
23 area. Boat or ship repair are not permitted unless
24 such repair constitutes an emergency. There shall be no
25 storage or overnight parking of any vehicles on the
26 property. No manufacturing shall be done on site.

27 6. The stockpiling of limestone rock on the Mississippi
28 River Batture within the city limits of Harahan as a
29 permitted use in the NU zoning for the duration
30 of the construction of the "Harahan Pump to the River"
31 drainage project.

32

1 **SECTION 2. IT IS HEREBY FURTHER ORDAINED BY THE COUNCIL**
2 **OF THE CITY OF HARAHAH** that Subsection B of Section XV of
3 Appendix A of the Harahan Municipal Code relative to the
4 zoning classification "NU Non-Urban Batture District",
5 Ordinance No. 1333, known as the comprehensive zoning law
6 of the City of Harahan, be, and the same is hereby, amended
7 by adding a new subsection thereto to be designated
8 Subsection "F.", to read as follows:

9 F. *Hours of Operation*

10 Commercial operations in this district shall be restricted
11 to operation between the hours of 6:00 a.m. and 6:00 p.m.

12 Commercial operations" means any business activity intended
13 to produce a profit, or the buying, selling or exchange of
14 articles or services.

1 **SECTION 3.** If any provision of this ordinance is held
2 to be invalid or otherwise unenforceable by the final
3 judgment of a court of competent jurisdiction such
4 invalidity shall not affect the validity of any of the
5 remaining provisions of this ordinance that may be given
6 effect without the invalid provision; and to this end the
7 provisions of this ordinance are hereby declared to be
8 severable.

1 **SECTION 3.** All ordinances or parts of ordinances of the
2 City of Harahan in conflict with this ordinance and all
3 Sections in the Harahan Municipal Code in conflict with
4 this ordinance are hereby repealed.

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

YEAS:
NAYS:
ABSENT:
ABSTENTION:

ADOPTED BY THE COUNCIL OF THE CITY OF HARAHAH _____

To become effective immediately upon the signature of the Mayor
or upon the expiration of the time period without the signature
of the Mayor.

DELIVERED TO THE MAYOR ON _____

APPROVED: _____

DISAPPROVED: _____

MAYOR

RETURNED BY THE MAYOR ON _____ **AT** _____

CITY CLERK

SECTION XV. NU – NON-URBAN BATTURE DISTRICT

A. This district is composed of lands that lie outside the protective levees between the crest of the Mississippi levee and the water level of the Mississippi River. Land uses permitted in this district are limited to temporary development consistent with traditional development in these areas and will be under conditions that will reduce the possibility of flooding due to abnormal high water in the Mississippi River.

B. PERMITTED USES. In the NU – Non-Urban Batture District only the following uses are permitted:

1. Barge mooring and holding facilities.
2. Nature or natural parks.
3. Public and private forests, parks, parkways, wildlife reservations or similar conservation projects.
4. Public utility structures and land.
5. Sand extraction, provided that the necessary safeguards are provided to protect the surrounding areas and access roadways from obnoxious or offensive odors, dust, light, noise or vibration.
6. Accessory uses attendant to the above uses provided no structure exceeds a maximum of one thousand (1,000) square feet in area. Boat or ship repair are not permitted unless such repair constitutes an emergency. There shall be no storage or overnight parking of any vehicles on the property. No manufacturing shall be done on site.

C. HEIGHT REGULATIONS. No building or structure shall exceed thirteen (13) feet in height.

D. AREA REGULATIONS.

1. Yard: No front, side, or rear yard is required.
2. Lot area: No minimum lot area is required.

E. OFF-STREET PARKING REGULATIONS. Off-street parking requirements are provided in Section XVI.

The following Ordinance was proposed by Councilman Benton and seconded by Councilman _____:

PROPOSED ORDINANCE NO. 2016 – 6

An Ordinance amending Ordinance 1806, the annual Budget of Revenue and Expenditures for the Fiscal Year ending December 31, 2015, for the City of Harahan, Louisiana.

BE IT ORDAINED by the Council of the City of Harahan, State of Louisiana, acting as the governing authority of said City that:

SECTION 1. It is hereby ordered that the following items be and they hereby serve as the amendments for the 2015 Non-Departmental Insurance Expenses.

Department			Original Budget 2015	Revised Budget 2015	Proposed Amendment
Non-Departmental	010-4-110-40500	Insurance Expense	224,499.00	43,143.41	(181,355.59)
Court	010-4-119-40900	Insurance Expense	-	4,253.78	4,253.78
Fire	010-4-113-40500	Insurance Expense	-	31,253.88	31,253.88
Maintenance	010-4-115-40500	Insurance Expense	-	29,704.54	29,704.54
Police	010-4-112-40500	Insurance Expense	-	30,828.21	30,828.21
Recreation	010-4-116-40500	Insurance Expense	-	57,839.43	57,839.43
Sr. Center	010-4-117-40500	Insurance Expense	-	30,452.84	30,452.84
Totals			224,499.00	227,476.09	2,977.09

SECTION 2. All ordinances or parts of ordinances of the City of Harahan in conflict with this ordinance are hereby repealed.

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

YEAS:

NAYS:

ABSENT:

ABSTENTION:

This Ordinance was declared adopted on this _____ day of _____ to become effective immediately upon the signature of the Mayor or upon the expiration of the time period without the signature of the Mayor.

Tina Miceli, Mayor

Nicole Lee, City Clerk

The following ordinance which was previously introduced at a regular meeting of the City Council of the City of Harahan, State of Louisiana, on May 19, 2016, and laid over for publication of notice, was brought up for final passage on motion made by UNANIMOUS and seconded by _____:

PROPOSED BOND ORDINANCE NO 2016-7

An ordinance authorizing the issuance of _____ Dollars (\$ _____) of Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana; prescribing the form, terms and conditions of such Bonds and providing for the payment thereof; and providing for other matters in connection therewith.

WHEREAS, the City of Harahan, State of Louisiana (the "Issuer"), presently receives a portion of the one-half of one percent (1/2%) sales and use tax levied and collected by the Parish of Jefferson, State of Louisiana (the "Parish") pursuant to Ordinance No. 2587 adopted on November 10, 1954, as amended, under the authority of Act 188 of 1954 of the Louisiana Legislature and a special election held in the Parish on October 5, 1954, as amended at a special election held on January 12, 1971 (said portion hereinafter referred to as the "1955 Sales Tax"); and

WHEREAS, the Issuer also receives a portion of the one-half of one percent (1/2%) sales and use tax levied and collected by the Parish pursuant to Ordinance No. 7766 adopted on June 20, 1966, as amended by Ordinance No. 7886 adopted on August 25, 1966, under the authority of Act 29 of the Extraordinary Session of the of the Legislature of Louisiana for the year 1964 (R.S. 33:2737.1) and a special election held in the Parish on May 3, 1966 (said portion hereinafter referred to as the "1966 Sales Tax"); and

WHEREAS, the Issuer also receives a portion of the two-thirds of the one-half percent (2/3 of 1/2%)(1/3%) sales and use tax levied and collected by the Parish pursuant to Ordinance No. 14646 adopted on February 11, 1981, under authority of Article VI, Section 29 of the Louisiana Constitution of 1974, and a special election held in the Parish on January 17, 1981 (said portion hereinafter referred to as the "1981 Sales Tax") (the 1955 Sales Tax, the 1966 Sales Tax and the 1981 Sales Tax being hereinafter referred to collectively as the "Tax"); and

WHEREAS, pursuant to the provisions of Chapter 13 and 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), and other constitutional and statutory authority, the Issuer has heretofore issued \$3,085,0000 of Refunding and Public Improvement Bonds, Series 2006, dated July 31, 2006 (the "Series 2006 Bonds") payable from the Tax; and

WHEREAS, the Issuer has found and determined that the refunding of the Series 2006 Bonds, with final maturity being June 1, 2024 (the "Refunded Bonds"), as set forth in Exhibit A hereto, and to provide for the call for redemption of the Refunded Bonds, pursuant to a Notice of Call for

Redemption as set forth in Exhibit C hereto, in order to provide debt service reduction would be financially advantageous to the Issuer; and

WHEREAS, pursuant to Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, it is now the desire of the Issuer to adopt this Bond Ordinance in order to provide for the issuance of _____ Dollars (\$_____) principal amount of its Public Improvement Refunding Bonds, Series 2016 (the "Bonds"), for the purpose of refunding the Refunded Bonds and paying the costs of issuance of the Bonds, to fix the details of the Bonds and to sell the Bonds to the purchaser thereof; and

WHEREAS, it is the intention of the Issuer that the Bonds authorized herein be secured by and payable from the Revenues of the Tax; and

WHEREAS, it is further necessary to provide for the application of a portion of the proceeds of the Bonds to the refunding of the Refunded Bonds and to provide for other matters in connection with the payment or redemption of the Refunded Bonds; and

WHEREAS, the Issuer desires to sell the Bonds to the purchaser thereof and to fix the details of the Bonds and the terms of the sale of the Bonds;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Harahan, State of Louisiana, acting as the governing authority of the City:

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

"Act" means Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended.

"Additional Parity Bonds" shall mean any additional *pari passu* bonds which may hereafter be issued pursuant to Section 16 hereof on a parity with the Bonds.

"Agreement" means the agreement to be entered into between the Issuer and the Paying Agent pursuant to this Bond Ordinance.

"Bond" or "Bonds" means the Public Improvement Refunding Bonds, Series 2016, of the Issuer issued by this Bond Ordinance in the total aggregate principal amount of _____ Dollars (\$_____), and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued.

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

"Bond Ordinance" means this ordinance authorizing the issuance of the Bonds, as supplemented as provided herein.

"Bond Year" means the one year period ending on June 1 of each year, the principal payment date for the Bonds.

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

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

"Events of Default" or "Default" shall mean those events described in Section 39 and as otherwise described herein.

"Executive Officers" means collectively the Mayor and the City Clerk of the City of Harahan, State of Louisiana.

"Fiscal Year" means the twelve-month accounting period commencing on the first day of January or any other twelve-month accounting period determined by the Governing Authority as the fiscal year of the Issuer.

"Governing Authority" means the City Council of the City of Harahan, State of Louisiana.

"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 the respective maturities of the Refunded Bonds and 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 June 1 and December 1 of each year, commencing December 1, 2016.

"Issuer" means the City of Harahan, State of Louisiana.

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

(a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;

(b) Bonds for whose payment or redemption sufficient funds have been theretofore deposited with the Paying Agent in trust for the Owners of such Bonds as provided in Section 20; provided that, if such Bonds are to be redeemed, irrevocable notice of

such redemption has been duly given or provided for pursuant to this Bond Ordinance, to the satisfaction of the Paying Agent, or waived;

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

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

"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 Jefferson, State of Louisiana.

"Paying Agent" shall mean _____, in _____, Louisiana, as paying agent and registrar hereunder, until a successor Paying Agent shall have become such pursuant to the applicable provisions of the Bond Ordinance, and thereafter "Paying Agent" shall mean such successor Paying Agent.

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

"Purchaser" shall mean _____, in _____, Louisiana.

"Qualified Investments" (see also "Permitted Investments" in Section 39 herein) shall mean the following, provided that the same are at the time legal for investment of the Issuer's funds and, if required by law, are secured at all times by collateral described in clause (A) below:

- (A) Government Securities, including obligations of any of the Federal agencies set forth in clause (B) below to the extent unconditionally guaranteed by the United States of America;
- (B) bonds, debentures or other evidences of indebtedness issued by the Private Export Funding Corporation, Federal Home Loan Bank System, Federal Home Loan Mortgage Corporation, Federal National Mortgage Association and Student Loan Marketing Association;
- (C) certificates of deposit, whether negotiable or nonnegotiable, issued by any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State (including the Paying Agent) which is a member of the Federal Deposit Insurance Corporation and which are secured at all times by collateral described in clause (A) above;

- (D) certificates of deposit, savings accounts, deposit accounts or money market deposits of any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State (including the Paying Agent) which are fully insured by the Federal Deposit Insurance Corporation; and
- (E) the Louisiana Asset Management Pool (LAMP).

"Record Date" for the interest payable on any Interest Payment Date means the 15th calendar day of the month next preceding such interest payment date, whether or not such day is a Business Day.

"Refunded Bonds" shall mean the Issuer's outstanding Refunding and Public Improvement Bonds, Series 2006, dated July 31, 2006, maturing June 1, 2017 through June 1, 2024, inclusive, which are being refunded by the Bonds, as more fully described in Exhibit A hereto.

"Refunded Bond Ordinances" shall mean the ordinances adopted by the Governing Authority on November 10, 2006, as supplemented on December 2, 2006 (collectively referred to as the "Refunded Bond Ordinances"), authorizing the issuance of the Refunded Bonds.

"Revenues of the Tax" shall mean the avails or proceeds of the Tax, as hereinafter defined, which revenues are authorized to be funded into bonds under the Act and are pledged to the payment of the Bonds as herein provided.

"State" shall mean the State of Louisiana.

"Tax" shall mean the Issuer's portion of the avails or proceeds of:

(i) the one-half of one percent (1/2%) sales and use tax levied and collected in the Issuer by the Parish pursuant to Ordinance No. 2587 adopted on November 10, 1954, as amended, under the authority of Act 188 of 1954 of the Louisiana Legislature and a special election held in the Parish on October 5, 1954, as amended at a special election held on January 12, 1971, (said portion hereinafter referred to as the "1955 Sales Tax"); and

(ii) one-half of one percent (1/2%) sales and use tax levied and collected in the Issuer by the Parish pursuant to Ordinance No. 7766 adopted on June 20, 1966, as amended by Ordinance No. 7886 adopted on August 25, 1966, under the authority of Act 29 of the Extraordinary Session of the of the Legislature of Louisiana for the year 1964 (R.S. 33:2737.1) and a special election held in the Parish on May 3, 1966, (said portion hereinafter referred to as the "1966 Sales Tax"); and

(iii) the two-thirds of one-half percent (2/3 of 1/2%)(1/3%) sales and use tax levied and collected in the Issuer by the Parish pursuant to Ordinance No. 14646 adopted on February 11, 1981, under authority of Article VI, Section 29 of the Louisiana Constitution of 1974, and a special election held in the Parish of January 17, 1981, (said portion hereinafter referred to as the "1981 Sales Tax");

"Tax Ordinance" means collectively the Ordinances adopted by the governing authority of the Parish on November 10, 1954, June 20, 1966, as amended on August 25, 1966, and February 11, 1981, providing for the levy and collection of the Tax.

SECTION 2. Authorization of Bonds; Refunding of Refunded Bonds. (a) This Bond Ordinance creates a series of Bonds of the Issuer to be designated "Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana" and provides for the full and final payment of the principal of and interest on all the Bonds.

(b) The Bonds issued under this Bond Ordinance shall be issued for the purpose of refunding the Refunded Bonds.

(c) Provision having been made for the orderly payment until maturity or earlier redemption of all the Refunded Bonds, in accordance with their terms, it is hereby recognized and acknowledged that as of the date of delivery of the Bonds under this Ordinance, provision will have been made for the performance of all covenants and agreements of the Issuer incidental to the Refunded Bonds, and that accordingly, and in compliance with all that is herein provided, the Issuer is expected to have no future obligation with reference to the aforesaid Refunded Bonds.

SECTION 3. Bond 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 Bond Ordinance shall be a part of the contract of the Issuer with the Owners of the Bonds and shall be deemed to be and shall constitute a contract between the Issuer and the Owners from time to time of the Bonds. The provisions, covenants and agreements herein set forth to be performed by or on behalf of the Issuer shall be for the equal benefit, protection and security of the Owners of any and all of the Bonds, each of which Bonds, regardless of the time or times of its issue or maturity, shall be of equal rank without preference, priority or distinction over any other thereof except as expressly provided in this Bond Ordinance.

SECTION 4. Authorization and Designation. Pursuant to the provisions of the Act, there is hereby authorized the issuance of _____ Dollars (\$ _____) principal amount of Bonds of the Issuer to be designated "Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana," for the purpose of refunding the Refunded Bonds and paying the Costs of Issuance. The Bonds shall be in substantially the form provided in this Bond Ordinance, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Bond Ordinance.

SECTION 5. Denominations, Dates, Maturities and Interest. The Bonds are issuable as fully registered bonds without coupons in the denominations corresponding to the principal amount of each maturity (one Bond per maturity), and shall be numbered R-1 upward.

The Bonds shall be dated the date of delivery thereof, shall mature on June 1 in the years and in the principal amounts and shall bear interest, payable on June 1 and December of each year, commencing December 1, 2016, at the rate per annum, as follows:

<u>DATE</u> <u>(JUNE 1)</u>	<u>PRINCIPAL</u> <u>PAYMENT</u>	<u>INTEREST</u> <u>RATE</u>
--------------------------------	------------------------------------	--------------------------------

(TO COME)

The principal of the Bonds is payable in such coin or currency of the United States of America as at the time of payment is legal tender for payment of public and private debts at the principal office of the Paying Agent, upon presentation and surrender thereof. Interest on the Bonds is payable by check mailed on or before the Interest Payment Date by the Paying Agent to the Owner thereof (determined as of the close of business on the Record Date) at the address of such Owner as it appears on the registration books of the Paying Agent maintained for such purpose.

Except as otherwise provided in this Section, Bonds shall bear interest from date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, as the case may be, provided, however, that if and to the extent that the Issuer shall default in the payment of the interest on any Bonds due on any Interest Payment Date, then all such Bonds shall bear interest from the most recent Interest Payment Date to which interest has been paid on the Bonds, or if no interest has been paid on the Bonds, from their dated date.

The person in whose name any Bond is registered at the close of business on the Record Date with respect to an Interest Payment Date shall in all cases be entitled to receive the interest payable on such Interest Payment Date notwithstanding the cancellation of such Bond upon any registration of transfer or exchange thereof subsequent to such Record Date and prior to such Interest Payment Date.

SECTION 6. Redemption of Bonds. The Bonds are not callable for redemption prior to their stated dates of maturity.

SECTION 7. Registration, Transfer and Exchange of Bonds. The Issuer shall cause the Bond Register to be kept at the principal office of the Paying Agent. The Bonds may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. A Bond may be assigned by the execution of an assignment form on the Bonds or by other instruments of transfer and assignment acceptable to the Paying Agent. A new Bond or Bonds will be delivered by the Paying Agent to the last assignee (the new Owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or

Bonds shall be in the denomination of \$5,000 for any one maturity, or any integral multiple thereof within a single maturity. Neither the Issuer nor the Paying Agent shall be required to issue, register the transfer of, or exchange (i) any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Interest Payment Date, or (ii) any Bond called for redemption prior to maturity, during a period beginning at the opening of business fifteen (15) days before the date of mailing of a notice of redemption of such Bond and ending on the date of such redemption.

SECTION 8. Form of Bonds. The Bonds and the endorsements to appear thereon shall be in substantially the following forms, respectively, to-wit:
 (FORM OF FACE OF BOND)

NO. R- _____ PRINCIPAL AMOUNT \$ _____

**UNITED STATES OF AMERICA
 STATE OF LOUISIANA
 PARISH OF JEFFERSON**

**PUBLIC IMPROVEMENT REFUNDING BOND, SERIES 2016
 OF THE
 CITY OF HARAHAN, STATE OF LOUISIANA**

Bond Date	Maturity Date	Interest Rate
_____, 2016	_____	_____ %

The City of Harahan, State of Louisiana (the "Issuer"), promises to pay, to

or registered assigns, on the Maturity Date set forth above, the Principal Amount set forth above, together with interest thereon from the Bond Date set forth above, or from the most recent interest payment date to which interest has been paid or duly provided for, payable on June 1 and December 1 of each year (each an "Interest Payment Date"), commencing December 1, 2016, at the Interest Rate per annum set forth above until said Principal Amount is paid. The principal of this Bond, upon maturity, is payable in such coin or currency of the United States of America which at the time of payment is legal tender for payment of public and private debts at the principal corporate trust office of _____, in _____, Louisiana, or any successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Interest on this Bond is payable by check mailed by the Paying Agent to the registered owner. The interest so payable on any Interest Payment Date will, subject to certain exceptions provided in the hereinafter defined Bond Ordinance, be paid to

the person in whose name this Bond is registered at the close of business on the Record Date (which is the 15th calendar day of the month next preceding an Interest Payment Date). Any interest not punctually paid or duly provided for shall be payable as provided in the Bond Ordinance.

This Bond is one of an authorized issue aggregating in principal the sum of _____ Dollars (\$_____) (the "Bonds"), all of like tenor and effect except as to number, interest rate, denomination, and maturity, said Bonds having been issued by the Issuer pursuant to an ordinance adopted on June 16, 2016 (the "Bond Ordinance"), for the purpose of defeasing and refunding the callable maturities of the Issuer's outstanding Refunding and Public Improvement Bonds, Series 2006, dated July 31, 2006, and paying the costs of issuance thereof, under the authority conferred by Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, pursuant to all requirements therein specified.

The Bonds are not callable for redemption prior to their stated dates of maturity.

In the event a Bond is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Official notice of such call of any of the Bonds for redemption will be given by first class mail, postage prepaid, by notice deposited in the United States mails not less than thirty (30) days prior to the redemption date addressed to the registered owner of each Bond to be redeemed at his address as shown on the registration books of the Paying Agent.

In the event of redemption of less than all of the outstanding Bonds of like maturity, such Bonds shall be redeemed by lot or in such other manner as shall be deemed fair and equitable by the Paying Agent for random selection.

The Bonds may be transferred, registered and assigned only on the registration books of the Paying Agent, and such registration shall be at the expense of the Issuer. A Bond may be assigned by the execution of an assignment form on the Bonds or by other instruments of transfer and assignment acceptable to the Paying Agent. A new Bond or Bonds will be delivered by the Paying Agent to the last assignee (the new registered owner) in exchange for such transferred and assigned Bonds after receipt of the Bonds to be transferred in proper form. Such new Bond or Bonds shall be in the denomination of \$5,000 for any one maturity, or any integral multiple thereof within a single maturity. Neither the Issuer nor the Paying Agent shall be required to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business on the 15th calendar day of the month next preceding an Interest Payment Date and ending at the close of business on the Interest Payment Date.

This Bond and the issue of which it forms a part are payable solely from and secured by an irrevocable pledge and dedication of the Issuer's portion of (i) the one-half of one percent (1/2%) sales and use tax levied and collected in the Issuer by the Parish of Jefferson, State of Louisiana (the "Parish") pursuant to Ordinance No. 2587 adopted on November 10, 1954, as amended, under the authority of Act 188 of 1954 of the Louisiana Legislature and a special election held in the Parish on October 5, 1954, as amended at a special election held on January 12, 1971; (ii) the one-half of

one percent (1/2%) sales and use tax levied and collected in the Issuer by the Parish pursuant to Ordinance No. 7766 adopted on June 20, 1966, as amended by Ordinance No. 7886 adopted on August 25, 1966, under the authority of Act 29 of the Extraordinary Session of the Legislature of Louisiana for the year 1964 (R.S. 33:2737.1) and a special election held in the Parish on May 3, 1966, and (iii) the two-thirds of one-half percent (2/3 of 1/2%) (1/3%) sales and use tax levied and collected in the Issuer by the Parish pursuant to Ordinance No. 14646 adopted on February 11, 1981, under authority of Article VI, Section 29 of the Louisiana Constitution of 1974, and a special election held in the Parish on January 17, 1981 ("Revenues of the Tax"), now being levied and collected within the Issuer by the Parish (the "Tax"). This Bond constitutes a borrowing solely upon the credit of the Revenues of the Tax received by the Issuer and does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory provisions relating to the incurring of indebtedness. The Parish, through its governing authority by proper ordinances and/or resolutions, is recognized as being bound under the terms and provisions of law to levy, impose, enforce and collect the Tax and not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which this Bond and the issue of which it forms a part have been issued, nor in any way make any change which would diminish the amount of said Revenues of the Tax pledged to the payment of the Bonds, until all of the Bonds have been paid in principal and interest. For a complete statement of the revenues from which and conditions under which this Bond is issued, reference is hereby made to the Bond Ordinance.

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 and the issue of which it forms a part to constitute the same legal, binding and valid obligations of the Issuer have existed, have happened and have been performed in due time, form and manner as required by law, and that the indebtedness of the Issuer, including this Bond and the issue of which it forms a part, does not exceed the limitations prescribed by the Constitution and statutes of the State of Louisiana.

IN WITNESS WHEREOF, the City of Harahan, State of Louisiana, has caused this Bond to be executed in its name by the facsimile or manual signatures of its Mayor and its City Clerk and a facsimile of the corporate seal to be imprinted hereon.

CITY OF HARAHAN, STATE OF LOUISIANA

(facsimile/manual)
City Clerk

(facsimile/manual)
Mayor

(SEAL)

* * * * *

(FORM OF PAYING AGENT'S CERTIFICATE OF REGISTRATION -
TO BE PRINTED ON ALL BONDS)

This Bond is one of the Bonds referred to in the within mentioned Bond Ordinance.

_____, _____
as Paying Agent

Date of
Registration: _____

By: _____
Authorized Officer

* * * * *

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto _____

Please Insert Social Security
or other Identifying Number of Assignee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____

attorney or agent to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

* * * * *

SECTION 9. Execution of Bonds. The Bonds shall be signed by the Executive Officers for, on behalf of, in the name of the Issuer and under the corporate seal of the Issuer, and the Legal Opinion Certificate shall be signed by the City Clerk of the Issuer, which signatures may be either manual or facsimile.

SECTION 10. Recital of Regularity. This Governing Authority, having investigated the regularity of the proceedings had in connection with this issue of Bonds, and having determined the same to be regular, the Bonds shall contain the following recital, to-wit:

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

SECTION 11. Pledge of Revenues of the Tax. The Bonds shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the Revenues of the Tax. Said 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 redemption premium, if any, as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Ordinance. In compliance with the Bond Ordinance, all of the Revenues of the Tax shall be set aside in a separate fund as herein provided, and shall be and remain pledged for the security and payment of the Bonds and any Additional Parity Bonds, in principal and interest and for all other payments provided for in this Bond Ordinance until the Bonds shall have been fully paid and discharged.

SECTION 12. Flow of Funds. The Parish by proper resolutions and/or ordinances, is obligated to continue to levy and collect the Tax and not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which the Bonds have been issued, nor in any way make any change which would diminish the amount of the Revenues of the Tax to be received by the Issuer until all of the Bonds have been paid as to both principal and interest and redemption premium, if any. In order that the principal of and the interest on the Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

In compliance with the Bond Ordinance, all of the avails or proceeds derived from the levy and collection thereof shall be deposited daily as the same may be received in a separate and special bank account maintained with the regularly designated fiscal agent of the Issuer and designated as the "2006 Sales Tax Fund" (hereinafter called the "Sales Tax Fund"). The Sales Tax Fund shall constitute a dedicated fund of the Issuer, from which appropriations and expenditures by the Issuer shall be made solely for the purposes designated in the propositions authorizing the levy of the Tax, including the payment of the Bonds and any Additional Parity Bonds.

Out of the funds on deposit in the Sales Tax Fund, the proceeds of the Tax shall be administered and used in the following order of priority and for the following express purposes:

- (i) The maintenance of the "Sales Tax Bond Sinking Fund" (hereinafter called the "Sinking Fund") sufficient in amount to pay promptly and fully the principal of and interest on the Bonds and any Additional Parity Bonds, in the manner provided by the Bond Ordinance, as they severally become due and payable,

by transferring from the Sales Tax Fund, monthly, on or before the 20th day of each month of each year, commencing July 20, 2016, a sum equal to the pro-rata amount of interest falling due on the Bonds on the next Interest Payment Date and the pro-rata amount of the principal on the Bonds falling due on the next principal payment date, together with such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due. Said fiscal agent shall transfer or cause to be transferred from the Sinking Fund to the paying agent bank or banks for all bonds payable from the Sinking Fund at least three (3) days in advance of the date on which payment of principal or interest falls due, funds fully sufficient to pay promptly the principal and interest so falling due on such date.

All or any part of the moneys in the Sales Tax Fund and Sinking Fund shall, at the written request of the Issuer, be invested in Qualified Investments, except for Bond proceeds representing accrued interest, if any, which shall be invested in Government Securities maturing in five (5) years or less. All income derived from such Qualified Investments shall be added to the Sales Tax Fund, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the Sales Tax Fund was created.

All moneys remaining in the Sales Tax Fund on the 20th day of each month after making the required payments into the Sinking Fund for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the Issuer for any of the purposes for which the imposition of the Tax is authorized or for the purpose of retiring Bonds in advance of their maturities, either by purchase of Bonds then outstanding at prices not greater than the redemption prices of said Bonds or by retiring such Bonds at the prices and in the manner set forth in the Bond Ordinance.

SECTION 13. Parish Obligated to Collect Tax. The Parish, through its governing authority by proper ordinances and/or resolutions, is recognized as being bound under the terms and provisions of law to levy, impose, enforce and collect the Tax 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 and the allocation thereof, until all of the 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 the resolutions and/or ordinances adopted providing for the levying, imposition, enforcement and collection of the Tax or any subsequent ordinance providing with respect to the Revenues of the Tax, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the Revenues of the Tax. The Tax Ordinance 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 this Bond Ordinance, shall be irrevocable 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 have been issued, or in any way make any change which would diminish the amount of the Revenues of the Tax received by the Issuer and pledged to the payment of the Bonds and received by the Issuer, until all of such Bonds shall have been retired as to both principal and interest.

The Owners of any of the Bonds, as hereinafter provided, 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 or resolution imposing the Tax and the Bond Ordinance and proceedings authorizing the issuance of the Bonds.

SECTION 14. Covenants of the Issuer. In providing for the issuance of the Bonds, the Issuer does hereby covenant that the Parish recognizes being bound under the terms and provisions of law to continue to levy and collect the Tax until all the Bonds have been retired as to principal and interest, to issue the Bonds and to pledge the Revenues of the Tax as herein provided, and that the Bonds will have a lien and privilege on the revenues of the Tax subject only to the prior payment of the reasonable and necessary costs and expenses of administering and collecting the Tax.

SECTION 15. Records and Accounts Relating to Tax. So long as any of the Bonds are outstanding and unpaid in principal or interest, the Issuer shall maintain and keep proper books of records and accounts separate and apart from all other records and accounts in which shall be made full and correct entries of all transactions relating to the collection and expenditure of the Revenues of the Tax, including specifically but without limitation, all reasonable and necessary costs and expenses of collection.

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

SECTION 16. Issuance of Refunding and Additional Parity Bonds. All of the Bonds shall enjoy complete parity of lien on the 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. The Issuer shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the avails or proceeds of the Tax having priority over or parity with the Bonds, except that bonds may hereafter be issued on a parity with the Bonds under the following conditions:

(a) The Bonds or any part thereof, including interest and redemption premiums thereon, may be refunded with the consent of the owners thereof (except that as to Bonds which have been properly called for redemption and provisions made for the payment thereof, such consent shall not be necessary) and the refunding Bonds so issued shall enjoy complete equality of lien with the portion of the Bonds which is not refunded, if there be any, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues that may have been enjoyed by the Bonds refunded.

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

(i) Additional bonds or other indebtedness ranking on a parity in the Revenues with the Bonds ("Parity Debt") may be issued if the Issuer can demonstrate that for two calendar years, for which an audit is available, immediately preceding the proposed issuance of additional Parity Debt, it had average annual tax revenues equal to **1.50x** the debt service requirements for both all outstanding indebtedness prior to the issuance of any additional debt and the additional Parity Debt proposed to be issued.

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

(iii) The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to by the Treasurer of the Issuer, or by an independent firm of certified public accountants who have previously audited the books of the Issuer or by such successors thereof as may have been employed for that purpose;

(iv) The Additional Parity Bonds must be payable as to principal on June 1st of each year in which principal falls due, beginning not later than three (3) years from the date of issuance of said Additional Parity Bonds and payable as to interest on June 1st and December 1st of each year; and

SECTION 17. Fidelity Bonds for Officers and Employees. So long as any of the Bonds are outstanding and unpaid, the Issuer shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the Issuer from loss.

SECTION 18. Amendments to Bond Ordinance. No material modification or amendment of this Bond Ordinance, or of any ordinance amendatory hereof or supplemental hereto, may be made without the consent in writing of the Owners of two-thirds (2/3) of the aggregate principal amount of the Bonds then outstanding; provided, however, that no such modification or amendment shall permit a change in the maturity of the Bonds or the redemption provisions thereof, or a reduction in the rate of interest thereon, or the promise of the Issuer to pay the principal of and the interest on

the Bonds as the same shall come due from the Revenues of the Tax, or reduce the percentage of owners required to consent to any material modification or amendment of this Bond Ordinance, without the consent of the Owner or Owners of the Bonds.

SECTION 19. Mutilated, Destroyed, Lost or Stolen Bonds. If (a) any mutilated Bond is surrendered to the Paying Agent, or the Issuer and the Paying Agent receive evidence to their satisfaction of the destruction, loss, or theft of any Bond, and (b) there is delivered to the Issuer and the Paying Agent such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer or the Paying Agent that such Bond has been acquired by a bona fide underwriter, the Issuer shall execute and upon its request the Paying Agent shall register and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost, or stolen Bond, a new Bond of the same maturity and of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or stolen Bond has become or is about to become due and payable, the issuer in its discretion may, instead of issuing a new Bond, pay such Bond. Upon the issuance of any new Bond under this Section, the Issuer may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith. Every new Bond issued pursuant to this Section in lieu of any mutilated, destroyed, lost, or stolen Bond shall constitute a replacement of the prior obligation of the Issuer, whether or not the mutilated, destroyed, lost, or stolen Bond shall be at any time enforceable by anyone, and shall be entitled to all the benefits of this Bond Ordinance equally and ratably with all other Outstanding Bonds. The procedures set forth in the Agreement authorized in this Bond Ordinance shall also be available with respect to mutilated, destroyed, lost or stolen Bonds. The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement and payment of mutilated, destroyed, lost or stolen Bonds.

SECTION 20. Discharge of Bond Ordinance. If the Issuer shall pay or cause to be paid, or there shall be paid to the Owners, the principal (and redemption price) of and interest on the Bonds, at the times and in the manner stipulated in this Bond Ordinance, then the pledge of the Tax or any other money, securities, and funds pledged under this Bond Ordinance and all covenants, agreements, and other obligations of the Issuer to the Owners of Bonds shall thereupon cease, terminate, and become void and be discharged and satisfied, and the Paying Agent shall pay over or deliver all money held by it under this Bond Ordinance to the Issuer.

SECTION 21. Defeasance. (i) If the Issuer shall pay or cause to be paid to the Owners of all Bonds then outstanding, the principal and interest to become due thereon, at the times and in the manner stipulated therein and in the Bond Ordinance, then the covenants, agreements and other obligations of the Issuer to the Owners shall be discharged and satisfied. In such event, the Paying Agent shall, upon the request of the Issuer, execute and deliver to the Issuer all such instruments as may be desirable to evidence such discharge and satisfaction and the Paying Agent shall pay over or deliver to the Issuer all moneys, securities and funds held by them pursuant to the Bond Ordinance which are not required for the payment of Bonds not theretofore surrendered for such payment.

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 Issuer 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. Bonds shall be deemed to have been paid, prior to their maturity, within the meaning and with the effect expressed above in this Section if they have been defeased pursuant to Chapter 14 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

SECTION 22. Successor Paying Agent; Paying Agent Agreement. The Issuer will at all times maintain a Paying Agent meeting the qualifications hereinafter described for the performance of the duties hereunder for the Bonds. The designation of the initial Paying Agent is hereby confirmed and approved. The Issuer reserves the right to appoint a successor Paying Agent by (a) filing with the Person then performing such function a certified copy of a ordinance or ordinance giving notice of the termination of the Agreement and appointing a successor and (b) causing notice to be given to each Owner. Every 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. The Executive Officers are hereby authorized and directed to execute an appropriate Agreement with the Paying Agent for and on behalf of the Issuer in such form as may be satisfactory to said officers, the signatures of said officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 23. Effect of Registration. The Issuer, the Paying Agent, and any agent of either of them may treat the Owner in whose name any Bond is registered as the Owner of such Bond for the purpose of receiving payment of the principal (and redemption price) of and interest on such Bond and for all other purposes whatsoever, and to the extent permitted by law, neither the Issuer, the Paying Agent, nor any agent of either of them shall be affected by notice to the contrary.

SECTION 24. Notices to Owners. Wherever this Bond Ordinance provides for notice to Owners of Bonds of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and mailed, first-class postage prepaid, to each Owner of such Bonds, at the address of such Owner as it appears in the Bond Register. In any case where notice to Owners of Bonds is given by mail, neither the failure to mail such notice to any particular Owner of Bonds, nor any defect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Bonds. Where this Bond Ordinance provides for notice in any manner, such notice may be waived in writing by the Owner entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Owners shall be filed with the Paying Agent, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

SECTION 25. Cancellation of Bonds. All Bonds surrendered for payment, redemption, transfer, exchange or replacement, if surrendered to the Paying Agent, shall be promptly cancelled

by it and, if surrendered to the Issuer, shall be delivered to the Paying Agent and, if not already cancelled, shall be promptly cancelled by the Paying Agent. The Issuer may at any time deliver to the Paying Agent for cancellation any Bonds previously registered and delivered which the Issuer may have acquired in any manner whatsoever, and all Bonds so delivered shall be promptly cancelled by the Paying Agent. All cancelled Bonds held by the Paying Agent shall be disposed of as directed in writing by the Issuer.

SECTION 26. Execution. The Bonds shall be executed in the name and on behalf of the Issuer by the manual or facsimile signatures of the Executive Officers, and the corporate seal of the Issuer (or a facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. In case any one or more of the officers who shall have signed or sealed any of the Bonds shall cease to be such officer before the Bonds so signed and sealed shall have been actually delivered, such Bonds may, nevertheless, be delivered as herein provided, and may be issued as if the person who signed or sealed such Bonds had not ceased to hold such office. Said officers shall, by the execution of the Bonds, adopt as and for their own proper signatures their respective facsimile signatures appearing on the Bonds or any legal opinion certificate thereon, and the Issuer may adopt and use for that purpose the facsimile signature of any person or persons who shall have been such officer at any time on or after the date of such Bond, notwithstanding that at the date of such Bond such person may not have held such office or that at the time when such Bond shall be delivered such person may have ceased to hold such office.

SECTION 27. Arbitrage. The Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Internal Revenue Code of 1986 and any amendment thereto (the "Code") in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer further covenants and agrees that it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds 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".

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

SECTION 28. Bonds are "Bank-Qualified". The Bonds are designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code. In making this designation, the Issuer finds and determines that:

- (a) the Bonds are not "private activity bonds" within the meaning of the Code; and

(b) the reasonably anticipated amount of qualified tax-exempt obligations which will be issued by the Issuer and all subordinate entities in calendar year 2016 does not exceed \$10,000,000.

SECTION 29. Publication. A copy of this Bond Ordinance shall be published immediately after its adoption in one issue of the official journal of the Issuer.

SECTION 30. Recordation. A certified copy of this Bond Ordinance shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of Jefferson, State of Louisiana.

SECTION 31. Disclosure Under SEC Rule 15c2-12. The Executive Officers are hereby empowered and directed to execute an appropriate Continuing Disclosure Certificate (substantially in the form set forth in Appendix H of the official statement issued in connection with the sale and issuance of the Bonds) pursuant to S.E.C. Rule 15c2-12(b)(5).

SECTION 32. Post-Issuance Compliance. The Executive Officers and/or their designees are directed to establish written procedures to assist the Issuer in complying with various State and Federal statutes, rules and regulations applicable to the Bonds and are further authorized to take any and all actions as may be required by said written procedures to ensure continued compliance with such statutes, rules and regulations throughout the term of the Bonds.

SECTION 33. Sale of Bonds. The Bonds are hereby awarded to and sold to the Purchaser at the price of par and accrued interest, if any, and under the terms and conditions set forth in the commitment letter attached hereto as Exhibit B, and after their execution and authentication by the Paying Agent, the Bonds shall be delivered to the Purchaser upon receipt by the Issuer of the agreed purchase price.

SECTION 34. Call for Redemption. The Issuer's \$1,850,000 of Public Improvement Refunding Bonds, Series 2006, consisting of the outstanding bonds of that issue, maturing June 1, 2017 to June 1, 2024, inclusive, which are being refunded by the Bonds, as more fully described in Exhibit A hereto, are hereby called for redemption on July 20, 2016, at the principal amount of each bond so redeemed, together with accrued interest to the call date, in compliance with the ordinance authorizing their issuance.

SECTION 35. Notice of Call for Redemption. In accordance with the ordinance authorizing the issuance of the Refunded Bonds, a notice of call for redemption in substantially the form attached hereto as Exhibit C, shall be sent by the paying agent for the Refunded Bonds to the registered owners of the Refunded Bonds as the same appear on the registration books of said paying agent by means of first class mail not less than thirty (30) days prior to the date of redemption.

SECTION 36. Section Headings. The headings of the various sections hereof are inserted for convenience of reference only and shall not control or affect the meaning or construction of any of the provisions hereof.

SECTION 37. Severability. In case any one or more of the provisions of this 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 Bond Ordinance or of the Bonds, but this 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 Bond Ordinance which validates or makes legal any provision of this Bond Ordinance and/or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Bond Ordinance and to the Bonds.

SECTION 38. Effective Date. This Bond Ordinance shall become effective immediately.

This Ordinance was introduced on the 19th day of May, 2016.

Notice published on the ____ day of _____, 2016.

This ordinance having been submitted in writing, introduced, notice published, having been read and adopted by sections at a public meeting of the City Council, was then submitted to an official vote as a whole, the vote thereon being as follows:

YEAS:

NAYS:

ABSENT:

And the ordinance was declared adopted on this, the 16th day of June, 2016, and final publication was made in "The Times Picayune" on the ____ day of _____, 2016.

City Clerk

Mayor

EXHIBIT A TO BOND ORDINANCE

OUTSTANDING BONDS TO BE REFUNDED

Public Improvement Refunding Bonds, Series 2006, dated July 31, 2016

<u>DATE</u> <u>(JUNE 1)</u>	<u>PRINCIPAL</u> <u>PAYMENT</u>	<u>INTEREST</u> <u>RATE</u>
2017	\$ 195,000	4.375%
2018	205,000	4.375
2019	215,000	4.375
2020	225,000	4.500
2021	235,000	4.500
2022	245,000	4.500
2023	260,000	4.550
2024	<u>270,000</u>	4.600
	\$1,850,000	

Those bonds maturing June 1, 2017, and thereafter will be called for redemption on July 20, 2016, at the principal amount thereof and accrued interest to the date fixed for redemption.

EXHIBIT B TO BOND ORDINANCE

COMMITMENT LETTER

EXHIBIT C TO BOND ORDINANCE

NOTICE OF CALL FOR REDEMPTION

**PUBLIC IMPROVEMENT REFUNDING BONDS, SERIES 2006
DATED JULY 31, 2006
(MATURING JUNE 1, 2017 TO JUNE 1, 2024)
OF THE
CITY OF HARAHAH, STATE OF LOUISIANA**

NOTICE IS HEREBY GIVEN that, pursuant to an ordinance adopted on June 16, 2016, by the City Council of the City of Harahan, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Harahan, State of Louisiana (the "Issuer"), the Governing Authority hereby calls for redemption on July 20, 2016, \$1,850,000 of the Issuer's outstanding Public Improvement Refunding Bonds, Series 2006, dated July 31, 2006 (the "Refunded Bonds"), consisting of certain of the bonds of said issue which mature June 1, 2017 to June 1, 2024, inclusive, as hereinafter set forth (the "Refunded Bonds"), at a price of par, plus accrued interest, upon presentation and surrender of said bonds as set out below.

NOTICE IS HEREBY FURTHER GIVEN that the Refunded Bonds are hereby called for redemption on July 20, 2016, at the principal amount thereof and accrued interest to the call date, the Refunded Bonds being more fully described as follows:

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rates</u>	<u>CUSIP Numbers</u>
June 1, 2017	\$ 195,000	4.375%	411432BW6
June 1, 2018	205,000	4.375	411432BX4
June 1, 2019	215,000	4.375	411432BY2
June 1, 2020	225,000	4.500	411432BZ9
June 1, 2021	235,000	4.500	411432CA3
June 1, 2022	245,000	4.500	411432CB1
June 1, 2023	260,000	4.550	411432CC9
June 1, 2024	<u>270,000</u>	4.600	411432CD7
	\$1,850,000		

No further interest will accrue and be payable on the Refunded Bonds from and after July 20, 2016. The Refunded Bonds should not be surrendered for payment until July 20, 2016, and then should be surrendered at Argent Trust Company as follows:

**By Hand, Express Mail
or Courier Service**

Argent Trust
Attn: Lana Patton
500 E. Reynolds Drive
Ruston, Louisiana 71270

By Mail

Argent Trust
Attn: Lana Patton
P. O. Drawer 1410
Ruston, Louisiana 71270

The CUSIP NUMBERS listed above are provided for the convenience of the bondowners. The Issuer does not certify as to their correctness.

Withholding of 28% of gross redemption proceeds of any payment made within the United States may be required by the Jobs and Growth Tax Relief Reconciliation Act of 2003, unless the Paying Agent has the correct taxpayer identification number (social security or employer identification number) or exemption certificate of the payee.

EAST OUACHITA PARISH SCHOOL DISTRICT
OF THE PARISH OF OUACHITA, STATE OF
LOUISIANA

By: _____
Title: Secretary

Date: June 16, 2016

STATE OF LOUISIANA

PARISH OF JEFFERSON

I, the undersigned City Clerk of the City of Harahan, State of Louisiana, do hereby certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by the City Council on June 16, 2016, authorizing the issuance of _____ Dollars (\$_____) of Public Improvement Refunding Bonds, Series 2016, of the City of Harahan, State of Louisiana; prescribing the form, terms and conditions of such Bonds and providing for the payment thereof; authorizing an agreement with the Paying Agent; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature at Harahan, Louisiana, on this, the 16th day of June, 2016.

City Clerk

The following proposed Ordinance was introduced by Council Member Huete
and seconded by Council Member _____.

PROPOSED ORDINANCE NO. 2016 - 8

AN ORDINANCE AMENDING THE HARAHAH MUNICIPAL CODE BY ADDING A NEW ARTICLE IV TO CHAPTER 30 RELATING TO EMISSION STANDARDS FOR PARTICULATE MATTER; MAKING FINDINGS AND CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; AND PROVIDING FOR SEVERABILITY.

* * * * *

WHEREAS, particulate matter, also known as particle pollution, is made up of a number of components, including acids (such as nitrates and sulfates), organic chemicals, metals, and soil or dust particles; and

WHEREAS, the U.S. Environment Protection Agency finds that numerous scientific studies have linked particle pollution exposure to a variety of problems, including: premature death in people with heart or lung disease, nonfatal heart attacks, irregular heartbeat, aggravated asthma, decreased lung function, and increased respiratory symptoms, such as irritation of the airways, coughing or difficulty breathing¹; and

WHEREAS, the Louisiana Department of Health and Hospitals finds that being exposed to any kind of particulate matter may cause: increased emergency department visits and hospital stays for breathing and heart problems, worsened asthma symptoms, adverse birth outcomes, breathing problems, decreased lung growth in children, lung cancer, and early deaths²; and

WHEREAS, the City Council has expressed concern for the public's well being with regard to exposure to particulate matter; and

¹ <https://www3.epa.gov/pm/health.html>

² <https://lepht.dhh.la.gov/Environment/AirQuality/Pages/Air%20Contaminants.aspx>

WHEREAS, the City Council finds the emissions standards for particulate matter adopted by this Ordinance are reasonable and seeks to amend the Harahan Municipal Code by adding a new Article IV to Chapter 30 relating to emission standards for particulate matter; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARAHAN, STATE OF LOUISIANA, ACTING AS GOVERNING AUTHORITY OF SAID CITY:

SECTION 1. That the findings and recitals contained in the preamble of this Ordinance are declared to be true and correct and are hereby adopted and made a part of this Ordinance.

SECTION 2. That Chapter 30 of the Harahan Municipal Code is amended by adding a new Article IV, to read as follows

"ARTICLE IV. — EMISSION STANDARDS FOR PARTICULATE MATTER

Sec. 30-60. — Purpose.

The purpose of this article shall be to limit the quantity of particulate matter emitted.

Sec. 30-61. — Scope.

This article applies to any operation, process, or activity from which particulate matter is emitted.

Sec. 30-62. — Impairment of Visibility.

An owner or operator of any operation, process or activity emitting particulate matter shall abate or control such particulate emissions from passing onto or across a public road and creating a traffic hazard by impairment of visibility or intensifying an existing traffic hazard condition.

Sec. 30-63. — Control of Particulate Emissions.

To control particulate matter from becoming airborne, an owner or operator of any operation, process or activity emitting particulate matter shall:

- (a) apply water, asphalt, oil, or suitable chemicals on dirt roads, materials stockpiles, storage yards and other surfaces which can give rise to airborne dust or particulate matter;

(b) cover at all times when in motion open-bodied trucks transporting materials likely to give rise to airborne dust or particulate matter;

(c) promptly remove from paved streets dirt or other material fallen from or deposited by trucks or earth moving equipment; and

(d) take any other reasonable precautions including but not limited to appropriate landscaping and paving to control particulate matter from becoming airborne."

SECTION 3. That if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances, is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

SECTION 4. That all other provisions in the Harahan Municipal Code remain in full force and effect.

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

YEAS:

NAYS:

ABSENT:

ABSTENTION:

This Ordinance was declared adopted on the _____ day of _____, 2016 to become effective immediately upon the signature of the Mayor or upon expiration of the time period without the signature of the Mayor.

Tina Miceli
Mayor

Nicole Lee
Clerk