

Minutes
The Iowa Town Council
115 N. Thomson
June 13, 2016
Iowa, La
7:00 p.m.

Mayor and Council met in regular session this date in compliance with all requirements as to notice.

Present: Carol Ponthieux, Mayor; Council Members: Julie Fontenot, Larry Hardy, Thomas Talbot, Gerald Guidry (quorum present) Absent: Errol Marshall

Invocation given by Mayor Ponthieux followed by Pledge.

Approval of Minutes:

Talbot motioned to approve minutes of May 9, 2016 as written; Hardy seconded. Motion carried.

Agenda Items

1. Open Bids – bids received on each item were opened.
 - a. 2008 Ford Crown Vic – two bids received. Brycson Torrans bid \$1756. Chicago Motors placed a bid of \$1007 but it was below minimum bid amount. Talbot motioned to accept Torrans bid; Guidry seconded. Motion carried.
 - b. Official Journal – one bid received. Lake Charles American Press bid \$4.05 per sq. inch. Talbot motioned to accept the bid; Hardy seconded. Motion carried.
2. Introduction of new Energy Rep – Lorena Ceasar – Mayor introduces Lorena Ceasar who will be the Town's Energy Representative. Her office is located in the Jennings service center. She presented her business card to the council members. She is here to serve us so please call her at any time.
3. Approval to start condemnation process for 305. S. Lambert – source of discontent for adjoining property owners. This property is heirship. Mayor described the property condition and efforts of contacting any of the owners has resulted in no feedback. Mr. Bouquet says it may entail a title search to see who receives the tax notice and to see if it is indeed heir property. If we cannot determine ownership, then we will have to possibly appoint a curator. Hardy motioned to start the process of condemnation; Talbot seconded. Motion carried.
4. Modification to Act of Ratification, Acknowledgment and Attornment regarding Outlet Mall – Bouquet stated we are doing the same action as last month. The new lease holder is making a request for additional verification. This document is designed to correct that problem. Hardy motioned to authorize Mayor to sign document; Talbot seconded. Motion carried.
5. IVFD – reports, updates by Chief Miller – Chief Miller presented the Fire Dept. stats for the month.
6. Sewer project loan application – Mayor stated she has discussed one on one with Council members regarding sewer issues explaining the citizen complaints she has received. Most complaints seem to be concentrated in District A, B. Couple of weeks ago USDA gave a presentation in Lake Charles and she invited them to come to Iowa to discuss how we might meet this challenge. Engineer has been consulted and given an opinion. Engineer has estimated cost of lining all sewer pipes in the town is basically 120,000 feet. A preliminary estimate is about ten million. Mayor consulted with Mayor of Kinder and their results of doing the same type project.
 - a. Resolution 16-07 to retain Government Consultants, Inc. and Delafield – David Riggins explained what Government Consultants. This company will represent and guide us through the process of obtaining a loan. They will assist on guidance of how town will repay this loan. Government Consultants will bring the professionals to help with. GCI does not get paid unless they actually put together this bond issue

process and are paid through that process. Will review both lenders to determine which would fit best for the town. It is not a short process. May take 3-6 months. Must have a bond attorney through this process.

b. lenders – USDA, DEQ – differences will be the amount town would pay.

c. bond attorney, Jay Delafield – sent over resolution for the Council to consider. Recommend put ten million as an estimate for issuance of bonds. Mr. Delafield explained the resolution.

Lapearous asked how this repair be done. Jessen said it was pipe bursting new material at connection. Lapearous asked what the pay back looks like. Riggins stated that if you chose the 20 year period the cost to customer would be higher than a 40 year payback. Roughly on 40 year will be about 30 million. Riggins addressed at what will be considered in calculating how this loan will be repaid. Mr. Bouquet just wants us to use best judgement. Riggins says to go only once to bond commission. This is why he saying apply for more than what you might use. GCI will come to you on every single step. We also recommend to you to add like a 1% CPI into a bill so this will always cover rising cost. Council will insert 12 million for the amount to request when going to the Bond Commission.

LH, TT motioned to approve Res. 2016-07. Motion Carried.

The Town Council of the Town of Iowa, Louisiana, met in regular public session at 7:00 o'clock p.m. on June 13, 2016, at the regular meeting place of the Town Council, Iowa Town Hall, 115 North Thomson, Iowa, Louisiana, and the following members present:

Julie Fontenot, Larry Hardy, Thomas Talbot, Gerald Guidry - Council Members
Carol Ponthieux - Mayor

ABSENT: Errol Marshall

The meeting was called to order and the roll called with the above result.

Thereupon, the following resolution was offered by Larry Hardy and seconded by Thomas Talbot, was approved by the following vote:

YEAS: Fontenot, Hardy, Talbot and Guidry

NAYS: None

RESOLUTION 2016-07

A RESOLUTION AUTHORIZING THE TOWN OF IOWA TO PROCEED WITH (i) ISSUANCE OF NOT EXCEEDING \$12,000,000 PRINCIPAL AMOUNT OF SEWER REVENUE BONDS, 2016 SERIES; AND (ii) DEVELOPMENT OF A PROJECT FOR ACQUISITION AND ESTABLISHMENT OF ADDITIONS TO AND IMPROVEMENTS OF THE PUBLIC UTILITY SYSTEMS FOR AND WITHIN THE TOWN; APPROVING THE “NOTICE OF INTENTION” AND AUTHORIZING PUBLICATION OF A PUBLIC NOTICE IN CONNECTION WITH THE PROJECT; AND AUTHORIZING APPLICATION TO THE LOUISIANA STATE BOND COMMISSION IN CONNECTION THEREWITH.

WHEREAS, the Town of Iowa, Louisiana (the “Issuer”) is a duly created and validly existing body corporate, politic and political subdivision of the State of Louisiana, under and pursuant to the provisions of Article VI, § 2 of the Louisiana Constitution of 1974, as amended, incorporated on June 26, 1952, under the provisions of the Lawrason Act (La. R.S. 33:321, *et seq.*); and

WHEREAS, the Issuer, owns and operates a combined waterworks plant and system and sewer utility system as a single revenue producing public utility (the “Utility System”);

WHEREAS, after examining available data, the Issuer has determined that there is a substantial need within

the Issuer for making additions, improvements, extensions, renewals, replacements and/or repairs to the sewer portion of the Utility System, and that issuance of its Sewer Revenue Bonds will assist the Issuer in acquisition, construction and improvement of the sewer portion of the Utility System; and

WHEREAS, pursuant to the provisions of Part XIII of Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), the Issuer is authorized to issue its bonds, in an amount not to exceed \$12,000,000, in multiple series, with the initial series to be designated Sewer Revenue Bonds, 2016 Series (the "Bonds"), of the Issuer, to construct, acquire, extend or improve any work of public improvement, including but not limited to its Utility System, including such treatment facilities as may be required, with all necessary equipment and installations in connection therewith (the "Project"), the provision of which, to such extent and in such manner as is not or hereafter contemplated, shall be deemed an authorized public function under the provisions of the Act; and

WHEREAS, the Issuer reasonably expects to reimburse its expenditures incurred prior to issuance of the Bonds, if any, for the Project, from proceeds of the Bonds and to have this resolution serve as a declaration of intent under Section 1.150-2 of the United States Treasury Regulations issued pursuant to the Internal Revenue Code of 1986, as amended ("Code");

WHEREAS, it is the intention of the Issuer to borrow from the Louisiana Department of Environmental Quality's Revolving Loan Fund, or from some other entity willing to finance the Issuer's additions and extensions to its Utility System, a substantial portion of the borrowing authorized herein;

WHEREAS, issuance of the Issuer's Bonds will foster and be in furtherance of the objectives of the public service functions of the Issuer;

NOW, THEREFORE, BE IT RESOLVED by the Town Council, governing authority of the Issuer, as follows:

SECTION 1. The Issuer is hereby authorized to proceed with a plan for and undertaking development of the Project involving the proposed issuance by the Issuer of the Bonds, in an aggregate principal amount not to exceed \$12,000,000, in various series, either as taxable or tax-exempt obligations, at a rate or rates not to exceed 4% per annum, for a term or terms not exceeding forty (40) years from date of issuance of each individual series. The Bonds shall be issued to (i) construct, acquire, extend or improve any work of public improvement, including but not limited to sewer portion of its Utility System, including such treatment facilities as may be required, with all necessary equipment and installations in connection therewith (the "Project"), the provision of which, to such extent and in such manner as is not or hereafter contemplated, shall be deemed an authorized public function under the provisions of the Act, and (ii) pay the costs of issuance associated with the Bonds.

SECTION 2. The Issuer shall reimburse its expenditures incurred prior to issuance of the Bonds, if any, for the Project, from proceeds of the Bonds. This resolution serves as a declaration of the Issuer's intent, under Section 1.150-2 of the United States Treasury Regulations issued pursuant to the Internal Revenue Code of 1986, as amended ("Code"), to make such reimbursements. This Resolution evidences official intent of the Issuer toward issuance of its Bonds as contemplated herein in accordance with the laws of this State and the United States Treasury Regulations Section 1.150-2(e). The Bonds are not expected to exceed an aggregate principal amount of \$12,000,000.

SECTION 3. Government Consultants of Louisiana, Inc., Baton Rouge, Louisiana, is hereby appointed as financial advisor in connection with the Bonds.

SECTION 4. There being a real public necessity for retention and employment of legal counsel to provide specialized legal services in connection with issuance of the Bonds by the Issuer, and it appearing that the public interest requires obtaining of such specialized legal services, Joseph A. Delafield, A Professional Corporation, of Lake Charles, Louisiana (“Bond Counsel”), is hereby employed for such purposes. The fee for the work to be performed by Bond Counsel is contingent upon issuance, sale and delivery of the Bonds, and shall be in accordance with the maximum fee schedule of the Attorney General of the State of Louisiana for comprehensive legal and coordinate professional work of bond attorneys and bond counsel in the issuance of revenue bonds.

SECTION 5. The Clerk of the Town Council is empowered, authorized and requested to forward to the Louisiana State Bond Commission a certified copy of this resolution which shall constitute a formal application as herein provided for approval of the contents of the Notice of Intention attached hereto as Exhibit A.

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

SECTION 6. The Issuer does hereby approve and authorize publication of the “Notice of Intention” attached hereto as Exhibit “A,” subject to the approval of the State Bond Commission.

SECTION 7. The Mayor and the Clerk of the Town Council of the Issuer are hereby authorized and empowered to take any and all further action and to sign any and all documents and instruments in writing as may be necessary to carry out the purposes of this resolution and to file, on behalf of the Issuer, with any governmental board or entity having jurisdiction over the Project, including but not limited to the Louisiana Department of Environmental Quality, such applications or requests for approval thereof as may be required by law, including the application to the State Bond Commission for preliminary approval and authorization to proceed with development of the Project and the financing of the Bonds.

SECTION 8. The Issuer shall incur no financial liability for issuance of the Bonds, other than the filing fee with the Louisiana State Bond Commission, until such time as issuance of the Bonds has been approved by the Louisiana State Bond Commission and a bond ordinance has been duly adopted by the Issuer.

SECTION 9. If any provision, item or application of this Resolution or the applications thereof are held invalid, such invalidity shall not affect other provisions, items or applications which can be given effect without the invalid provisions, items or applications; and, to this end, the provisions of this Resolution are hereby declared severable.

SECTION 10. This Resolution shall become effective immediately upon its adoption.

SECTION 11. All Resolutions in conflict herewith are hereby repealed.

Adopted and approved on this 13th day of June, 2016.

Exhibit “A”

TOWN OF IOWA, LOUISIANA

NOTICE OF INTENTION TO ISSUE BONDS

The Town Council of the Town of Iowa, Louisiana (the "Issuer"), is a duly created and validly existing body corporate and politic and political subdivision of the State of Louisiana, incorporated on June 26, 1952, under the provisions of the Lawrason Act (La. R.S. 33:321, *et seq.*). The Issuer has the authority to issue its revenue bonds in order to construct, acquire, extend or improve any work of public improvement, in accordance with the provisions of Part XIII of Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended (hereinafter referred to as the "Act"). The Issuer does hereby give notice of its intention to issue not to exceed TWELVE MILLION AND NO/100 (\$12,000,000) DOLLARS of its Sewer Revenue Bonds (the "Bonds"), in various series, either as taxable or tax-exempt obligations, at a rate or rates not to exceed 4% per annum, for a term or terms not exceeding forty (40) years from date of issuance of each individual series. The Bonds shall be authorized under the Act and authorized pursuant to the provisions of a bond ordinance (the "Bond Ordinance") for the purpose of providing funds for the Issuer to construct, acquire, extend or improve any work of public improvement, including but not limited to the sewer portion of its combined waterworks plant and system and sewer utility system, which is a single revenue producing public utility (the "Utility System"), including such treatment facilities as may be required, with all necessary equipment and installations in connection therewith (the "Project"), the provision of which, to such extent and in such manner as is not or hereafter contemplated, shall be deemed an authorized public function under the provisions of the Act; and pay the costs of issuance associated with the Bonds.

The Bonds, if issued, shall be limited and special revenue obligations of the Issuer and not the State of Louisiana. The Bonds be issued either as taxable or tax-exempt obligations, in various series, shall bear such date or dates, mature at such time or times, bear interest at such rate or rates and carry such exchangeability privileges as shall be provided for in the Bond Ordinance. The Bonds shall be payable from and secured by an irrevocable pledge and dedication of (i) the income, revenues and receipt derived or to be derived from the operation of the Utility System after provision has been made for payment therefrom of the reasonable and necessary expenses of administering, operating and maintaining the Utility System of the Issuer, and/or (ii) other Issuer revenues received by it from any other sources, including but not by way of limitation, from sales tax revenues or other monies which, by law or contract, may be made available to the Issuer under the terms of the Bond Resolution.

The Bonds shall not constitute a debt, liability, loan of the credit or a pledge of the faith and credit of the State of Louisiana (the "State"), or of any political or governmental unit thereof, other than the Issuer. The Bonds shall not constitute an obligation, either special or general, of the State within the meaning of any Constitutional or statutory provision whatsoever. Neither the State, nor any political subdivision thereof, other than the Issuer, shall in any manner be liable for payment of principal and the interest on the Bonds, or for performance of any agreement or pledge of any kind which may be undertaken by the Issuer and no breach by the Issuer of any agreements shall create any obligation upon the State or any political subdivision thereof.

The Issuer shall meet in open and public session on **August 8, 2016, at 7:00 o'clock p.m.** in the Iowa Town Hall, 115 North Thomson, Iowa, Louisiana, for the purpose of hearing any objections to the proposed issuance of the Bonds. If a petition is presented to the Issuer at this open and public meeting duly signed by not less than 5% of the electors of the Issuer voting at the last special or general election objecting to the issuance of the Bonds, then said Bonds shall not be issued until approved by a vote of a majority of the qualified electors of the Issuer who vote in a special election held for the purpose of approving the issuance of the Bonds in the manner provided by Part XIII of Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950, as amended. Any such petition must be accompanied by a Certificate of the Parish Registrar of Voters certifying that the signers of the petition are qualified electors of the Issuer and the number of signers amounts to not less than 5% of the electors of the Issuer in number, voting at the last special or general election.

This is not an offer to sell nor the solicitation of an offer to buy the Bonds. This is the Notice of Intention to Issue Bonds by the Issuer as mandated by the provisions of La. R.S. 39:1022(A).

TOWN OF IOWA, LOUISIANA

7. Engineer's Report – recommendations, updates, reports.
 - a. Resolution 2016-08- to abandon a portion of a 15' utility easement Garden Terrace Subdivision
Hardy motioned to approve; Talbot seconded. Motion carried.

RESOLUTION 2016-08

**A RESOLUTION ABANDONING A PORTION OF A
15' UTILITY EASMENT IN GARDEN TERRACE SUBDIVISION**

WHEREAS, A 15' utility easement is shown on the plat filed of record for Garden Terrace Subdivision, Phase One, a subdivision as per plat filed in Plat Book 39, page 41, a subdivision of a tract of land in the Northeast Quarter (NE/4) of Section 31, Township 9 South, Range 6 West, Calcasieu Parish, Louisiana including the resubdivision of Lots One (1) through Eight (8) and Eleven (11) through Thirteen (13) of Findley Subdivision Part Two (2), as per plat recorded in Plat Book 8, page 45, records of Calcasieu Parish, Louisiana.

WHEREAS the right of way of proposed streets shown on plat were dedicated to public use and all areas shown on said plat as servitudes are granted to the public for utilities, drainage, sewage removal or other public purposes for the general use of the public.

WHEREAS a home was built on Lot Twenty Two (22) and the North 26.5 feet of Lot Twenty Three (23) of Garden Terrace Subdivision Phase One (1), as per plat recorded in Plat Book 39, page 41, records of Calcasieu Parish, Louisiana and a portion of said home is encroaching on a 15 foot drainage and utility servitude as can be seen and as is further described as Tract A on that survey by E. Leo Reddoch, dated April 11, 2016 and attached hereto as Exhibit "A," which bears a legal description of:

TRACT A:

COMMENCING AT THE NORTHEAST CORNER OF LOT 22 OF GARDEN TERRACE SUBDIVISION A SUBDIVISION LOCATED IN CALCASIEU PARISH, LOUISIANA; THENCE SOUTH 68°53'45" WEST A DISTANCE OF 35.93 FEET TO THE NORTHEAST CORNER OF A BRICK BUILDING; THENCE SOUTH 01°01'05" EAST A DISTANCE OF 2.07 FEET TO A POINT ON THE INTERSECTION OF THE EAST WALL OF A BRICK BUILDING AND THE SOUTH LINE OF A 15 FOOT DRAINAGE AND UTILITY EASEMENT; THENCE SOUTH 89°59'07" WEST ON AND ALONG SOUTH LINE OF SAID EASEMENT A DISTANCE OF 32.20 FEET TO A POINT ON THE WEST WALL OF A BRICK BUILDING; THENCE NORTH 01°01'05" WEST A DISTANCE OF 1.51 FEET TO THE NORTHWEST CORNER OF A BRICK BUILDING; THENCE NORTH 88°58'55" EAST ON AND ALONG THE NORTH WALL OF SAID BRICK BUILDING A DISTANCE OF 32.20 FEET TO THE POINT OF BEGINNING.

NOW THEREFORE, BE IT RESOLVED that after a town council meeting held on June 13, 2016, that the town does hereby officially declare the portion of the 15 foot drainage and utility servitude that is affected by the construction of the above described home to be fully and completely abandoned, said abandoned portion being more fully described as:

TRACT A:

COMMENCING AT THE NORTHEAST CORNER OF LOT 22 OF GARDEN TERRACE SUBDIVISION A SUBDIVISION LOCATED IN CALCASIEU PARISH, LOUISIANA; THENCE SOUTH 68°53'45" WEST A DISTANCE OF 35.93 FEET TO THE NORTHEAST CORNER OF A BRICK BUILDING; THENCE SOUTH 01°01'05" EAST A DISTANCE OF 2.07 FEET TO A POINT ON THE INTERSECTION OF THE EAST WALL OF A BRICK BUILDING AND THE SOUTH LINE OF A 15 FOOT DRAINAGE AND UTILITY EASEMENT; THENCE SOUTH 89°59'07" WEST ON AND ALONG SOUTH LINE OF SAID EASEMENT A DISTANCE OF 32.20 FEET TO A POINT ON THE WEST WALL OF A BRICK BUILDING; THENCE NORTH 01°01'05" WEST A DISTANCE OF 1.51 FEET TO THE NORTHWEST CORNER OF A BRICK BUILDING; THENCE NORTH 88°58'55" EAST ON AND ALONG THE NORTH WALL OF SAID BRICK BUILDING A DISTANCE OF 32.20 FEET TO THE POINT OF BEGINNING.

THIS RESOLUTION having been read section by section, and as a whole, and having been submitted to a vote, the vote thereon was as follows:

YEAS: Hardy, Talbot, Fontenot, Guidry
NAYS: none
ABSENT: Marshall
ABSTAIN: none

THUS ADOPTED AND APPROVED at Iowa, Louisiana on this 13th day of June, 2016.

Jessen requested Council to authorize substantial completion and clear lien notice for the John Dale Lift Station project. Talbot motioned to authorize and advertise for clear lien notice; Guidry seconded. Motion carried. Pay request recommendation of \$35627.29 to Blake D. Hines, Inc. Received approval recommendation from Minvielle.

RESOLUTION NO. 2016-09

A RESOLUTION accepting the substantial completion of Project No. I-2014-102, John Dale Sewer Lift Station Upgrade, Town of Iowa, LA, and authorizing the advertising of the lien period.

WHEREAS, Blake D. Hines, Inc. has substantially completed its contract with the Town of Iowa, Louisiana, for Project No I-2014-102, John Dale Sewer Lift Station Upgrade, Town of Iowa, LA,

WHEREAS, D. W. Jessen & Associates, L.L.C. has informed the Town Council of the Town of Iowa, Louisiana, that Blake D. Hines, Inc. has substantially completed its contract and that the Town of Iowa, Louisiana, should accept the said improvements as substantially complete from the said contractor and assume the maintenance of the same;

BE IT RESOLVED BY THE TOWN COUNCIL FOR THE TOWN OF IOWA, LOUISIANA, in regular session convened, that:

SECTION 1: All of the above and foregoing provisions are hereby made a part of this resolatory provision; and the Town Council of the Town of Iowa, Louisiana, the governing authority of the said Town, does hereby accept from the said Blake D. Hines, Inc. as substantially completed, the heretofore described substantial completion of Project No. I-2014-102, John Dale Sewer Lift Station Upgrade, Town of Iowa, LA, and the Town Council of the Town of Iowa, Louisiana, does hereby accept said improvements for maintenance.

SECTION 2: The Town Council of the Town of Iowa, Louisiana, does hereby authorize the running of a legal advertisement notifying lien holders affected, that the final payment will be made at the end of the lien period of forty-five (45) days.

PASSED AND ADOPTED at Iowa, Louisiana, on this the 13th day of June, 2016.

Drainage Trust Fund – grant application resolution - Res. 2016-10 which allows us to participate from N. Lightner to David to Lat. 14 with a 50/50 match. Talbot motioned to approve resolution and authorize Mayor to apply; Guidry seconded. Motion carried.

RESOLUTION NO. 2016-10

A RESOLUTION requesting assistance and making application to the Calcasieu Parish Police Jury Road and Drainage Trust Fund for participation in the cost of the Drainage Improvements – Lightner Avenue from David Street North to Lateral L-14

WHEREAS, funding is needed to complete this drainage project; and

WHEREAS, funding of a portion of the cost of needed improvement in this phase has been committed by the Town of Iowa (50% Town/50% Parish); and

WHEREAS, improving drainage of Lightner Avenue from David Street North to Lateral L-14 by installation of reinforced concrete pipe and catch basins along Lightner Avenue from David Street North to Lateral L-14; and

WHEREAS, piping the lateral tributary will improve the drainage system and safely remove the storm water from the residential area; and

WHEREAS, piping the existing roadside ditch on Lightner Avenue from David Street North to Lateral L-14 will improve the drainage system and safely remove the storm water from the nearby residential area.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF IOWA, LOUISIANA, in regular session convened, that:

SECTION 1: All of the above and foregoing is hereby made a part of this resolution.

SECTION 2: The Town Council of the Town of Iowa, Louisiana, does hereby request funding assistance and authorizes the Mayor of the Town of Iowa to make an application to the Calcasieu Parish Police Jury Road and Drainage Trust Fund for participation in the cost of improving the drainage on Lightner Avenue from David Street North to Lateral L-14.

PASSED AND ADOPTED at Iowa, Louisiana, on this the 13th day of June, 2016.

Third St. sidewalks – contracts signed and working to setup start meeting. On June 27th receiving bids on the W. Miller sidewalk project.

Working on getting quotes on nitrification chamber rehab work. Maintenance item. Mayor discussed estimate provided by Ben regarding a pipe bursting project. One of the two areas which needs addressing is Hwy. 90 to Second between Kinney and Lightner. This project is in the new budget as a stand-alone. Jessen recommended to advertise and open bids at the July meeting. Talbot motioned to authorize to advertise and accept bids for this project; Guidry seconded. Motion carried.

Jessen indicated he is paying attention to the Ashridge project and monitoring what they are doing. Jessen says as of this moment Phase 4, 5 are comparable to what we've already approved for Phase 2, 3. Bebee stated he has made them upsize certain drainage size. Silt fencing was put in place and now certain residents are stating having drainage issues. Guidry says drainage should be to the front.

8. David Brossett Architect for park restroom – Mayor introduced him and says she and Brossett have discussed bathroom design possibilities. Several have done a walk through the park for a location that would not impact other park details. Area reviewed is by the volley ball court area. Hardy asked how many people will be accommodated at one time. Response was two in the women's and two in the men's and one family. Mayor wants a gated security. Mayor asked for dimension which Brossett stated is about 30x20. Council has been given two different designs. Mayor personally likes the one entrance with one sliding gate vs 3 different entrances. Hardy would like to see the separation/two separate entrances. Talbot wants separate entrances also. Wants security factored into this facility. Camera to monitor the entrances only and where P.D. can monitor for 24 hrs. Talbot motioned to accept Brossett as architect and to proceed with this project; Hardy seconded. Motion carried. Public comment: Lapearous asked what the estimated cost is. Response: \$300,000 is the estimated cost.
9. Ordinances – for adoption
 - a. Ordinance 2016-06 – Collection Agency Services -
 1. Public Hearing- Mayor adjourned regular meeting at 8:43 p.m. for public hearing. Lapearous asked what is charged. A fee not to exceed 25% was response.
 2. Action/vote – There being no further comments regular meeting resumed at 8:44 p.m. Hardy motioned to approve and accept the ordinance; Talbot seconded. Motion carried.

ORDINANCE 2016-06
ORDINANCE BY THE TOWN OF IOWA, LOUISIANA TO ASSESS A COLLECTION FEE
ON DEBTS REFERRED TO COLLECTION AGENCY

An ordinance establishing that the Town of Iowa, Louisiana authorizes the assessment of a collection fee on debts, accounts receivable, costs, fines and fees turned over to a collection agency.

WHEREAS, the Town Council recognizes that there are certain debts and accounts on which the Town of Iowa has been unable to collect funds due;

WHEREAS, the Town Council recognizes that there are certain fines, costs and fees ordered by Town Court which remain outstanding;

WHEREAS, the Town Council recognizes that as the governing authority for the Town of Iowa, there exists a duty to exercise due diligence in collecting public funds;

WHEREAS, the Town Council recognizes that the Town of Iowa is authorized by state law to contract with a collection agency for the collection of one or more of the following items:

1. Debts and accounts receivable including, but not limited to, unpaid utility fees, penalties, interest and other sums due the municipality, as applicable; or
2. Court penalties, costs, fines and fees in cases in municipal court in which the accused has failed to appear or otherwise failed to satisfy a monetary obligation ordered by the court;

WHEREAS, the Town Council recognizes that a collection fee will be required to obtain the services of a collection agency to collect these sums, and desires to assess such a fee;

WHEREAS in case any one or more of the provisions of this ordinance shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of said ordinance, but the same shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provisions enacted after the date of this ordinance which validate or make legal any provisions thereof shall be deemed to apply hereto.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Iowa, State of Louisiana, in legal and regular and/or special session, acting as the “Governing Authority” of said Town, adopt the following ordinance to the Town of Iowa Code.

BE IT ORDAINED by the Counsel of the Town of Iowa, Louisiana:

SECTION I. The Town of Iowa hereby assesses a collection fee in an amount not to exceed twenty-five percent (25%) of the delinquent municipal debt when the Town of Iowa has entered into a contract with the Louisiana Municipal Advisory and Technical Services Bureau (“LaMATS”) for collection of the above listed items. This fee will be added to all sums submitted to the collection agency regardless of age.

SECTION II. 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 affect without the invalid provisions, items or applications and to this end the provisions of this Ordinance are hereby declared severable.

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

The above and foregoing addition to the Code of Ordinances, Town of Iowa, Louisiana, has been read and adopted and is only intended as an addition to said Ordinances and the remaining Ordinances and the past enacted Ordinances are still in full force and effect.

Said Ordinance having been introduced on May 9, 2016, the title having been read with opportunity for discussion and appropriate public advertisement completed.

The above ordinance was adopted June 13, 2016 at a duly convened meeting on motion by L. Hardy, seconded by T. Talbot, upon a vote taken as follows:

YEAS: Hardy, Talbot, Fontenot, Guidry

NAYS: none

ABSENT: Marshall

ABSTAIN: none

THUS ADOPTED AND APPROVED during regular session at Iowa, Louisiana on this 13th day of June, 2016.

- b. Ordinance 2016-07 – adopt FY16-17 budget – this ordinance to adopt new fiscal year budget. Mayor read the budget message.

Budget Message
Fiscal Year 2016-2017
[July 1, 2016 – June 30, 2017]

Presented by: Mayor Carol Ponthieux

Presented to: Honorable Julie Fontenot, Council Member District A
 Honorable Larry Hardy, Council Member District B
 Honorable Errol Marshall, Council Member District C
 Honorable Tommy Talbot, Council Member District D
 Honorable Gerald Guidry, Mayor Pro Tem, Council Member District E

In accordance with the law, I submit the following budget for the fiscal year beginning July 1, 2016, and ending June 30, 2017. This budget outlines goals and objectives, by fund, for the new fiscal year. The budget is intended to reflect the requirements necessary to insure the services traditionally provided by the Town of Iowa. I accept this budget as our financial guideline for spending that should be followed by all departments, with the exception of events caused by an emergency.

This year's budget has been developed showing expected revenues and expenditures per fund. The budget was developed based on projected sales tax figures and review of spending for the current year. In the proposed sales tax budget, the sales taxes will still be collected by the Calcasieu Parish School Board. They collect Sales Tax I, II, and III and send the total to the Sales Tax I Water Improvement Fund which is the receiving account for all sales taxes. The Town of Iowa's prorated share of collection costs is deducted each month from the sales tax revenue.

Budgeted transfers from the Sales Tax Fund are based on the projected sales tax revenue of **\$1,734,100** with the following transfer amounts:

\$ 243,000	Town of Iowa General Fund
554,700	Sales Tax I – Water Improvements
138,700	Sales Tax I – Parks & Streets
450,700	Sales Tax II
347,000	Sales Tax III

These transfers are in accordance with allowable expenditures from the sales tax fund which was approved by the voters of Iowa for specific areas/needs.

The intent of the proposed budget is to maintain the levels of service in all departments. We do anticipate significant prior year cash (\$1.4 million) to be appropriated for capital improvement projects (2.6 million) to meet the needs of our community.

Sewer and Garbage Funds continue trending towards self-sufficiency for daily operations due to adjustments made in water and sewer rates. The contract for garbage collection will expire during this budget year and we believe that we can anticipate a lowering of fees with a new contract.

The proposed budget expenditures do not exceed the total of estimated funds available for the ensuing fiscal year. A sound conservative budget has been prepared and presented. Provided the council adopts the budget, it will become the framework from which the administrative officers and members of the governing authority of the Town of Iowa shall monitor revenues and control expenses, in addition, this budget shall constitute the authority of the administrative officer to incur liabilities and authorize expenditures from the respective budgeted funds during the fiscal year.

If at any time conditions described in La. Revised Statutes 39:1310 arise, the governing authority will be notified in writing. Upon receipt of notification pursuant to Revised Statute 39:1310 or when there is a change in operations upon which the original adopted budget was developed, a budget amendment should be adopted at an open meeting to reflect this change. This budget amendment may not propose expenditures, which exceed the total estimated funds available for the fiscal year. However, nothing would prohibit the expenditures of funds in cases of emergency.

The Town generates its revenues for infrastructure and services through sales taxes and fees that you as citizens have authorized. There are two one-cent sales taxes and one one-half cent sales tax. These sales taxes are

called dedicated sales tax funds. You, the citizens, voted for these taxes to be used in a certain manner. Each year an audit is conducted to make sure these funds are only used for the purpose for which you citizens decided.

Sales Tax I – FY 2016-2017

Sales tax I, referred to as the Water Improvement Fund is a one cent tax used for water improvements and for parks and streets. This is how the Town is able to maintain, improve and provide water to the citizens of the Town with a small portion dedicated to fund the park.

Projects included in Sales Tax 1 – Water Improvements include the continued implementation of new water meters at Town of Iowa sites where there will be developing subdivisions such as Garden Terrace and Ash Ridge. We hope to improve our water system by building a new water well which will assist us in maintaining a steady water supply. Other improvements will be the building of structures at the water plant to protect some of the equipment from weather events.

Sales Tax II – FY 2016 – 2017

This is the second one-cent sales tax the citizens have approved. These funds are used for projects such as:

- Sewerage collection lines improvements (pipe bursting – lining sewer pipes to seal out the intrusion of rainwater during rain events which then overwhelm the collection system)
- Sidewalks for the youth to use to walk safely to school - \$200,000 (one project along 3rd Street and the other on W. Miller)

Sales Tax III – FY 2016 – 2017

This half-cent sales tax will to be used for following major expenses:

- Flood control maintenance and improvements
- Economic development activities to include a new street to the mall
- Improvements of Town Park to include bathrooms and security

General Fund Budget 2016-2017

The General Fund includes the Town Administration, Police Department, Court, Multi-Purpose Center and the Fire Department. The General Fund receives sales tax revenue from Sales Tax II for general operations. This is the only sales tax revenue received by the general fund:

○ Property taxes	\$ 80,000
○ Occupational licenses	\$125,000
○ Franchise fees	\$195,000
○ Video poker	\$ 80,000
○ Permits	\$ 25,500
○ CPPJ-Gaming	\$350,000

Other income is generated by transfers into the General Fund [street lights, Housing Authority, and salary transfers]. The police department revenues are budgeted to produce \$879,500. These funds are generated by grant revenue, fines and accident reports.

Total revenues projected for this budget year are: \$2,163,900

Major expenditures are:

○ General & Administrative	\$ 365,650
○ General Administrative – Fire	\$ 52,500
○ IVFD – Fire Board	\$ 98,525
○ Police Department	\$ 1,156,700
○ Court	\$ 187,250
○ Multi-Purpose Center	\$ 34,900

The economy appears to be on a continued steady and reliable course. We will continue to seek grant opportunities where available through established relationships with Walt Jessen, our Town Engineer, and Richard

Minvielle our local CDBG grant facilitator. The Police Department has been very successful in finding grant opportunities that assist in the purchasing of needed police equipment and safety supplies.

All expenditures related to Multi-Purpose Center are for maintenance, utilities and insurance. Some offset revenue will be generated from the rental of the facility.

In conclusion, the intent of this budget is to provide and care for the infrastructures of the town, to provide safety and protection through our police department and volunteer fire department and to continue to make Iowa a pleasant community in which to live and rear our children. The budget reflects that we are meeting the needs of the community while building a modest savings.

After careful development of the budget for FY 2016-17, it is my recommendation that this Proposed Budget be adopted. The Proposed Budget is balanced as required by the Louisiana Local Government Act. All other requirements of the act have been met in the budget preparations to date. If approved, this budget will be adopted by means of adoption ordinance. (Ordinance 2016-07).

It is the intent of this presentation to hereby authorize the Chief Administrative Officer the power to administer these budgets within a margin of +/- 5%. This is presented in the interest of expediency, legality, and in the interest of unforeseen and unplanned emergencies.

1. Public Hearing – Mayor adjourned regular meeting at 8:56 p.m. for purpose of public hearing. Public comment: Lapearous has there been any changes to this budget. Response is no. Asked for some drainage work be done on his street. No further comments regular meeting resumed at 8:59 p.m.
2. Action/vote – Talbot motioned to accept budget ordinance for FY16-17 as presented; Guidry seconded. Motion carried.

ORDINANCE 2016-07
AN ORDINANCE adopting an Operating Budget of
Revenues and Expenditures for the fiscal year beginning
July 1, 2016 and ending June 30, 2017.

BE IT ORDAINED BY THE IOWA TOWN COUNCIL of Iowa, Louisiana, in general session convened that:

SECTION 1: The attached detailed estimate of Revenues for the fiscal year beginning July 1, 2016, and ending June 30, 2017, be and the same is hereby adopted to serve as an Operating Budget of Revenues for the Town of Iowa, Louisiana, during the same period.

SECTION 2: The attached estimates of Expenditures by departments for the fiscal year beginning July 1, 2016, and ending June 30, 2017, be and the same is hereby adopted to serve as a budget of Expenditures for the Town during the said period.

SECTION 3: The adoption of this Operating Budget of Expenditures be and the same is hereby declared to operate as an appropriation of the amount therein set forth within the terms of the budget classification.

SECTION 4: Amounts are available for expenditures only to the extent included within the 2016 to 2017 budget. Further, it is the intent of this presentation to hereby authorize the Chief Administrative Officer the power to administer these budgets within a margin of plus or minus 5%.

Said Ordinance having been introduced on May 9, 2016, the title having been read with public hearing set for/on June 13, 2016.

The above ordinance was adopted at a duly convened regular meeting, June 13, 2016 on motion by T. Talbot, seconded by G. Guidry, upon a vote taken as follows:

YEAS: Talbot, Guidry, Fontenot, Hardy
NAYS: none
ABSENT: Marshall
Abstain: none

PASSED AND ADOPTED AT Iowa, Louisiana, on this the 13th day of June, 2016.

10. Police Department – recommendations, reports, updates – Chief Vincent presented his department stats. Senior day coming up on June 16th. Thanked everyone for attending the Memorial Service for law enforcement.

Senior day starts around 8:30 a.m. for breakfast.

Round Table Comments

Dist. B – Hardy – reminds everyone to go out and enjoy Senior Day

Dist. D – Talbot mentioned citizens need to go online and see what the Governor is proposing to fix the State budget.

Dist. G – Guidry says having problems with loud vehicle music. Chief Vincent says to call Police Department.

Sign Checks - Hardy

There being no further business Talbot motioned to adjourn meeting at 9:04 p.m.; Hardy seconded. Motion carried.

ATTEST:

Sandra Turley, CMC

Carol Ponthieux, Mayor