

Minutes
Town of Iowa
Regular Meeting
115 N. Thomson
July 10, 2017
7:00 p.m.

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

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

Absent: none

Invocation given by Mayor Ponthieux; followed by Pledge.

Approval of Minutes: Marshall motioned to accept the minutes of June 12, 2017 as presented; Hardy seconded. Motion carried.

Agenda Items

1. Proclamation – Iowa H.S. Baseball Team Day – Mayor presented the Proclamation. The team did an excellent job of representing Iowa. Went all the way to finish up as State Runner Up. Mayor will present Iowa Keychains to them at later date.
2. Open bids – open bids on obsolete equipment – no bids were received.
3. Waseem Abid – to solicit approval for liquor license DBA Iowa Liquor on N. Thomson – update info – explains he is again seeking the liquor license. The street measurement by ATF Agent Le gave a measurement of 275 ft. Mr. Marshall reviews the current language in the ordinance. Mr. Marshall asked Mr. Bouquet about the language of measuring from/along sidewalk. Mr. Bouquet indicated Town has followed state's measurement. Mr. Abid reminds Town that they have granted such licenses to others such as Market Basket. Mr. Abid said he has no problem not selling during school activities. Mr. Marshall says he is basing his comments using the language in the code book. Unless my interpretation is wrong, Marshall felt this business is beyond 300 feet using the sidewalk as a person would normally walk. Bouquet directed the Council to award by variance because some areas may have no sidewalk if Council intends to grant license. Guidry asked Marshall to reword his motion based on Mr. Bouquet's opinion regarding this request. Hardy asked if packaged only, no drinking on the premises. Mr. Abid said correct. Marshall motioned to award license based on a distance variance and that Mr. Abid will close during school activities; Hardy seconded. Motion carried. Liquor license approval granted for this location, 507 A N. Thomson.
4. Crystal Yentzen – division of one lot into two separate lots by metes and bounds [N. Lightner & Reed] – Ms. Yentzen presented her request to the Council for approval of dividing one lot into two separate lots. Petitioning to subdivide property corner of N. Lightner and Reed St. 517 N. Lightner, 206 E. Reed [mobile home]. 203 E. Reed is no longer applicable. The legal presented might change to 63 x 120. This would give the buyer access to both drives. Mr. Bouquet asked about water and sewer lines/right of ways. Guidry motioned to accept division but the Town will not be responsible for your sewer tap if it needs changing; Hardy seconded. Mr. Guidry and Mr. Hardy withdrew the motion and asked Ms. Yentzen to return next month when all the right of way issues have been addressed and to reappear at the August meeting. Mr. Bouquet says it needs to be legally written, filed and agreed by both property owners. Put the right of ways in the deed and spelled out.
5. Engagement letters for FY16-17 audit – time to approve engagement letters for approval for the FY16/17 year. Talbot motioned to accept and approve engagement letters; Hardy seconded. Motion carried.

6. Sugarcane Towne Development - developers to introduce themselves – Mayor introduced the developers who presented a power point of their concept for this new development which is just west of Iowa about 2 miles out of our corporate limits. Amy Jones works with this development and conducted the power point. The developer is Mauson Development, LLC. The development is located on Hwy. 3256 south of I-10. Rick Harrison is the Site Designer. Homes will qualify for Rural Home Loans which provides 100% financing. The developer has met with the School District. Sugarcane Towne will be built in phase fashion. First phase is beginning and will have 406 homes. Total influx after all phases completed will be about 1700. August will be the official groundbreaking. First quarter of 2018 will see construction of the model homes. It will be an eight to ten year project to complete. This development is based in Calcasieu. The executive staff all live in Calcasieu as we want to be a part of the community.

Public comments: J. Lapearous is in favor and should help increase sales tax with new businesses coming into the community.

7. IVFD – Chief Lewis – reports, updates – Chief Lewis presented the fire report and stats. EMS program set to begin in September. TS Cindy gave us a trial run allowing us to see our strengths and weaknesses.

8. David Brossett, Architect – park update, recommendations – recommend payment in the amount of \$24,957 to Gunter Construction for the park bathroom project. Talbot motioned to approve; Hardy seconded. Motion carried. Completion date is August 16th.

Walking Path and Veterans Memorial update. Town received 3 bids. All bids were over the estimated amount. Recommendation is to reject all bids. Town and architect will go back and look at the plans and simplify the plans and see what we can do without. Recommendation is to re-work the project and advertise again. Will come back at next meeting to present. Mayor indicated we may want to separate the two projects to make it more manageable.

Marshall motioned to reject all bids received; Hardy seconded. Motion carried.

9. Engineer – updates, reports, recommendations – recommend payment Proj. I-2016-123 3rd St. Sidewalk PPE #4 to Asphalt & Assoc. in the amount of \$2,199.37. Talbot motioned to approve payment; Fontenot seconded. Motion carried. This payment covers the hydro seeding.

a. abandonment of S. Stockwell Street request – Chris Miller as a developer has asked to abandon this section of street. Mr. Aguillard was contacted and has indicated he has no objection to the abandonment with the understanding Mr. Miller will be fully responsible for the drainage of the entire area. An email was received with Mr. Aguillard's statement. Marshall motioned to abandon this section of S. Stockwell St.; Talbot seconded. The property will be equally divided. Motion carried. Jessen stated it be appropriate to have a legal description of this action, assist in creating the abandonment description and filing with Parish Conveyances.

b. Knapp St. sewer siphon quotes – discussion and award – Jessen stated four quotes were received on this Knapp sewer work project. Lowest quote received was from E.B. Feucht in the amount of \$33,750. Talbot motioned to accept E.B. Feucht quote; Fontenot seconded. Motion carried. Jessen stated quote solicitation request for 2 in water abandonment on Eli Street is in process and we are soliciting from seven contractors. Quotes to be received on 28th of July and contractor to be prepared to go to work in August. Estimate is about \$27,000 dollars for this job. This will take care of the two issues of Lat. 14. There is a four inch water line but that project engineer's opinion is they can work with that line. Jessen said Council will be polled for their ok with going with lowest quote in order to not hold up the Lateral Drainage project prior to the August meeting as they have already begun their project.

10. Adopt Millage Rate for 2017 – Resolution 2017- 10 – Mayor read the resolution establishing and authorizing General Alimony/property tax set at 5.3 mils. This authorizes the millage rate and is set to be collected as set. Hardy motioned to approve/adopt the resolution setting 2017 millage; Talbot seconded. Motion carried.

Public comment: is this a roll forward or is it the same as last year – C. Caesar of Iowa, LA. Response: same rate as last year. Roll forward will be requested for 2018 millage.

Resolution 2017- 10

**RESOLUTION SETTING THE TOWN OF IOWA
2017 PROPERTY TAX MILLAGE**

WHEREAS, the Town of Iowa is required by the State of Louisiana to set its millage for the tax roll year 2017.

BE IT RESOLVED, that the following millage(s) are hereby levied on the 2017 tax roll on all property subject to taxation by the Town of Iowa, Louisiana.

MILLAGE

General alimony

5.300 mills

BE IT FURTHER RESOLVED that the proper administrative officials of the Parish of Calcasieu, State of Louisiana, be and they are hereby empowered, authorized, and directed to spread said taxes, as hereinabove set forth, upon the assessment roll of said Parish for the year 2017, and to make the collection of the taxes imposed for and on behalf of the taxing authority, according to law, and that the taxes herein levied shall become a permanent lien and privilege on all property subject to taxation as herein set forth, and collection thereof shall be enforceable in the manner provided by law.

The above and foregoing resolution was read in full, the roll was called on the adoption thereof, and the resolution was adopted by the following votes:

YEAS: Hardy, Talbot, Guidry, Marshall, Hardy, Fontenot

NAYS: none

ABSTAIN: none

ABSENT: none

WHEREAS, this resolution was declared adopted on this 10th day of July, 2017.

11. Ordinance 2017 -08 – Golf Cart usage – this ordinance was introduced last month. Public hearing will be held before any action is taken. Mayor adjourned the regular meeting at 8:20 p.m. and opened up a public hearing.

a. Public hearing – this ordinance was requested by some citizens of the community. DOTD does not grant permission to use these types on State Hwy. They can used only on town streets. Mayor reviewed the particulars of this ordinance.

Public comment: J. Lapearous asked if crossing was permitted on state highways or ride in the right of ways.

DOTD says no crossing of state highways/roads. No riding in right of ways.

Audrey Hill asked if golf carts could be used in parades on the state highways. Mayor says DOTD was not in favor. Mayor said to come by her office to pick up a copy of the ordinance. DOTD will be contacted to further clarify this particular question. There being no further public comments, public hearing ended.

b. Vote/action – regular meeting resumed at 8:28 p.m. – Talbot motioned to adopt/accept the ordinance as written; Guidry seconded. Motion carried unanimously.

Hardy asked if this could be a trial for six months. Council can always come back and amend or cancel. Marshall does want follow up with DOTD about whether the carts can be used in a parade.

Ordinance 2017 – 08

**AN ORDINANCE OF THE TOWN OF IOWA, LOUISIANA, AMENDING
CHAPTER 47 TRAFFIC AND VEHICLES; ARTICLE II Sec. 47-32, 47-33 TOWN CODE
RELATING TO USE OF GOLF CARTS AND SLOW MOVING VEHICLES (SMV)**

BE IT ORDAINED by the Mayor and the Town Council of the Town of Iowa, Louisiana, Chapter 4, Section 4-23 of the Code of Ordinances, Town of Iowa, is hereby amended to read:

Sec. 47-32 Statement of need and purpose

- a. The purpose of this article shall be to establish a golf cart ordinance within the Town of Iowa to promote the health, safety, and welfare of persons operating carts within the town and to protect the safety of their passengers and other users of roads.
- b. The establishment of a golf cart ordinance is necessary to address the interest of public safety. Golf carts are not designed or manufactured to be used on public streets, roads and highways, hereinafter "roads," and the town in no way advocates or endorses their operation on roads. The adoption of this article is not to be relied upon as a determination that operation on roads is safe or advisable if done in accordance with this article. All persons who operate or ride upon carts on the roads do so at their own risk and peril and must be observant of and attentive to the safety of themselves and others, including their passengers, other motorists, bicyclists, and pedestrians. Any person who operates a cart must procure liability insurance sufficient to cover the risks involved in using a cart on the roads of the town.

Sec. 47-33 Definitions - The following words, terms, and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

DOTD means the department of transportation and development.

Driver means every person who drives or physically controls a golf cart or slow moving vehicle as defined herein.

Golf cart means an electric motorized pleasure vehicle capable of traveling a maximum speed of not more than 25 miles per hour on a straight and level surface.

Highway means the entire width between the boundary lines of every way or place of whatever nature publicly maintained and open to the use of the public for the purpose of vehicular travel, including bridges, causeways, tunnels and ferries; synonymous with the term "street".

Local municipal authority means every council, commission, or other board given authority by the constitution and laws of the state to govern the affairs of the municipality.

Municipality means an incorporated village, town or city created under the authority of the constitution or laws of this state.

Operator means every person, who drives or is in actual physical control of a motor vehicle upon a highway or who is exercising control over or steering a vehicle being towed by a motor vehicle.

Owner means a person who holds a legal title to a golf cart or slow moving vehicle (SMV) or, in the event of such, are the subject of an agreement for the conditional sale, lease, or transfer of possession thereof with the right of purchase upon the performance of the conditions stated in the agreement, with the right of immediate possession in the vendee, lessee, possessor, or in the event such similar transaction is had by means of mortgage and the mortgagor of a vehicle is entitled to possession, then the conditional vendee, lessee, possessor, or mortgagor shall be deemed the owner for the purposes of this article.

Police officer means every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

Private road or driveway means every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

Right-of-way means the privilege of the immediate use of the highway.

Roadway means that portion of a highway improved, designed, or ordinarily used for vehicular traffic, exclusive of the shoulder. A divided highway has two or more roadways.

Shoulder means the portion of the highway contiguous with the roadway for accommodation of stopped vehicles, for emergency use, pedestrian use, mobility aid use or bicyclists when other accommodations are not available, and for lateral support of base and surface

Sidewalk means that portion of a highway between the curb lines, or the lateral lines of highway, and the adjacent property lines, intended for the use of pedestrians.

Slow moving vehicle (SMV) means a "low speed vehicle" as defined in R.S. 32:1(40) which is a four-wheeled, electric-powered vehicle with a maximum speed of not less than 20 miles per hour but not more than 25 miles per hour and is equipped with the minimum motor vehicle equipment appropriate for vehicle safety as required in 49 CFR 571.500 (Code of Federal Regulations).

State maintained highway means any highway in the state which is contained in the state highway system as defined by law or which is maintained by the department.

Street means the entire width between the boundary lines of every way or place of whatever nature publicly maintained and open to the use of the public for the purpose of vehicular travel, including bridges, causeways, tunnels and ferries; synonymous with the term "highway."

Traffic means pedestrians, vehicles, and other conveyances either singly or together while using any highway for purposes of travel.

Traffic control device means all signs, signals, markings, and devices, not inconsistent with this article, placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic.

Traffic control signal means a type of highway traffic signal, manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

Vehicle means every device by which persons or things may be transported upon a public highway or bridge, except devices moved by human power or used exclusively upon stationary rails or tracks. A bicycle or a ridden animal shall be a vehicle, and a trailer or semitrailer shall be a separate vehicle.

Sec. 47-34 Rules and regulations

- a. This article allows for the operation of golf carts, as defined herein, on public streets, roads, pathways within the jurisdiction of the town and on designated future highway crossings, to be determined, as may be authorized by any statute, rule or regulation enacted by the legislature of the state or the DOTD.
- b. This article pertains to golf carts as defined herein. This article does not pertain to the operation of lawn mowers, tractors, four-wheelers, ATV's or any other conveyance, other than those described herein.
- c. Golf carts are not generally designed to be operated and used on public streets, roads, paths, or highways. The town by adopting this article does not endorse nor advocate the use of golf carts on the public streets, road, paths, or highways within its jurisdiction.
- d. By adopting this article, the town is merely providing for the regulation and permitting of the operation of such vehicles by addressing public safety issues and concerns. All operators and passengers of golf carts which operate within the jurisdiction of the town do so at their own risk and peril.
- e. This article does not imply that operation of these vehicles on said streets, roads, paths, and highways, is safe or advisable, even if done so in compliance with this article. All operators of golf carts and their passengers must be observant of and attentive to the safety of themselves, motorists, pedestrians, bicyclists, and the personal and real property of others.
- f. The town shall bear no liability whatsoever under any theory of liability for permitting the operation of golf carts on streets, roads, paths, or highways, under its jurisdiction as allowed by state statutes and/or special legislation enacted by the state legislature, but governed by this article.
- g. Any person or persons, driving, operating or riding in or upon golf carts or slow moving vehicles on the streets, roads, paths, or designated highway crossings under the jurisdiction of the town does so at his own risk and peril, and must drive, operate and use said vehicles with due regard for the safety and convenience of other motor vehicles, bicyclist, and pedestrians.
- h. The golf cart or slow moving vehicle (SMV) owner and registrant must sign a release from liability for the town which is as follows: The undersigned owner and registrant hereby agrees to indemnify, defend, and hold the town, its officers, agents, servants, employees, assistants, legal representatives and their heirs, executives, executors,

administrators, and assigns, completely harmless from and against any and all liabilities, losses, suits, claims, judgments, fines, or demands arising by reason of injury or death of any person or damage to any property, including all reasonable costs of investigation and defense thereof, including, but not limited to, attorney fees, court costs, and expert fees, of any nature whatsoever arising out of an incident to the acts or omissions of the owner and registrant, its officers, agents, employees, contractors, subcontractors, subleases, licensees, invitees, or any third persons in the use of the owner's and registrant's golf cart or slow moving vehicle (SMV), regardless of where the injury, death or damage may occur.

- i. Golf carts and slow moving vehicles (SMV) may only be operated on streets, roads, paths, and designated highway paths within the town in accordance with the following and regulations of this article.
- j. Before golf carts or slow moving vehicles (SMV) can be operated on the designated streets, roads, pathways, or highways within the jurisdiction of the town, the owner thereof must purchase and maintain liability insurance in at least the minimum amount required by the state for a licensed motor vehicle which said vehicles. Proof of insurance must be provided to the town at the time of application for a permit to operate vehicles.
- k. Any person who drives, operates or uses a golf cart or slow moving vehicle (SMV) in the town, including passengers therein or thereon, takes full responsibility for all liability associated with the operation of said vehicles. Any person who rides or sits as a passenger on a golf cart or slow moving vehicle (SMV) in the town takes full responsibility for all liability associated with such activity.
- l. Any person that drives or operates a golf cart or slow moving vehicle (SMV) on the streets, roads, pathways, or designated highway paths within the town jurisdiction shall hold a valid driver's license issued by state DOTD, and said operator shall have this driver's license on their person at all times while driving or operating said vehicles.
- m. Golf carts and slow moving vehicles (SMV) may be operated only during daylight hours, between sunrise and sunset.
- n. Golf carts and slow moving vehicles (SMV) are not allowed to travel upon state highways or in their rights-of-way or on the following roads:
 - a. Miller.
 - b. Thomson.
 - c. Hwy 90.
 - d. Hwy 165.
- o. Golf carts and slow moving vehicles (SMV) may not be operated during inclement weather, including weather in which visibility is reduced or impaired by rain, snow, fog, or other conditions, nor at any time when there is insufficient light to clearly see a person or another vehicle upon the roadway at a distance of 500 feet.
- p. Any person who operates a golf cart or slow moving vehicle (SMV) within the town jurisdiction must adhere to all municipal, parish and state traffic laws, and all other laws, governing the use of, or the possession of, alcoholic beverages and controlled substances.
- q. Drivers and operators of golf carts must yield the right-of-way to pedestrians and overtaking vehicles at all times.
- r. All passengers, including children, must be properly seated while the golf cart or slow moving vehicle (SMV) is in motion and shall not be transported in a negligent manner. No children under the age of six are permitted on golf carts or slow moving vehicles (SMV). The maximum number of persons on a golf cart or slow moving vehicle shall be two persons per seat.
- s. Golf carts nor slow moving vehicles (SMV) shall not be allowed to operate on any town sidewalks.

Sec. 47- 35 Required Equipment

- a. Golf carts must be equipped with a rear vision mirror on the exterior of the driver's side, and a mirror on the passenger side or an interior mirror capable of providing the

operator with a 100 feet clear rear sight picture, and must be equipped with front and rear turn signals, head lights and brake lights.

b. Slow moving vehicles (SMV) must be equipped with the minimum motor vehicle equipment appropriate for vehicle safety as required in 49 CFR 571.500. (Code of Federal Regulations)

Sec. 47-36 Permit, application, and revocation

a. Any person wishing to make application for a permit of operation for a golf cart or slow moving vehicle (SMV) shall complete the required application form distributed for the Iowa Police Department by the town clerk and shall pay the town clerk the annual non-refundable registration fee at the time of application.

b. The fee must be paid even if a "permit of operation" is denied or revoked by the chief of police or their designee.

c. All golf carts and slow moving vehicles (SMV) operated within the jurisdiction of the town must display, on the left side of the windshield (or left side front bumper if no windshield) a valid "permit of operation" sticker issued by the Iowa Police Department.

d. The non-refundable annual fee for said sticker shall not exceed \$25.00 per vehicle, and said fee will be used for implementation and maintenance of this privilege. The permit must be renewed annually. The chief of police or his designee shall have the right to refuse to issue and/or revoke any permit sticker and may remove said sticker from any golf cart and slow moving vehicle (SMV) at any time and for any reason that he feels it appropriate to ensure the safety and well-being of the citizens, and the motoring or pedestrian traffic, of the city.

e. Permit application form. The application form shall include the full name, address, and telephone number of the applicant; the applicant's date of birth; the applicant's driver's license information to include state of issuance and the driver's license number (a photocopy of the applicant's driver's license shall be attached to the application form); the name of the applicant's insurance company and the applicant's insurance policy number, along with the date of expiration of said policy; the date of the application; and the applicants signature attesting to his reading and understanding and complying of the ordinances enacted town ordinance regulating and permitting the operation and use of golf carts or slow moving vehicles (SMV) within the Town of Iowa.

f. Any "permit of operation" may be revoked by the chief of police or their designee if there is any evidence of material misrepresentation made in the permit application, if liability insurance has been revoked, suspended, expired, or is no longer in effect, or if there is any evidence that the permitted cannot safely operate a golf carts and slow moving vehicles.

g. A permit shall be revoked by the chief of police or his designee if it is found that the operator's, or any person that the operator allows to operate said vehicle, driver's license has been suspended, revoked, or has expired.

h. The chief of police or his designee shall issue a "notice of revocation" in the event that a permit is revoked and shall hand deliver said revocation notice to the permit holder, or the chief of police may send said notice by certified mail to the address of the applicant. The revocation shall be effective immediately upon hand delivery or three days after mailing by certified mail.

i. Any person who violates any section or part of this article, or fails to comply with any section or part of this article, shall be held responsible for an infraction and shall be required to pay a penalty in the amount of \$100.00.

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 are still in full force and effect. The foregoing ordinance was read and considered as a whole. A vote thereon was called for, with the following results.

Said Ordinance having been introduced on June 12, 2017 the title having been read with public hearing on July 10, 2017.

The above ordinance was adopted unanimously at a duly convened meeting on motion of Talbot, seconded by Guidry, upon a vote taken as follows:

YEAS: Talbot, Guidry, Marshall, Hardy, Fontenot

NAYS: none
ABSENT: none
ABSTAIN: none

WHEREUPON, the ordinance was declared adopted on the 10th day of July, 2017.

12. Ordinance 2017-09 – renewal of Gas contract with Centerpoint Energy – introduction and title read – Mayor introduced and read the title of the ordinance. Mr. Bouquet then reviewed with Council his concerns about some of the language in the second paragraph, last sentence. Marshall asked if the ordinance can be amended before it is adopted. Mr. Huey Nunn spoke to the Council to clarify the statement. If you do get funds by USDA and money is there to help utilities be moved then Centerpoint is asking you give them money for such relocation. If town has to cover the cost, then Centerpoint says they would incur the cost. Mr. Bouquet says the wording needs to be tweaked. Huey will get with their legal team and discuss. On the second page in paragraph two – the last sentence and I think what has been done in the past – franchise has been paid yearly and not quarterly so this will need to be modified as they wish to continue with a yearly franchise payment. Ordinance was introduced with the understanding some minor wording changes will be made before next meeting.

ORDINANCE NO. 2017-09

AN ORDINANCE GRANTING CENTERPOINT ENERGY RESOURCES CORP., D/B/A CENTERPOINT ENERGY LOUISIANA GAS, THE RIGHT TO CONSTRUCT, INSTALL, OPERATE AND MAINTAIN FACILITIES FOR THE TRANSPORTATION, DISTRIBUTION AND SALE OF GAS IN THE MUNICIPALITY AND, FOR SUCH PURPOSES, TO USE AND EXCAVATE IN THE PUBLIC HIGHWAYS, STREETS, SIDEWALKS, ALLEYS, SQUARES, COMMONS, GROUNDS, AND OTHER PUBLICLY OWNED AREAS AND LEVYING A FRANCHISE (PRIVILEGE) TAX FOR THAT PURPOSE.

13. Police Department: updates – Capt. Jason Racca presented the police dept. stats and recommendations.

a. Resolution 2017-11 - to request Bond Commission approval of vehicle lease – Marshall motioned to approve the resolution; Talbot seconded. Motion carried.

RESOLUTION 2017-11

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF IOWA, LOUISIANA (“TOWN”) TO AUTHORIZE THE MAYOR TO OBTAIN APPROVAL FROM THE LOUISIANA STATE BOND COMMISSION ON AN EXPEDITED BASIS TO APPROVE A LEASE-PURCHASE AGREEMENT FOR THE ACQUISITION OF TWO POLICE UNITS/VEHICLES FROM FORD MOTOR THROUGH FORD MOTOR MUNICIPAL CREDIT AND TO PERFORM ALL ADDITIONAL AND NECESSARY ACTS TO PERFECT A LEASE-PURCHASE AGREEMENT FOR ACQUISITION OF THE EQUIPMENT

WHEREAS, the Town of Iowa (“Town”), under the authority of Article VII, Section 14 (c) of the State of Louisiana, desires to enter into a Lease Purchase-Agreement (“Agreement”) with Ford Motor Credit Company, based on the terms and conditions recited in the agreement attached hereto for the lease-purchase of movable property, to wit: Two (2) 2017 Ford Police Interceptor Sedans and to acquire said property from a vendor, Courtesy Automotive Group, Breaux Bridge, Louisiana consistent with the terms described in the lease, attached hereto, and **not to exceed \$51,418.00 and not to exceed 5.50%** annual percentage rate, and not to exceed **36** months.; and

WHEREAS, the Town desires to authorize the Mayor to act on behalf of the Town in performing all necessary acts and in executing the necessary Agreements to facilitate the described lease-purchase; and

WHEREAS, the Town desires to obtain expedited approval from the Louisiana State Bond Commission, in accordance with Title 71, Section 1101 et seq. of the Louisiana Administrative Code; and

WHEREAS, in satisfaction of the requirements of Title 71, Section 1101 et seq., the Town submits the foregoing Resolution, a copy of its current budget, a certificate of compliance, along with copies of the pertinent agreements evidencing the lease purchase of the movable that is the subject of the proposed transaction.

BE IT THEREFORE RESOLVED that the Town of Iowa hereby authorizes the Mayor of the Town of Iowa, acting in the name and under the authority of the Town, to perform such acts and to execute such agreements to the full extent necessary to affect the lease-purchase of the described equipment from Courtesy Automotive Group, Breaux Bridge, LA. through Ford Motor Credit.

BE IT FURTHER RESOLVED that the Mayor is authorized to obtain expedited approval of the lease-purchase of (2) 2017 Ford Police Interceptor Sedans from the Louisiana State Bond Commission.

BE IT FURTHER RESOLVED that Town makes the following declarations, in satisfaction of the requirements of Title 71, Section 1101 et seq. of the Louisiana Administrative Code:

The two (2) new 2017 Ford Police Interceptor Sedans that the Town proposes to acquire, will be acquired using the funding and financing to be approved by the Bond Commission, to provide essential governmental services related to law enforcement [public safety] and emergency response. The Town has excess or sufficient revenues to cover annual debt service in accordance with the provisions of R.S. 33:2922. The total amount of the annual indebtedness is \$51,418.00 which does not exceed the greater of \$100,000 or 10 percent of the Town of Iowa's annual revenues. The Town has not defaulted on any debt obligation within the previous five (5) years. The provisions of the public bid law have been complied with.

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

THUS DONE AND READ IN FULL, AND CONSIDERED SECTION BY SECTION AND ADOPTED at a regular meeting of the Mayor and Councilmen of the Town of Iowa, Louisiana on this 10th day of July 2017 by a vote:

b. Reminder:

- (1) National Night Out on August 1, 2017 from 6-8:00 p.m. at the City Park large pavilion
- (2) Community Watch meeting in June was successful and we have scheduled the next one for July 24th 6:00 p.m. at the Iowa Community Center
- (3) Senior BBQ this year was a success

c. Recommendations – employment –Talbot motioned to approve the hiring recommendations; Hardy seconded. Motion carried. [K. Mallett, James Biddix approved].

- (1) Kathy Mallett as Part-time Temporary Dispatcher
- (2) James Biddix as Part-time Temporary Dispatcher
- (3) Resignation of Keegan Dion as FT Dispatcher

Second signatory for the month is Talbot.

Financials provided.

There being no further business Hardy motioned to adjourn at approximately 8:53 p.m.; Talbot seconded. Motion carried.

ATTEST:

Sandra Turley, CMC

Carol Ponthieux, Mayor