

RAPIDES PARISH POLICE JURY

REGULAR SESSION

March 15, 2004

The Police Jury of the Parish of Rapides, State of Louisiana, met in Regular Session at its regular meeting place, the Police Jury Room of the Parish Courthouse, 701 Murray Street, Alexandria, Louisiana, on Monday, March 15, 2004, at three (3:00) o'clock p.m. (Central Standard Time).

There were present: Honorable Ezra L. Reed, President; Donald H. Wilmore, Vice President; and Police Jurors Richard "Butch" Lindsay, Steve P. Bordelon, Theodore Fountaine Jr., Joe Fuller, Jerry P. Wood Sr., Richard W. Billings and Scott Perry Jr.

Also present were Mr. Tim Ware, Treasurer; Mr. Eric S. Duck, Public Works Director; Ms. Donna Andries, Sales and Use Tax Administrator; Ms. Jan Haworth, OEWD Director; Mr. Felix Mouton, WIA Operations Director; Mr. Robert Barr, Courthouse Building Superintendent; Chief David Peart, Fire District No. 2; Ms. Candy Saucier, Civil Service Director; Mr. Tom Wells, Legal Counsel; and Ms. Angie Richmond, Secretary.

The invocation was given by Mr. Theodore Fountaine.

The Pledge of Allegiance was led by Mr. Donald Wilmore.

The Police Jury of the Parish of Rapides, State of Louisiana, was duly convened as the governing authority of said Parish by Hon. Ezra L. Reed, President, who welcomed all present and then stated that the Police Jury was ready for the transaction of business.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller, to adopt the minutes of the Rapides Parish Police Jury held in Regular Session on February 9, 2004, and in Special Session on February 24, 2004, as published in the Official Journal. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller, that approved bills be paid. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller, to accept the Treasurer's Report. On vote the motion carried.

On motion by Mr. Steve Bordelon, seconded by Mr. Joe Fuller, to lay over the appointment to the Ruby-Wise Recreation District to fill the vacancy in an unexpired term created by the death of the late Eddie Cannon, term will expire on February 18, 2006. On vote the motion carried.

Mr. Wilmore laid over the appointment to the Ward 7 Recreation District for a five year term to fill the expired term of Mr. Edward Thomas, term expired on April 13, 2003.

On motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to waive the thirty day announcement rule and reappoint Ms. Anne Fitzgerald to the Hospital Service District No. 5 for a six year term, term will expire on March 15, 2010. On vote the motion carried.

Mr. Wilmore laid over the appointment to the Wards 1 & 8 Recreation District for a five year term to fill the expiring term of Mr. Edwin P. Armstrong, term will expire on April 13, 2004. He noted that Mr. Armstrong has written the Police Jury that he will not be able to continue to serve, thus the Police Jurors will get together and bring a recommendation back to the Police Jury.

The Police Jury welcomed Mr. Gary Jones, the new Rapides Parish School Board Superintendent. Mr. Jones promised an open process, but could not promise a fair process because it is hard to make decisions that impact children and families, but will the School Board will try to be as fair as they can be. He advised the Rapides Parish School Board was in the process of finding \$11 million, seeking funds for relief in the next Legislative Session and cost savings by privatizing services. They were looking at cuts, alternate funding sources and raising revenues. Mr. Jones also expressed their willingness for joint ventures, such as recreation facilities or bond services to reduce their costs. Mr. Reed, as President, said the Police Jury was willing and able to cooperate with the School Board, other than providing funds.

Mr. David Wolf, bond counsel from Adams and Reese, gave a report on the public improvement refunding bond sale, for which proposals were received on March 12, 2004. He distributed a summary/comparison of the proposals received from Bank One, Sabine State Bank, Hancock Bank and Hibernia Bank. He recommended the winning proposal as Sabine State Bank at \$601,000 and asked the Police Jury to adopt the bond resolution authorizing the issuance of Public Improvement Refunding Bonds, Series 2004 and

authorizing the sale of said bonds, prescribing the form, fixing the details, providing the rights of the owners thereof, providing for the payment on the principal on such bonds and application of the proceeds thereof to the refunding of certain bonds of the Parish, and providing for other matters in connection therewith.

**POLICE JURY OF THE PARISH OF RAPIDES,  
STATE OF LOUISIANA**

**Refunding Bond Resolution**

adopted March 15, 2004

authorizing the issuance of:  
\$601,000  
Public Improvement Refunding Bonds, Series 2004  
of the  
Parish of Rapides, State of Louisiana  
and authorizing the sale of said bonds  
to  
Sabine State Bank & Trust Company  
in the City of Many, Louisiana

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The following resolution was offered by Mr. Jerry Wood seconded by Mr. Joe Fuller:

**RESOLUTION**

A resolution providing for the issuance and sale of Six Hundred and One Thousand Dollars (\$601,000) of Public Improvement Refunding Bonds, Series 2004, of the Parish of Rapides, State of Louisiana; prescribing the form, fixing the details and providing for the rights of the owners thereof; providing for the payment of the principal on such bonds and the application of the proceeds thereof to the refunding of certain bonds of said Parish; and providing for other matters in connection therewith.

WHEREAS, the Parish of Rapides, State of Louisiana (the "Issuer"), is now levying and collecting a special one percent (1%) sales and use tax pursuant to an election held on September 19, 1967 (the "Tax"), at which election the following proposition was approved by a majority of the qualified electors voting at such election, viz:

**PROPOSITION**

Shall the Parish of Rapides, State of Louisiana (under the authority of R.S. 33:2721 to R.S. 33:2734, inclusive), be authorized to levy and collect within said Parish a tax of one per cent (1%) upon the sale at retail, the use, the lease or rental, the consumption and the storage for use or consumption of tangible personal property and upon the sale of services, as presently defined in R.S. 47:301 to 47:317, inclusive, with the avails or proceeds of said tax (after paying

reasonable and necessary costs and expenses of collecting and administering the tax) to be allocated and divided between the Parish of Rapides, the Parish School Board of the Parish of Rapides, and incorporated municipalities in the Parish of Rapides on a percentage basis as follows:

- (i) 9% to the Police Jury of the Parish of Rapides as the governing authority of the Parish
- (ii) 50% to the Parish School Board of the Parish of Rapides
- (iii) 33% to the City of Alexandria
- (iv) 5% to the City of Pineville
- (v) .5520% to the Town of Boyce
- (vi) .5232% to the Town of Cheneyville
- (vii) .7302% to the Town of Glenmora
- (viii) .7497% to the Town of Lecompte
- (ix) .1311% to the Village of McNary
- (x) .1524% to the Village of Forest Hill
- (xi) .1614% to the Village of Woodworth

and shall the aforesaid political subdivisions dedicate and use the avails or proceeds of their respective allocations of the said tax for the purposes hereinafter set forth:

(a) In the case of the Parish, for the purpose of constructing and maintaining public roads, highways and bridges and other capital improvements, paying salaries of Parish employees, and for any other lawful corporate purposes; with such tax proceeds to be subject to funding into bonds, in the manner provided by R.S. 33:2721 to R.S. 33:2734, inclusive, for the purpose of paying all or any part of the cost of one or more capital improvements;

(b) In the case of the Parish School Board, for the purpose of supplementing other revenues available to the School Board for the payment of salaries of teachers and other personnel employed by the School Board;

(c) In the case of the incorporated municipalities (other than the City of Alexandria), for any lawful corporate purpose (including capital improvements), with the proceeds to be subject to funding into bonds in the manner provided by the laws of the State of Louisiana, for the purpose of paying all or any part of the cost of one or more capital improvements; provided, however, that any such bonds must be approved by the electors of the issuing municipality at an election held in such municipality in accordance with the provisions of R.S. 33:2721 to R.S. 33:2734, inclusive;

(d) In the case of the City of Alexandria, for the purpose of paying general operating expenses of the City and paying salaries of City employees."

WHEREAS, pursuant to the authority of the aforesaid election, this Police Jury, acting as the governing authority of the Issuer, adopted a resolution on October 10, 1967, providing for the levy and collection of the Tax; and

WHEREAS, in accordance with the provisions of said resolution, nine per cent (9%) of the net avails or proceeds of the Tax (after the reasonable and necessary costs and expenses of the collection and administration thereof have been paid therefrom) shall be available for appropriation and expenditure by the Issuer for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, in accordance with the ordinance adopted by this governing authority, the net avails or proceeds of the Issuers 9% portion of the Tax (said 9% portion being herein referred to as the Issuers Portion of the Tax), after the reasonable and necessary costs and expenses of collection and administration thereof have been paid therefrom, shall be available for appropriation and expenditure by the Issuer for the purposes designated in the proposition authorizing the levy of the Tax, which includes the payment of bonds authorized to be issued in accordance with Louisiana law; and

WHEREAS, the Issuer has heretofore issued and delivered its (i) Public Improvement Bonds, Series ST-3, of which \$110,000, maturing serially on December 1 of the years 2004 and 2005, is currently outstanding (the Series ST-3 Bonds) and (ii) Public Improvement Bonds, Series ST-4, of which \$640,000, maturing serially on December 1 of the years 2004 through 2013, inclusive, is currently outstanding (the Series ST-4 Bonds) (the Series ST-3 Bonds and Series ST-4 Bonds are herein collectively referred to as the Refunded Bonds); and

WHEREAS, the Refunded Bonds are payable from the Issuers Portion of the Tax, and are the only obligations currently payable from the Issuers Portion of the Tax; and

WHEREAS, the Issuer has found and determined that the refunding of all of the Refunded Bonds 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 Resolution in order to provide for the issuance of its Public Improvement Refunding Bonds, Series 2004 (the "Bonds"), for the purpose of refunding the Refunded Bonds, to fix the details of the Bonds and to sell the Bonds to the purchaser thereof; and

WHEREAS, when the Bonds are delivered there will be no other indebtedness of the Issuer payable from the net proceeds of the Issuers Portion of the Tax; and

WHEREAS, in connection with the issuance of the Bonds, it is necessary that provision be made for the payment of the principal, interest and redemption premium, if any, of the Refunded Bonds described in Exhibit A hereto, and to provide for the call for redemption of the Refunded Bonds, pursuant to a Notice of Call for Redemption; and

WHEREAS, it is necessary that this Police Jury, as the governing authority of the Issuer, prescribe the form and content of an Escrow Deposit Agreement providing for the payment of the principal, premium and interest of the Refunded Bonds and authorize the execution thereof as hereinafter provided;

NOW, THEREFORE, BE IT RESOLVED by the Police Jury of the Parish of Rapides, State of Louisiana, acting as the governing authority of the Issuer, that:

#### ARTICLE I

##### DEFINITIONS AND INTERPRETATION

SECTION 1.01. Definitions. The following terms shall have the following meanings unless the context otherwise requires:

**"Act"** shall mean Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other applicable constitutional and statutory authority.

**"Additional Parity Bonds"** shall mean any additional *pari passu* bonds which may hereafter be issued pursuant to Section 8.01 hereof on a parity with the Bonds.

**"Bond" or "Bonds"** shall mean any or all of the Issuers Public Improvement Refunding Bonds, Series 2004, of the Issuer, issued pursuant to the Bond Resolution, as the same may be amended from time to time, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued Bond.

**"Bond Counsel"** shall mean an attorney or firm of attorneys whose experience in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized.

**"Bond Obligation"** shall mean, as of the date of computation, the principal amount of the Bonds then Outstanding.

**"Bond Resolution"** shall mean this resolution, as further amended and supplemented as herein provided.

**"Business Day"** shall mean a day of the year other than a day on which banks located in New York, New York and the cities in which the principal offices of the Escrow Agent and the Paying Agent are located are required or authorized to remain closed and on which the New York Stock Exchange is closed.

**"Code"** shall mean the Internal Revenue Code of 1986, as amended.

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

**"Defeasance Obligations"** shall mean (a) cash, or (b) non-callable Government Securities.

**"Escrow Agent"** shall mean Hancock Bank of Louisiana, in the City of Baton Rouge, Louisiana, and its successor or successors, and any other person which may at any time be substituted in its place pursuant to the Bond Resolution.

**"Escrow Agreement"** shall mean the Escrow Deposit Agreement dated as of the date of delivery of the Bonds, by and between the Issuer and the Escrow Agent, substantially in the form attached hereto as Exhibit B, as the same may be amended from time to time, the terms of which Escrow Agreement are incorporated herein by reference.

**"Executive Officers"** shall mean collectively the President, Vice-President, Secretary and Treasurer of the Governing Authority.

**"Fiscal Year"** shall mean the one-year period commencing on January 1 of each year, or such other one-year period as may be designated by the Governing Authority as the fiscal year of the Issuer.

**"Governing Authority"** shall mean the Police Jury of the Parish of Rapides, State of Louisiana, or its successor in function.

**"Government Securities"** shall mean direct general obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America, which may be United States Treasury Obligations such as the State and Local Government Series and may be in book-entry form.

**"Interest Payment Date"** shall mean June 1 and December 1 of each year, commencing June 1, 2004.

**"Issuer"** shall mean the Parish of Rapides, State of Louisiana.

**"Issuers Portion of the Tax"** shall mean the Issuers nine percent (9%) portion of the Tax.

**"Net Revenues"** shall mean the avails or proceeds of the Issuers Portion of the Tax, after provision has been made for the payment therefrom of all of the reasonable and necessary costs and expenses of collecting and administering the Tax.

**"Outstanding"**, when used with reference to the Bonds, shall mean, as of any date, all Bonds theretofore issued under the Bond Resolution, except:

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

(b) Bonds for the payment or redemption of which sufficient Defeasance Obligations have been deposited with the Paying Agent or an escrow agent in trust for the Owners of such Bonds with the effect specified in this Bond Resolution, provided that if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to the Bond Resolution, 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 the Bond Resolution; and

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

**"Owner"** shall mean the Person reflected as registered owner of any of the Bonds on the registration books maintained by the Paying Agent.

**"Paying Agent"** shall mean Sabine State Bank & Trust Company, in the City of Many, Louisiana, pursuant to the applicable provisions of the Bond Resolution, and thereafter "Paying Agent" shall mean such successor Paying Agent.

**"Person"** shall mean 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 Sabine State Bank & Trust Company, in the City of Many, Louisiana.

**"Record Date"** shall mean, with respect to an Interest Payment Date, the fifteenth day of the month next preceding such Interest Payment Date, whether or not such day is a Business Day.

**"Redemption Price"** shall mean, when used with respect to a Bond, the principal amount thereof plus the applicable premium, if any, payable upon redemption thereof pursuant to this Bond Resolution.

**"Refunded Bonds"** shall mean the Issuers (i) Public Improvement Bonds, Series ST-3, of which \$110,000, maturing serially on December 1 of the years 2004 and 2005, is currently outstanding and (ii) Public Improvement Bonds, Series ST-4, of which \$640,000, maturing serially on December 1 of the years 2004 through 2013, inclusive, is currently outstanding, which are being refunded by the Bonds, as more fully described in Exhibit A hereto.

**"State"** shall mean the State of Louisiana.

"Tax" shall mean the Issuer's one per cent (1%) sales and use tax authorized at the election held within the corporate boundaries of the Issuer on September 19, 1967, which revenues are authorized to be funded into bonds by the respective recipient bodies thereof.

"Tax Resolution" shall mean the resolution adopted by this Governing Authority on October 10, 1967, pursuant to which the Tax is being levied, as the same may be supplemented and/or amended from time to time.

SECTION 1.02. Interpretation. In this Bond Resolution, unless the context otherwise requires, (a) words importing the singular include the plural and vice versa, (b) words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders and © the title of the offices used in this Bond Resolution shall be deemed to include any other title by which such office shall be known under any subsequently adopted law or charter.

## ARTICLE II

### AUTHORIZATION AND ISSUANCE OF BONDS

SECTION 2.01. Authorization of Bonds and Escrow Agreement. (a) This Bond Resolution creates a series of Bonds of the Issuer to be designated "Public Improvement Refunding Bonds, Series 2004, of the Parish of Rapides, State of Louisiana" and provides for the full and final payment of the principal or redemption price of and interest on all of the Bonds.

(b) The Bonds issued under this Bond Resolution shall be issued for the purpose of refunding the Refunded Bonds through the escrow of a portion of the proceeds of the Bonds, together with other available moneys of the Issuer, in Government Securities plus an initial cash deposit, in accordance with the terms of the Escrow Agreement, in order to provide for the payment of the principal of, premium, if any, and interest on the Refunded Bonds as they mature or upon earlier redemption as provided in Section 11.01 hereof.

(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 Bond Resolution, 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, except to assure that the Refunded Bonds are paid from the Government Securities and funds so escrowed in accordance with the provisions of the Escrow Agreement.

(d) The Escrow Agreement is hereby approved by the Issuer and the Executive Officers are hereby authorized and directed to execute and deliver the Escrow Agreement on behalf of the Issuer substantially in the form of Exhibit B hereof, with such changes, additions, deletions or completions deemed appropriate by such officers and it is expressly provided and covenanted that all of the provisions for the payment of the principal of, premium, if any, and interest on the Refunded Bonds from the special trust fund created under the Escrow Agreement shall be strictly observed and followed in all respects.

SECTION 2.02. Bond Resolution 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 Resolution 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 Resolution.

SECTION 2.03. Obligation of Bonds. The Bonds shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the Issuer's Portion of the Tax now being levied and collected by the Issuer pursuant to the provisions of Sections 2721 to 2734, inclusive, of Title 33 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, and in compliance with a special election held therein on September 19, 1967, after there have first been paid from the gross avails or proceeds of the Tax the reasonable and necessary costs and expenses of collecting and administering the Tax, all as more fully provided in Sections 13.01, 13.02 and 13.03 of the Tax Resolution, providing for the levy and collection of the Tax. Said net avails or proceeds are hereby irrevocably and irrevocably pledged and dedicated in an amount sufficient for the payment of the Bonds in principal and interest as they shall respectively become due and payable, and for the other purposes hereinafter set forth in this Bond Resolution. All of the net avails or proceeds of the Issuers Portion of the Tax shall be set aside in a separate fund, as herein provided, shall be and remain pledged for the security and payment

of the Bonds in principal and interest and for all other payments provided for in this Bond Resolution until the Bonds shall have been fully paid and discharged.

SECTION 2.04. Authorization and Designation. Pursuant to the provisions of the Act, there is hereby authorized the issuance of Six Hundred and One Thousand Dollars (\$601,000) principal amount of Bonds of the Issuer to be designated "Public Improvement Refunding Bonds, Series 2004, of the Parish of Rapides, State of Louisiana," for the purpose of refunding the Refunded Bonds and paying Costs of Issuance. The Bonds shall be in substantially the form set forth in Exhibit C hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and this Bond Resolution.

SECTION 2.05. Denominations, Dates, Maturities and Interest. The Bonds shall be in fully registered form, shall be dated the date of delivery, shall be issued in the denomination of One Thousand Dollars (\$1,000) or any integral multiple thereof within a single maturity and shall be numbered from R-1 upwards. The unpaid principal of the Bonds shall bear interest from the date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, payable on each Interest Payment Date, commencing June 1, 2004, at the following rates of interest and shall mature serially on December 1 of each year as follows:

<u>YEAR</u> <u>(DEC. 1)</u>	<u>PRINCIPAL</u> <u>MATURING</u>	<u>INTEREST RATE</u> <u>PER ANNUM</u>
2004	\$65,000	0.10%
2005	111,000	0.75
2006	50,000	1.00
2007	52,000	1.80
2008	50,000	2.25
2009	52,000	2.50
2010	55,000	3.00
2011	53,000	3.50
2012	55,000	4.25
2013	58,000	4.50

SECTION 2.06. Payment of Principal and Interest. The principal and premium, if any, and interest on the Bonds are payable by check or 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 corporate trust office of the Paying Agent, provided that payment of the principal of the Bonds shall be made only 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 each Owner (determined as of the close of business on the applicable 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 (unless such Bond has been called for redemption on a redemption date which is prior to 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.

### ARTICLE III

#### GENERAL TERMS AND PROVISIONS OF THE BONDS

SECTION 3.01. Exchange of Bonds; Persons Treated as Owners. The Issuer shall cause books for the registration and for the registration of transfer of the Bonds as provided in this Bond Resolution to be kept by the Paying Agent at its principal corporate trust office, and the Paying Agent is hereby constituted and appointed the registrar for the Bonds. At reasonable times and under reasonable regulations established by the Paying Agent said list may be inspected and copied by the Issuer or by the Owners (or a designated representative thereof) of 15% of the outstanding principal amount of the Bonds. Upon surrender for registration of transfer of any Bond, the Paying Agent shall register and deliver in the name of the transferee or transferees one or more new fully registered Bonds of authorized denomination of the same maturity and like aggregate principal amount. At the option of the Owner, Bonds may be exchanged for other Bonds of authorized denominations of the same maturity and like aggregate principal amount, upon surrender of the Bonds to be exchanged at the principal corporate trust office of the Paying Agent. Whenever any Bonds are so surrendered for exchange, the Paying Agent shall register and deliver in exchange therefor the Bond or Bonds which the Owner making the exchange shall be entitled to receive. All Bonds presented for registration of transfer or exchange shall be accompanied by a written instrument or instruments of transfer in form and with a guaranty of

signature satisfactory to the Paying Agent, duly executed by the Owner or his attorney duly authorized in writing.

All Bonds delivered upon any registration of transfer or exchange of Bonds shall be valid obligations of the Issuer, evidencing the same debt and entitled to the same benefits under this Bond Resolution as the Bonds surrendered. Prior to due presentment for registration of transfer of any Bond, the Issuer and the Paying Agent, and any agent of the Issuer or the Paying Agent may deem and treat the person in whose name any Bond is registered as the absolute owner thereof for all purposes, whether or not such Bond shall be overdue, and shall not be bound by any notice to the contrary.

No service charge to the Owners shall be made by the Paying Agent for any exchange or registration of transfer of Bonds. The Paying Agent may require payment by the Person requesting an exchange or registration of transfer of Bonds of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto. The Issuer and the Paying Agent shall not be required (a) to issue, register the transfer of or exchange any Bond during a period beginning at the opening of business on the Record Date next preceding an Interest Payment Date or any date of selection of Bonds to be redeemed, and ending at the close of business on the Interest Payment Date or day on which the applicable notice of redemption is given or (b) to register the transfer of or exchange any Bond so selected for redemption in whole or in part.

SECTION 3.02. Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be improperly cancelled, or be destroyed, stolen or lost, the Issuer may in its discretion adopt a resolution or ordinance and thereby authorize the issuance and delivery of a new Bond in exchange for and substitution for such mutilated or improperly cancelled Bond, or in lieu of and in substitution for the Bond destroyed, stolen or lost, upon the Owner (i) furnishing the Issuer and the Paying Agent proof of his ownership thereof and proof of such mutilation, improper cancellation, destruction, theft or loss satisfactory to the Issuer and the Paying Agent, (ii) giving to the Issuer and the Paying Agent an indemnity bond in favor of the Issuer and the Paying Agent in such amount as the Issuer may require, (iii) complying with such other reasonable regulations and conditions as the Issuer may prescribe and (iv) paying such expenses as the Issuer and the Paying Agent may incur. All Bonds so surrendered shall be delivered to the Paying Agent for cancellation pursuant to Section 3.03 hereof. If any Bond shall have matured or be about to mature, instead of issuing a substitute Bond, the Issuer may pay the same, upon being indemnified as aforesaid, and if such Bond be lost, stolen or destroyed, without surrender thereof. Any such duplicate Bond issued pursuant to this Section shall constitute an original, additional, contractual obligation on the part of the Issuer, whether or not the lost, stolen or destroyed Bond be at any time found by anyone. Such duplicate Bond shall be in all respects identical with those replaced except that it shall bear on its face the following additional clause:

"This bond is issued to replace a lost, cancelled or destroyed bond under the authority of R.S. 39:971 through 39:974."

Such duplicate Bond may be signed by the facsimile signatures of the same officers who signed the original Bonds, provided, however, that in the event the officers who executed the original Bonds are no longer in office, then the new Bonds may be signed by the officers then in office. Such duplicate Bonds shall be entitled to equal and proportionate benefits and rights as to lien and source and security for payment as provided herein with respect to all other Bonds hereunder, the obligations of the Issuer upon the duplicate Bonds being identical to its obligations upon the original Bonds and the rights of the Owner of the duplicate Bonds being the same as those conferred by the original Bonds.

SECTION 3.03. Cancellation of Bonds. All Bonds paid or redeemed either at or before maturity, together with all Bonds purchased by the Issuer, shall thereupon be promptly cancelled by the Paying Agent. The Paying Agent shall thereupon promptly furnish to the chief financial officer of the Issuer an appropriate certificate of cancellation.

SECTION 3.04. Execution. The Bonds shall be executed in the name and on behalf of the Issuer by the manual or facsimile signatures of the President or Vice-President and the Secretary of the Governing Authority, 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 3.05 Registration by Paying Agent and Secretary of State.

(a) No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Bond Resolution unless and until a certificate of registration on such Bond substantially in the form set forth in Exhibit C hereto shall have been manually executed on behalf of the Paying Agent by a duly authorized signatory, and such executed certificate of the Paying Agent upon any such Bond shall be conclusive evidence that such Bond has been executed, registered and delivered under this Bond Resolution.

(b) The Bonds also shall be registered with the Secretary of State of Louisiana as provided by law and shall bear the endorsement of the Secretary of State of Louisiana in substantially the form set forth in the form of Bond attached hereto as Exhibit C, provided such endorsement shall be manually signed only on the Bonds initially delivered to the Purchaser; any bonds subsequently exchanged therefor as permitted in this Bond Resolution may bear the facsimile signature of said Secretary of State.

SECTION 3.06. Regularity of Proceedings. The Issuer, having investigated the regularity of the proceedings had in connection with the issuance of the Bonds, and having determined the same to be regular, each of the Bonds shall contain the following recital, to-wit:

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

ARTICLE IV

PAYMENT OF BONDS; DISPOSITION OF FUNDS

SECTION 4.01. Issuer Obligated to Collect Tax. In compliance with the laws of Louisiana, the Issuer, through its governing authority, by proper ordinances and/or resolutions, is obligated to cause the Tax to continue to be levied and collected until all of the Bonds have been retired as to both principal and interest, and further shall not 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 in the allocation of the Tax or otherwise which would diminish the amount of Net Revenues to be received by the Issuer until all of the Bonds have been retired as to both principal and interest.

SECTION 4.02. Funds and Accounts. In order that the principal of and the interest on the Bonds will be paid in accordance with their terms and for the other objects and purposes hereinafter provided, the Issuer further covenants as follows:

As more fully provided in Sections 13.01 to 13.03, inclusive, of the Tax Resolution, all of the avails or proceeds of the Tax shall be deposited promptly as collected in a "Sales Tax Fund", and monthly on or about the 30th day of each month, after the reasonable and necessary costs and expenses of collection and administration of the Tax have been paid, the remaining balance in said Sales Tax Fund in excess of a reasonable balance (which shall be retained as operating capital) shall be transferred to the following named political subdivisions in amounts available for distribution, viz:

<u>Political Subdivision</u>	<u>Percentage of to which Entitled</u>
Police Jury of the Parish of Rapides, as the governing authority of the Parish (the "Issuers Portion of the Tax")	9.0000 %
Parish School Board of the Parish of Rapides	50.0000
City of Alexandria	33.0000
City of Pineville	5.0000
Town of Boyce	0.5520
Town of Cheneyville	0.5232
Town of Glenmora	0.7302
Town of Lecompte	0.7497
Village of McNary	0.1311
Village of Forest Hill	0.1524
Village of Woodworth	0.1614

All of the Issuer's Portion of the Tax shall promptly upon allocation and distribution as above provided, be transferred or deposited with the regularly designated fiscal agent of the Issuer in a separate and special bank account known and designated as "Sales Tax and Bond Fund", and said Sales Tax and Bond Fund shall be maintained and administered in the following order of priority and for the following express purposes:

Out of the funds on deposit in the Sales Tax and Bond Fund, the Issuer shall first pay all reasonable and necessary expenses of collection and administration of the Issuers Portion of the Tax that have not otherwise been paid. After payment of such expenses, the remaining balance of the proceeds of the Tax shall be used in the following order of priority and for the following express purposes:

The maintenance of a "Sales Tax Bond Debt Service Fund" (the "Debt Service Fund"), sufficient in amount to pay promptly and fully the

principal of and the interest on the Bonds herein authorized, including any Additional Parity Bonds issued hereafter in the manner provided by this Bond Resolution, as they severally become due and payable, by transferring from the Sales Tax Fund to the regularly designated fiscal agent of the Issuer, on or before the 20th day of each month, a sum equal to one-sixth (1/6) of the interest falling due on the next Interest Payment Date, and a sum equal to one-twelfth (1/12) of the principal 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 from the Debt Service Fund to the paying agent bank or banks for all bonds payable from the Debt Service Fund, at least one (1) day 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 moneys remaining in the Sales Tax and Bond Fund on the 20th day of each month in excess of all reasonable and necessary costs and expenses of collection and administration of the Tax and after making the required payments into the Debt Service 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 hereinbefore set forth in this Bond Resolution.

SECTION 4.03. Debt Service Reserve Fund. No debt service reserve fund is required by the Purchaser, and accordingly none is being established in connection with the issuance of the Bonds. A debt service reserve fund may be established in connection with the issuance of Additional Parity Bonds, under the conditions set forth in Section 8.01 (b)(i). Moneys in the existing debt service reserve fund for the Refunded Bonds, which was funded exclusively from funds of the Issuer and not from the proceeds of the Refunded Bonds or any other bond issue, are being released to the Issuer and will be applied towards the defeasance of the Refunded Bonds.

SECTION 4.04. Investment of Funds. All or any part of the moneys in the Sales Tax and Bond Fund and the Debt Service Fund shall, at the written request of the Issuer, be invested in accordance with the laws of Louisiana, in which event all income derived from such investments shall be added to the Sales Tax Fund or Debt Service Fund, as the case may be, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the respective fund is created.

SECTION 4.05. Funds to Constitute Trust Funds. The Sales Tax Fund and the Debt Service Fund shall all be and constitute trust funds for the purposes provided in this Bond Resolution, and the Owners of Bonds issued pursuant to this Bond Resolution are hereby granted a lien on all such funds until applied in the manner provided herein. The moneys in such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds in the manner required by the laws of the State.

SECTION 4.06. Method of Valuation and Frequency of Valuation. In computing the amount in any fund provided for in Section 4.02, investments shall be valued at the lower of the cost or the market price, exclusive of accrued interest. With respect to all funds and accounts valuation shall occur annually.

## ARTICLE V

### REDEMPTION OF BONDS

SECTION 5.01. Optional Redemption of Bonds. The Bonds are callable for redemption at the option of the Issuer in full or in part at any time at the principal amount thereof, plus accrued interest from the most recent Interest Payment Date to which interest has been paid or duly provided for. In the event any Bond to be redeemed is of a denomination larger than \$1,000, a portion of such Bond (\$1,000 or any multiple thereof) may be redeemed.

SECTION 5.02. Notice of Redemption. 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.

## ARTICLE VI

### PARTICULAR COVENANTS

SECTION 6.01 Obligations of the Issuer in Connection with the Issuance of the Bonds. As a condition of the issuance of the Bonds, the Issuer hereby binds and obligates itself to: (a) deposit irrevocably in

trust with the Escrow Agent under the terms and conditions of the Escrow Agreement, as hereinafter provided, an amount of the proceeds derived from the issuance and sale of the Bonds (exclusive of accrued interest), together with additional moneys of the Issuer, as will enable the Escrow Agent to immediately make an initial cash deposit and purchase the Defeasance Obligations described in the Escrow Agreement, which, together with the initial cash deposit deposited therein, shall mature in principal and interest in such a manner as to provide at least the required cash amount on or before each payment date for the Refunded Bonds (said amounts being necessary on each of the designated dates to pay and retire or redeem the Refunded Bonds, including premiums, if any, payable upon redemption), and (b) retain such amount of the proceeds of the Bonds as will enable the Issuer to pay the Costs of Issuance and the costs properly attributable to the establishment and administration of the Escrow Fund.

The Parish Treasurer is hereby authorized and directed to make all necessary transfers from the Sinking Fund and Reserve Fund for the Refunded Bonds as may be necessary to carry out the provisions of the Escrow Agreement.

SECTION 6.02. Payment of Bonds. The Issuer shall duly and punctually pay or cause to be paid as herein provided, the principal or redemption price, if any, of every Bond and the interest thereon, at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof.

SECTION 6.03. Tax Covenants. (a) To the extent permitted by the laws of the State, the Issuer will comply with the requirements of the Code to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer shall not take any action or fail to take any action, nor shall it 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 to acquire any securities or obligations the acquisition of which would cause any Bond to be an "arbitrage bond" as defined in the Code or would result in the inclusion of the interest on any Bond in "gross income" under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of the proceeds of the Bonds, (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" under the Code.

(b) The Issuer shall not permit at any time or times any proceeds of the Bonds or any other funds of the Issuer to be used, directly or indirectly, in a manner which would result in the exclusion of the interest on any Bond from the treatment afforded by Section 103(a) of the Code, as from time to time amended, or any successor provision thereto.

SECTION 6.04. 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 2004 does not exceed \$10,000,000.

SECTION 6.05. Obligation to Collect Tax. The Issuer recognizes that it is 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, until all of the Bonds have been retired as to both principal and interest. Nothing herein contained shall be construed to prevent the Governing Authority from altering, amending or repealing from time to time as may be necessary the ordinances adopted providing for the levying, imposition, enforcement and collection of the Tax or any subsequent ordinance providing therefor, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the revenues from the Tax. The resolutions and/or ordinances imposing the Tax and pursuant to which the Tax is being levied, collected and allocated, and the obligation to continue to levy, collect and allocate the Tax and to apply the revenues therefrom in accordance with the provisions of this Bond Resolution, shall be irrevocable until the Bonds have been paid in full as to both principal 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 Issuer, may discontinue or decrease 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 in the allocation of the proceeds of the Tax which would diminish the amount of the sales tax revenues to be received by the Issuer, until all of such Bonds shall have been retired as to principal and interest, and there is vested in the Owners from time to time of the Bonds a contract right in the provisions of this paragraph and R.S. 33:2721 to 33:2734.

SECTION 6.06. Indemnity Bonds. 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 6.07 Issuer to Maintain Books and Records. 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 aforesaid 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.

#### ARTICLE VII

##### SUPPLEMENTAL BOND RESOLUTIONS

SECTION 7.01. Supplemental Resolutions Effective Without Consent of Owners. For any one or more of the following purposes and at any time from time to time, a resolution supplemental hereto may be adopted, which, upon the filing with the Paying Agent of a certified copy thereof, but without any consent of Owners shall be fully effective in accordance with its terms:

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

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

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

(d) to cure any ambiguity, supply any omission, or cure or correct any defect or inconsistent provision of the Bond Resolution; or

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

SECTION 7.02. Supplemental Resolutions Effective With Consent of Owners. Except as provided in Section 7.01, any modification or amendment of the Bond Resolution or of the rights and obligations of the Issuer and of the Owners of the Bonds hereunder, in any particular, may be made by a supplemental ordinance, with the written consent of the Owners of a majority of the Bond Obligation at the time such consent is given. No such modification or amendment shall permit a change in the terms of redemption or maturity of the principal of any outstanding Bond or of any installment of interest thereon or a reduction in the principal amount or the redemption price thereof or in the rate of interest thereon without the consent of the Owner of such Bond, or shall reduce the percentages of Bonds the consent of the Owner of which is required to effect any such modification or amendment, or change the obligation of the Issuer to levy and collect the Tax for the payment of the Bonds as provided herein, without the consent of the Owners of all of the Bonds then outstanding, or shall change or modify any of the rights or obligations of either the Paying Agent or the Escrow Agent without its written assent thereto. For the purposes of this Section, Bonds shall be deemed to be affected by a modification or amendment of the Bond Resolution if the same adversely affects or diminishes the rights of the Owners of said Bonds.

#### ARTICLE VIII

##### ADDITIONAL PARITY BONDS

SECTION 8.01. Issuance of Additional Parity Bonds. All of the Bonds shall enjoy complete parity of lien on the avails or proceeds of the Net Revenues 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 Net Revenues 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 thereon, may be refunded 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; provided, however, that if only a portion of the Bonds outstanding is so refunded and the refunding Bonds require total principal and interest payments during any bond year in excess of the principal and interest which would have been required in such bond year to pay the Bonds refunded thereby, then such Bonds may not be refunded without the consent of the Owners of the unrefunded portion of the Bonds issued hereunder.

(b) Additional bonds may also be issued on a parity with the Bonds if all of the following conditions are met:

(i) The average annual revenues derived by the Issuer from the Net Revenues when computed for the two (2) completed calendar years immediately preceding the issuance of the additional bonds must have been not less than two (2) times the highest combined principal and interest requirements for any succeeding calendar year period on all bonds then outstanding, including any *pari passu* additional bonds theretofore issued and then outstanding and any other bonds or other obligations whatsoever then outstanding which are payable from the Net Revenues (but not including bonds which have been refunded or provision otherwise made for their full and complete payment and redemption) and the bonds so proposed to be issued, provided that the required coverage ratio may be reduced from a minimum of two times coverage to a minimum of one and one-third (1-1/3) times coverage if a debt service reserve fund containing at least the lesser of (i) 10% of the original principal amount of the Bonds and such Additional Parity Bonds, or (ii) the maximum combined principal and interest requirements in any succeeding bond year on the Bonds and such Additional Parity Bonds is established and provisions are made that it be fully funded within five (5) years of the issuance of the Additional Parity Bonds.

(ii) The payments to be made into the various funds provided for in Section 4.02 hereof must be current.

(iii) The additional bonds must be payable as to principal on December 1st of each year in which principal falls due beginning not later than three (3) years from the date of issuance of said additional bonds and payable as to interest on June 1st and December 1st of each year.

#### ARTICLE IX

##### REMEDIES ON DEFAULT

SECTION 9.01. Events of Default. If one or more of the following events (in this Bond Resolution called "Events of Default") shall happen, that is to say, (a) if default shall be made in the due and punctual payment of the principal of any Bond when and as the same shall become due and payable, whether at maturity or otherwise; or (b) if default shall be made in the due and punctual payment of any installment of interest on any Bond when and as such interest installment shall become due and payable; or © if default shall be made by the Issuer in the performance or observance of any other of the covenants, agreements or conditions on its part in the Bond Resolution, any supplemental ordinance or in the Bonds contained and such default shall continue for a period of forty-five (45) days after written notice thereof to the Issuer by the Owners of not less than 25% of the Bond Obligation; or (d) if the Issuer shall file a petition or otherwise seek relief under any Federal or State bankruptcy law or similar law; then, upon the happening and continuance of any Event of Default the Owners of the Bonds shall be entitled to exercise all rights and powers for which provision is made under Louisiana law.

#### ARTICLE X

##### CONCERNING FIDUCIARIES

SECTION 10.01. Escrow Agent; Appointment and Acceptance of Duties. Hancock Bank of Louisiana, in the City of Baton Rouge, Louisiana, is hereby appointed Escrow Agent. The Escrow Agent shall signify its acceptance of the duties and obligations imposed upon it by this Bond Resolution by executing and delivering the Escrow Agreement. The Escrow Agent is authorized to file, on behalf of the Issuer, subscription forms for any Government Securities required by the Escrow Agreement. A successor to the Escrow Agent may be designated in the manner set forth in the Escrow Agreement.

SECTION 10.02. Paying Agent; Appointment and Acceptance of Duties. The Issuer will at all times maintain a Paying Agent having the necessary qualifications for the performance of the duties described in this Bond Resolution. The designation of Sabine State Bank & Trust Company, in the City of Many, Louisiana, as the initial Paying Agent is hereby confirmed

and approved. The Paying Agent shall signify its acceptance of the duties and obligations imposed on it by the Bond Resolution by executing and delivering an acceptance of its rights, duties and obligations as Paying Agent set forth herein in form and substance satisfactory to the Issuer.

SECTION 10.03. Successor Paying Agent. Any successor Paying Agent shall be a trust company or bank in good standing, located in or incorporated under the laws of the State, duly authorized to exercise trust powers and subject to examination by federal or state authority.

#### ARTICLE XI

##### REDEMPTION OF REFUNDED BONDS

SECTION 11.01. Call for Redemption. (a) Subject only to the delivery of the Bonds, \$110,000 principal amount of the Issuer's Public Improvement Bonds, Series ST-3, consisting of all of said bonds due December 1, 2004 and December 1, 2005, are hereby called for redemption on June 1, 2004, at the principal amount thereof, plus a premium equal to two percent (2%) of each such bond so redeemed, and accrued interest to the date of redemption, in compliance with the resolution authorizing their issuance.

(b) Subject only to the delivery of the Bonds, \$640,000 principal amount of the Issuer's Public Improvement Bonds, Series ST-4, consisting of all of said bonds due December 1, 2004 through December 1, 2013, are hereby called for redemption on December 1, 2004, at a redemption price of 101% of the principal amount of each Bond redeemed, and accrued interest to the date of redemption, in compliance with the resolution authorizing their issuance.

SECTION 11.02. Notice of Redemption. In accordance with the resolutions authorizing the issuance of the Refunded Bonds, a notice of redemption, in substantially the forms attached hereto as Exhibit E, shall 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 respective paying agents for the Refunded Bonds.

#### ARTICLE XII

##### SALE OF BONDS

SECTION 12.01. Sale of Bonds. The sale of the Bonds to Sabine State Bank & Trust Company, in the City of Many, Louisiana (the "Purchaser") is hereby confirmed. The terms and conditions of said sale are set forth in the Commitment Letter (attached hereto as Exhibit D), and after the Bonds have been executed, registered by the Secretary of State and authenticated by the Paying Agent, the Bonds shall be delivered to the Purchaser or their agents or assigns, upon receipt by the Issuer of the agreed purchase price. The Secretary of the Issuer is hereby authorized, empowered and directed to execute the Commitment Letter on behalf of the Issuer, and the Executive Officers are hereby authorized to deliver or cause to be executed and delivered all documents required to be executed on behalf of the Issuer or deemed by them necessary or advisable to implement this Bond Resolution or to facilitate the sale of the Bonds.

#### ARTICLE XIII

##### MISCELLANEOUS

SECTION 13.01. Defeasance. (a) 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 Resolution, 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 Resolution 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 13.02. Evidence of Signatures of Owners and Ownership of Bonds. (a) Any request, consent, revocation of consent or other instrument which the Bond Resolution may require or permit to be signed and executed by the Owners may be in one or more instruments of similar tenor, and shall be signed or executed by such Owners in person or by their attorneys-in-fact appointed in writing. Proof of (i) the execution of any such instrument, or of an instrument appointing any such attorney, or (ii) the

ownership by any person of the Bonds shall be sufficient for any purpose of the Bond Resolution (except as otherwise therein expressly provided) if made in the following manner, or in any other manner satisfactory to the Paying Agent, which may nevertheless in its discretion require further or other proof in cases where it deems the same desirable:

(A) the fact and date of the execution by any Owner or his attorney-in-fact of such instrument may be proved by the certificate, which need not be acknowledged or verified, of an officer of a bank or trust company or of any notary public that the person signing such request or other instrument acknowledged to him the execution thereof, or by an affidavit of a witness of such execution, duly sworn to before such notary public or other officer. Where such execution is by an officer of a corporation or association or a member of a partnership, on behalf of such corporation, association or partnership, such certificate or affidavit shall also constitute sufficient proof of his authority;

(B) the ownership of Bonds and the amount, numbers and other identification, and date of owning the same shall be proved by the registration books of the Paying Agent.

(b) Any request or consent by the Owner of any Bond shall bind all future Owners of such Bond in respect of anything done or suffered to be done by the Issuer or the Paying Agent in accordance therewith.

SECTION 13.03. Moneys Held for Particular Bonds. The amounts held by the Paying Agent for the payment due on any date with respect to particular Bonds shall, on and after such date and pending such payment, be set aside on its books and held in trust by it, without liability for interest, for the Owners of the Bonds entitled thereto.

SECTION 13.04. Parties Interested Herein. Nothing in the Bond Resolution expressed or implied is intended or shall be construed to confer upon, or to give to, any person or corporation, other than the Issuer, the Paying Agent and the Owners of the Bonds any right, remedy or claim under or by reason of the Bond Resolution or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in the Bond Resolution contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent and the Owners of the Bonds.

SECTION 13.05. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or interest on the Bonds or for any claim based thereon or on this Bond Resolution against any member of the Governing Authority or officer of the Issuer or any person executing the Bonds.

SECTION 13.06. Successors and Assigns. Whenever in this Bond Resolution the Issuer is named or referred to, it shall be deemed to include its successors and assigns and all the covenants and agreements in this Bond Resolution contained by or on behalf of the Issuer shall bind and inure to the benefit of its successors and assigns whether so expressed or not.

SECTION 13.07. Subrogation. In the event the Bonds herein authorized to be issued, or any of them, should ever be held invalid by any court of competent jurisdiction, the Owner or Owners thereof shall be subrogated to all the rights and remedies against the Issuer had and possessed by the Owner or Owners of the Refunded Bonds.

SECTION 13.08. Severability. In case any one or more of the provisions of the Bond Resolution 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 the Bond Resolution or of the Bonds, but the Bond Resolution 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 the Bond Resolution which validates or makes legal any provision of the Bond Resolution or the Bonds which would not otherwise be valid or legal shall be deemed to apply to the Bond Resolution and to the Bonds.

SECTION 13.09. Publication of Bond Resolution; Peremption. This Bond Resolution shall be published one time in the official journal of the Issuer; however, it shall not be necessary to publish any exhibits hereto if the same are available for public inspection and such fact is stated in the publication. For thirty (30) days after the date of publication, any person in interest may contest the legality of this Bond Resolution, any provision of the Bonds, the provisions therein made for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to the authorization and issuance of the Bonds. After the said thirty days, no person may contest the regularity, formality, legality or effectiveness of the Bond Resolution, any provisions of the Bonds to be issued pursuant hereto, the provisions for the security and payment of the Bonds and the validity of all other provisions and proceedings relating to their authorization and issuance, for any cause whatever. Thereafter, it shall be conclusively presumed that the Bonds are legal and that every legal requirement for the issuance of the Bonds has been complied with. No court shall have authority to inquire into any of these matters after the said thirty days.

SECTION 13.10. Execution of Documents. In connection with the issuance and sale of the Bonds, the Executive Officers are each authorized, empowered and directed to execute on behalf of the Issuer such documents, certificates and instruments as they may deem necessary, upon the advice of Bond Counsel, to effect the transactions contemplated by this Bond Resolution, the signatures of the Executive Officers on such documents, certificates and instruments to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 13.11. Recordation. A certified copy of this Bond Resolution shall be filed and recorded as soon as possible in the Mortgage Records of the Parish of Rapides, State of Louisiana.

SECTION 13.12. Continuing Disclosure. It is recognized that the Issuer will not be required to comply with the continuing disclosure requirements described in Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR 240.15c2-12(b)] because:

(a) the Bonds are not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities, and

(b) the Bonds are being sold only to the Purchaser (i.e., no more than thirty-five persons), and the Purchaser (i) has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment in the Bonds and (ii) is not purchasing the Bonds for more than one account or with a view to distributing the Bonds.

SECTION 13.13. Effective Date. This resolution shall become effective immediately.

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

YEAS: Ezra L. Reed, Donald H. Wilmore, Butch Lindsay, Steve P. Bordelon, Theodore Fountaine Jr., Joe Fuller, Jerry P. Wood Sr., Richard W. Billings, Scott Perry Jr.

NAYS: None.

ABSENT: None.

And the resolution was declared adopted on this, the 15th day of March, 2004.

/s/ Angie Richmond  
Secretary

/s/ Ezra Reed  
President

In accordance with La. R.S. 39:1451(A) EXHIBIT A (Outstanding Bonds to be Refunded) EXHIBIT B (Escrow Deposit Agreement), EXHIBIT C (Form of bond), EXHIBIT D (Offer to Purchase) and EXHIBIT E (Notice of Defeasance and Call for Redemption) to this resolution have not been published. These Exhibits are on file with the minutes of the Rapides Parish police Jury at the Police Jury Office in the Rapides Parish courthouse, in Alexandria, Louisiana, and are available for inspection during regular business hours weekdays, Monday through Friday.

On motion by Mr. Steve Bordelon, seconded by Mr. Butch Lindsay, to grant a sewer effluent discharge permit to Ms. Sally Lachney for 211 Nalley Drive; waive the requirements of the additional insurance naming the Police Jury as an additional insured, instead to rely on the homeowners liability insurance policy, subject to the granting of a right of way from Mr. Billy O'Neal for the discharge. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to waive the Cotile Recreation Area entrance fee for the Youth Fishing Tournament for 2004, but next year the subject be reconsidered, and request the Louisiana Bass Club to send a letter of their intentions early next year. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize Johnny O. Cole, 78 John Johnson Road, Pitkin, as a Hardship Case, pending proper certification. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to change the name of the gravel section of O.V. Robbins Road to the Robert Bates Road, waive the public review period and name change fee. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following ordinance was presented to amend the Subdivision Ordinances providing that a French drain be installed when conditions warrant dewatering of the road bed, as determined by the Public Works Director (a road is constructed over a spring head), and on vote unanimously adopted:

ORDINANCE

AN ORDINANCE TO AMEND THE RAPIDES PARISH CODE OF ORDINANCE BY AMENDING SECTION 20 PERMISSIBLE TYPES AND WIDTHS FOR ROADS AND DRAINAGE SO AS TO ADD SUBSECTION 13 PROVIDING FOR FRENCH DRAINS OR UNDERDRAIN SYSTEMS.

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BE IT ORDAINED by the Rapides Parish Police Jury in Regular Session convened on this 15th day of March, 2004, that Section 20-34 of the Rapides Parish Code of Ordinances is hereby amended and re-enacted as follows:

CHAPTER 20. Roads and Drainage  
ARTICLE III. Construction and Repair  
DIVISION 2. Standards and Procedures

Section 20-34. Permissible Types and Widths

...  
(13) If spring heads or perched water tables are encountered during construction, "French Drains or Underdrain Systems" shall be constructed upon the request of the Parish Engineer and in accordance with the requirements of Section 703 "Underdrain Systems" of the Louisiana Standard Specifications for Roads and Bridges.

BE IT FURTHER ORDAINED in all other respects the Ordinance shall remain unchanged.

BE IT FURTHER ORDAINED that this ordinance is to be effective immediately.

THUS DONE AND SIGNED on this 15th day of March, 2004.

On motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to authorize to advertise for improvements of various roads in District B, District F and District H:

District B

Skyline Drive (Ward 9)

Kathy Drive (Ward 9)

District F

Bayou Roberts Road (Ward 2)

Lamourie Road (Ward 2)

District H

West River Road North (Ward 6)

East River Road North (Ward 4)

Melder Cut-Off Road (Ward 4)

Sugar Mill Road (Ward 3)

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the President to sign the Fire District No. 2 Revised Operational Procedures Manual and to request the Fire District No. 2 Civil Service Board to adopt those guidelines pertaining to Civil Service Law. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize for sale two vehicles (Asset Nos. 5936 & 9361) for Fire District No. 10, no longer suitable for public use, and authorize removal from the Asset/Inventory, as requested by the Department Chief. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to advertise for annual bids for the following: tank car culverts, creosote bridge material, various bituminous material (hot & cold mix), liquid asphalt, various road material (gravel & pit run), reinforced concrete pipe, to be paid from Road & Bridge Funds and various maintenance funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to advertise for annual bids for furnishing and hauling pit run (Wards 9, 10 & 11), to be paid from Road & Bridge Funds and various maintenance funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to advertise for bids to purchase one fire training building (live burn) for Rapides Parish Fire District No. 8, as recommended by the Cotile Volunteer Fire Association Board of Directors, and to authorize the Treasurer to secure financing, to be paid from Fire District No. 8 Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to award Bid No. 1879 Purchase One Air Compressor with Accessories for Fire District No. 2 to First In Fire Corporation, the lowest bidder that meets specifications, in the amount of \$39,435.00, to be paid with FEMA Grant Funds and Fire District No. 2 matching funds as budgeted, as recommended by the Fire Chief, Treasurer and Purchasing Agent. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to award Bid No. 1878 Purchase Two New Fire Trucks (Pumper Tankers) for Fire District No. 7 to Ferrara Firefighting, the lowest bidder that meets specifications, in the amount of \$378,618 and authorize the Treasurer to secure financing as recommended by the Board of Directors of Ruby-Kolin Volunteer Fire Association, Treasurer and Purchasing Agent. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to award Bid No. 1882 Purchase Self Contained Breathing Apparatuses (SCBA's) for Fire District No. 7 to Five Alarm Fire Apparatus, Inc., the lowest bidder, in the amount of \$49,500 as recommended by the Board of Directors of Ruby-Kolin Volunteer Fire Association, the Treasurer and Purchasing

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Agent, to be paid from FEMA Fund and Fire District No. 7 matching funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to award Bid No. 1883 Bunker Gear for Fire District No. 7 to Casco Industries, the lowest bidder, in the amount of \$51,120 as recommended by the Board of Directors of Ruby-Kolin Volunteer Fire Association, the Treasurer and Purchasing Agent, to be paid from FEMA Funds and Fire District No. 7 matching funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to purchase one 1990 Ford F-250 Super Cab Truck from Miller Enterprises in the amount of \$5,000 as recommended by the Board of Director of Ruby-Kolin Volunteer Fire Association to be paid from Fire District No. 7 Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to refer the revocation request on Wyle Road, Ward 3, to the Rapides Area Planning Commission for a recommendation and waive the \$100 application fee. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept the low quote of Rick's Welding in the amount of \$11,785 for a new addition to Station No. 3 of Fire District No. 9, as requested by the Board of Directors of the Echo-Poland Volunteer Fire Association, to be paid out of Fire District No. 9 Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the Public Works Director to hire up to 18 seasonal workers for the mowing and chip sealing crews to begin on or about April 5, 2004, to be paid out of Road & Bridge Salary line item. On vote the motion carried.

On motion by Mr. Richard Billings, seconded by Mr. Joe Fuller, to declare the following equipment surplus and authorize the Public Works Director to place said equipment into an auction:

1. Gradall, No. 9424
2. Gradall, No. 7112
3. Gradall, No. 7113
4. MF Tractor, No. 7488
5. John Deere Tractor, No. 4499
6. Dump Truck, No. 5412
7. Pole Saw, No. 8508
8. Pole Saw, No. 8706
9. International Truck, No. 7729
10. Commercial Lawn Mower, No. 4431, and Tilt Trailer No. 4430
11. Shop Heater, No. 2908
12. Valve Grinder, No. 2934
13. Oscilloscope, No. 2892
14. 3-Phase Shop Grinder, no number
15. High Pressure Sprayer, No. 4443
16. Army Cargo Trailer, No. 4898
17. Clark Self Propelled Sweeper, no number
18. Bionic Blade, no number
19. Charger Boat with 115 HP Mercury Motor & Trailer, No. 7123

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept Turkey Creek Road Improvements, Phase II, Bid Number 1870, State Project No. 50-NM4-028B-01, as complete and authorize payment of retainage upon presentation of a Clear Lien Certificate. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept Oil Field Road Improvements, Bid Number 1874, as complete and authorize payment of retainage upon presentation of a Clear Lien Certificate. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept for maintenance an extension of the Joe Gunter Road, approximately 0.2 mile in length, Ward 4, pending proper dedication. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to reinstate Marie Lane, formerly known as Cade Lane, Ward 8, on the Parish map for maintenance, subject to proper right of way dedication. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to send a letter to Sheriff William Earl Hilton advising that Gene Vaughn Used Parts and Wrecking has agreed to accept white goods and a letter be sent to Mr. Vaughn thanking him for taking the white goods. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the President of the Rapides Parish Police Jury to sign an intergovernmental agreement with the Greater Alexandria Economic Development Authority for the collection of occupancy taxes by the Sales and Use Tax Department at a cost of 2% of collections as recommended by the Sales Tax Administrator. On vote the motion carried.

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On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to amend the budgets to reflect carry-in balances. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to amend the Fire District 4 budget and Fire District 11 budget as requested. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept the Secretary's Report. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to request the assistance by the City of Alexandria on rights of way for the Cloverdale/Grundy Cooper Flood Control Project, State Project No. 576-40-0015, as soon as possible. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the Office of Homeland Security and Emergency Preparedness to participate in the ODP Grant Program for FY03 and FY03 Supplemental. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to approve an Intergovernmental Agreement with the City of Alexandria on adjudicated property, subject to the approval of Legal Counsel, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Butch Lindsay, seconded by Mr. Joe Fuller and all other Police Jurors, to authorize to enter into a contract with Meyer, Meyer, Hixson & LaCroix for planning and design for the Mitchell Transportation Economic Development Project, subject to funds being available from a grant award from the Louisiana Department of Economic Development, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following resolution was presented, to award the Rapides Station Pump Station and Force Main, Governor's Office of Rural Development Grant No. 0203RPD0002, to K.C.S. Construction Company Inc., the low bidder, for the base bid in the amount of \$79,228.00, as recommended by the Consultant Engineer, and on vote unanimously adopted:

RESOLUTION  
BY THE

RAPIDES PARISH POLICE JURY

WHEREAS, the Rapides Parish Police Jury received the following bids on Wednesday, February 25, 2004, for SEWER PUMP STATION AND FORCE MAIN AT RAPIDES STATION;

Contractor	Base Bid	Alt No. 1	Alt. No. 2
1. K.C.S. Const. Co.	\$ 79,228.00	\$13,839.00	\$6,980.00
2. Corley, Inc.	\$ 82,332.92	\$15,637.94	\$8,650.50
3. Rylee Contracting	\$ 82,623.00	\$21,173.00	\$8,450.00
4. Cecil D. Gassiott	\$ 86,962.51	\$17,041.25	\$5,380.00
5. C.G. Logan Const.	\$115,600.00	\$23,016.15	\$9,990.00

WHEREAS, the Bids have been checked and tabulated by Pan American Engineers - Alexandria, Inc., with a recommendation of award being made to the low Bidder based on the Base Bid.

NOW, THEREFORE BE IT RESOLVED, that the contract on the Base Bid for said construction work is hereby awarded to the low bidder, K.C.S. Construction Company, Inc., Louisiana in the amount of \$79,228.00.

BE IT FURTHER RESOLVED, that the President is hereby authorized to execute contracts and change orders between the Rapides Parish Police Jury and the successful Bidder.

PASSED, APPROVED AND ADOPTED on this 15th day of March, 2004.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to thank the England Authority for their payment of the annual dues for Rapides Parish to Kisatchie-Delta Regional Planning and Development District, working as partners for economic development in Rapides Parish. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the President to sign an agreement with the Union Pacific Railroad for the proposed 3" Sewer Pipeline Crossing of Railroad Property at Mile Post 203.43 on the Reisor Subdivision near Boyce, Rapides Station, Governor's Office of Rural Development, Grant No. 0203-RPD-0002, as recommended by the Consultant Engineer, subject to approval of Legal Counsel, and authorize payment of \$1500 for the one-time License Fee, to be paid out of the Grant Funds. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following resolution was presented, to endorse Alexandria Theatres LLC, and the project The Grand Theatre, as a participant in the benefits of the Louisiana Enterprise/Economic Development Zone Program in Tract \_\_\_\_ Block Group \_\_\_\_ in Rapides Parish with rebate from the 1% Rapides Parish Police Jury Sales and Use Tax, as recommended by the Reviewing Agencies, and on vote unanimously adopted:

ENDORSEMENT RESOLUTION

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RESOLUTION STATING THE RAPIDES PARISH POLICE JURY'S ENDORSEMENT OF ALEXANDRIA THEATRES LLC TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995 and Act 647 of 1997; and,

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the Parish of Rapides; and,

WHEREAS, the Louisiana Department of Economic Development designated Census Tract \_\_\_ Block Group \_ in Rapides Parish, as an "Enterprise Zone" eligible based on enabling legislation (R.S. 51:1781-1791); and,

WHEREAS, the Rapides Parish Police Jury states this endorsement is in agreement with the Overall Economic Development Plan for Rapides Parish; and,

WHEREAS, the attached Enterprise Zone map is marked showing the location of the business being endorsed; and,

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the Rapides Parish Police Jury agrees:

1. To participate in the Enterprise Zone Program.
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.
3. To REBATE all applicable (applicable sales/use taxes are defined as all local sales/use taxes except those that are dedicated to the repayment of a Bond issue or dedicated to any public school) local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury in due, regular and legal session convened this 15th day of March, 2004, that ALEXANDRIA THEATRES LLC and their project THE GRAND THEATRE, Enterprise Zone Application No. 2003-0557, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of the resolution 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.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THUS PASSED AND APPROVED on this 15th day of March, 2004.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following resolution was presented, to endorse Christus St. Francis Cabrini Hospital, and the project Hospital Expansion - MRI Center, as a participant in the benefits of the Louisiana Enterprise/Economic Development Zone Program in Tract \_\_\_\_\_ Block Group \_\_\_\_\_ in Rapides Parish with rebate from the 1% Rapides Parish Police Jury Sales and Use Tax, as recommended by the Reviewing Agencies, and on vote unanimously adopted:

ENDORSEMENT RESOLUTION

RESOLUTION STATING THE RAPIDES PARISH POLICE JURY'S ENDORSEMENT OF CHRISTUS ST. FRANCIS CABRINI HOSPITAL TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995 and Act 647 of 1997; and,

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the Parish of Rapides; and,

WHEREAS, the Louisiana Department of Economic Development designated Census Tract \_\_\_ Block Group \_ in Rapides Parish, as an "Enterprise Zone" eligible based on enabling legislation (R.S. 51:1781-1791); and,

WHEREAS, the Rapides Parish Police Jury states this endorsement is in agreement with the Overall Economic Development Plan for Rapides Parish; and,

WHEREAS, the attached Enterprise Zone map is marked showing the location of the business being endorsed; and,

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the Rapides Parish Police Jury agrees:

1. To participate in the Enterprise Zone Program.
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.

3. To REBATE all applicable (applicable sales/use taxes are defined as all local sales/use taxes except those that are dedicated to the repayment of a Bond issue or dedicated to any public school) local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury in due, regular and legal session convened this 15th day of March, 2004, that CHRISTUS ST. FRANCIS CABRINI HOSPITAL and their project HOSPITAL EXPANSION - MRI CENTER, Enterprise Zone Application No. 2003-0575, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of the resolution 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.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THUS PASSED AND APPROVED on this 15th day of March, 2004.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following resolution was presented, to endorse Atwood's Bakery as a participant in the benefits of the Louisiana Enterprise/Economic Development Zone Program in Tract \_\_\_\_\_ Block Group \_\_\_\_\_ in Rapides Parish with rebate from the 1% Rapides Parish Police Jury Sales and Use Tax, as recommended by the Reviewing Agencies, and on vote unanimously adopted:

ENDORSEMENT RESOLUTION

RESOLUTION STATING THE RAPIDES PARISH POLICE JURY'S ENDORSEMENT OF ATWOOD'S BAKERY TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995 and Act 647 of 1997; and,

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the Parish of Rapides; and,

WHEREAS, the Louisiana Department of Economic Development designated Census Tract \_\_ Block Group \_ in Rapides Parish, as an "Enterprise Zone" eligible based on enabling legislation (R.S. 51:1781-1791); and,

WHEREAS, the Rapides Parish Police Jury states this endorsement is in agreement with the Overall Economic Development Plan for Rapides Parish; and,

WHEREAS, the attached Enterprise Zone map is marked showing the location of the business being endorsed; and,

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the Rapides Parish Police Jury agrees:

1. To participate in the Enterprise Zone Program.
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.
3. To REBATE all applicable (applicable sales/use taxes are defined as all local sales/use taxes except those that are dedicated to the repayment of a Bond issue or dedicated to any public school) local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury in due, regular and legal session convened this 15th day of March, 2004, that ATWOOD'S BAKERY and their project NEW FACILITY AT 1125 MACARTHUR DRIVE, Enterprise Zone Application No. 2004-0033, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of the resolution 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.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THUS PASSED AND APPROVED on this 15th day of March, 2004.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, the following resolution was presented, to endorse Central Louisiana Imaging Center, LLC, as a participant in the benefits of the Louisiana Enterprise/Economic Development Zone Program in Tract \_\_\_\_\_ Block Group \_\_\_\_\_ in Rapides Parish with rebate from the 1% Rapides Parish Police Jury Sales and Use Tax, as recommended by the Reviewing Agencies, and on vote unanimously adopted:

ENDORSEMENT RESOLUTION

RESOLUTION STATING THE RAPIDES PARISH POLICE JURY'S ENDORSEMENT OF CENTRAL LOUISIANA IMAGING CENTER, LLC TO PARTICIPATE IN THE BENEFITS OF THE LOUISIANA ENTERPRISE ZONE PROGRAM

WHEREAS, the Louisiana Enterprise Zone Act 901 of 1981, Act 337 of 1982, Act 433 of 1987, Act 1024 of 1992, Act 581 of 1995 and Act 647 of 1997; and,

WHEREAS, the Louisiana Enterprise Zone Program offers significant incentives for economic development to some of the most distressed areas in the Parish of Rapides; and,

WHEREAS, the Louisiana Department of Economic Development designated Census Tract \_\_ Block Group \_ in Rapides Parish, as an "Enterprise Zone" eligible based on enabling legislation (R.S. 51:1781-1791); and,

WHEREAS, the Rapides Parish Police Jury states this endorsement is in agreement with the Overall Economic Development Plan for Rapides Parish; and,

WHEREAS, the attached Enterprise Zone map is marked showing the location of the business being endorsed; and,

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the Rapides Parish Police Jury agrees:

1. To participate in the Enterprise Zone Program.
2. To assist the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.
3. To REBATE all applicable (applicable sales/use taxes are defined as all local sales/use taxes except those that are dedicated to the repayment of a Bond issue or dedicated to any public school) local sales/use taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that site.

THEREFORE, BE IT RESOLVED by the Rapides Parish Police Jury in due, regular and legal session convened this 15th day of March, 2004, that CENTRAL LOUISIANA IMAGING CENTER and their project \_\_\_\_\_, Enterprise Zone Application No. \_\_\_\_\_, is endorsed to participate in the Louisiana Enterprise Zone Program.

BE IT FURTHER RESOLVED that if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of the resolution 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.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

THUS PASSED AND APPROVED on this 15th day of March, 2004.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to ratify the grant application to the Louisiana Department of Economic Development for an Economic Development Award Program Grant in the amount of \$300,000 for planning and design of road and drainage improvements for Mitchell Transportation Services Inc. in the Coughlin Industrial Park and ratify authorization for the President to sign same. On vote the motion carried.

On motion by Mr. Butch Lindsay, seconded by Mr. Joe Fuller, to grant approval to Marie Acres Subdivision, Phase I, off Robbins Loop and Ball Cutoff Road, no construction completed at this time, a bond is required for 125% of the construction cost until the road improvements are complete and accepted by the Police Jury (the loan check received is to be converted into money order), as recommended by the Rapides Area Planning Commission, subject to approval of Legal Counsel, and authorize signing of the plat. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept the resignation of Mr. Jim Smolenski from the Rapides Area Planning Commission and lay over thirty days an appointment to fill the vacancy in the unexpired term, term will expire on July 21, 2008. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to accept the resignation of Mr. Lance Shaw from the Rapides Area Planning Commission and lay over thirty days an appointment to fill the vacancy in the unexpired term, term will expire on March 10, 2007. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to enter into Amendment No. 1 to the Grant Agreement with the Federal Aviation Administration for the Airport Improvement Program project No. 3-22-0021-021-2003, which increases the Grant Agreement amount by \$32,148 from \$310,572 to \$342,720 and authorize the President to sign same. On vote the motion carried.

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On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize expenses of interested Police Jurors to attend the NACo County Leaders Institute to be held on June 1-5, 2004 at the New York Institute, NYC, New York. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize to enter into an Intergovernmental Agreement with the Village of McNary for the Parish Highway Department to perform forty hours of ditch work within corporate limits, as requested by Mayor Donald Parker, to be paid out of the Road & Bridge Fund, and authorize the President to sign the Agreement. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to receive the required report from Acadian Ambulance under the Contract for January 2004:

Response Zone	Number Responses	Required %	Compliance %
Alexandria - 8 minute	325	80%	91.64%
Pineville - 8 minute	98	80%	96.94%
Rapides - 12 minute	122	80%	96.72%
Rapides - 20 minute	120	80%	93.33%

On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to issue name badges to Department Heads for parking either in the Courthouse garage or open lot. On vote the motion carried.

After unanimous vote the following items were placed on the agenda:

Mr. Frank Willis, Willis Engineering, gave an update on the Penny Acres Flood Control Project. Mr. Willis advised the application has been submitted to the State and all approvals have been received from DNR, DEQ, FEMA, WL&F, etc. A question recently arose whether the City of Alexandria is proposing to annex the area, but he checked and the City at this time do not plan annexation. He asked the State for a report on any deficiencies in the application but the State has not yet reviewed it. Mr. Willis suggested the Police Jury ask the State for the status of the project.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Billings, for the President of the Police Jury to request the Flood Control Program for an update on the status of the Penny Acres Flood Control Project grant application and to request our Legislative Delegation for their support in proceeding with this project. On vote the motion carried.

Mr. Fuller gave an update on the Sewer Collection and Treatment System for the Parish and LANG, which is being handled by the Consultant Engineer Camp Dresser & McKee. He distributed copies of the 2004 appropriations request for the project submitted to Congressmen Vitter and Alexandria. It was planned to make a request for funding to Senators Landrieu and Breaux for 2005.

On motion by Mr. Joe Fuller, seconded by Mr. Richard Billings, to accept the report on the Sewer Collection and Treatment System for the Parish and LANG. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Richard Billings, to request Representative Charlie DeWitt to secure necessary capital outlay funds to purchase Cowboy Town on behalf of the Rapides Parish Police Jury. On vote the motion carried.

On motion restated by Mr. Don Wilmore, seconded by Mr. Richard Billings, to request Representative Charlie DeWitt to secure necessary capital outlay funds to purchase Cowboy Town on behalf of the Rapides Parish Police Jury and to request the President to set up a study committee on Cowboy Town and the Coliseum for a recommendation back to the Police Jury. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize the expenses of interested Police Jurors to attend the Rural Development Seminar on Health Care issues to be held on April 2, 2004 in Ruston, Louisiana. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to approve Dean Lee change order no. 2 in the amount of \$823.08 and authorize the President to sign. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to approve the submission of a pre-application for Delta Regional Authority Grant in the amount of \$60,000 for drainage infrastructure for the Town of Lecompte and authorize the President to sign. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to grant approval to Lawson Heights, LP, located west side of Eddie Williams Avenue, as approved by the Rapides Area Planning Commission, no construction completed at this time, a bond is required for 125% of the construction cost until the road improvements are complete and accepted by the Police Jury. On vote the motion carried.

After unanimous vote the following items were placed on the agenda:

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On motion by Mr. Don Wilmore, seconded by Mr. Scott Perry, to congratulate Mr. Joe Fuller and Mr. Richard Billings for their elections as First Vice President and Third Vice President of the Executive Board of the Police Jury Association of Louisiana, respectively, on March 13, 2004. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Theodore Fountaine, on recommendation of WIB Chair Barry Hines, a motion to streamline staffing and services by reassigning effective May 1, 2004, the WIA youth services department and staff including all permanent and temporary employees from the Office of Economic and Workforce Development (OEWD) to the Workforce Operations Department (WDOD); amend the organizational chart of the two departments to reflect such transfer; authorize the WIB staff to prepare a contract with WDOD to define youth program design, deliverables, budget, reporting and other appropriate items subject to the approval of the Workforce Investment Board and the Rapides Parish Police Jury; and authorize the WIB staff to work with appropriate WIB committees to prepare a WIA plan modification to be submitted to the Louisiana Department of Labor with above changes. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to authorize a franchise agreement with the City of Alexandria for electricity, water, gas and sewer for unincorporated areas in Rapides Parish, with a franchise fee of 4% of gross revenues, and authorize the President to sign same. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to receive the report of the Parish Inspector recommending the abandoned house at 103 Wayne Street, Lots 14A and Lots 14B, Square 3, Ryan Subdivision, Ward 9, District B, Rapides Parish, be condemned and demolished or removed, due to being in dangerous condition which endangers the public health or welfare, and it be referred to Legal Counsel for proper action. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to congratulate Mr. Don Wilmore for his re-election as Member at Large on the Executive Board of the Police Jury Association of Louisiana on March 13, 2004. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Don Wilmore, to commend the Police Jury Association Director, Executive Board and Staff for an outstanding Conference in Rapides Parish on March 11-13, 2004. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Jerry Wood, to commend Mr. Ezra Reed, as President, for his participation and support of the Police Jury Association 80th Annual Conference, in which Rapides Parish was Parish co-host with Winn Parish, and to thank the Police Jury Departments and Staff for their hard work at the Conference and making it a success. On vote the motion carried.

On motion by Mr. Don Wilmore, seconded by Mr. Theodore Fountaine, to lay over receipt of the report from the Rapides Area Planning Commission recommending that Slatten Road not be revoked and no action is to be taken by this Police Jury. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to amend the contract with the Alexandria/Pineville Area Convention and Visitors Bureau so as to change the fee for collection of hotel/motel occupancy taxes from the flat fee of \$7,200 to 2% of collections, effective April 1, 2004, and authorize the President to sign the amendment. On vote the motion carried.

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to award Bid No. 1881 Purchase one new Fire Pumper/Tanker for Fire Protection District No. 9 to the low bidder Central State Fire Apparatus in the amount of \$172,317 as recommended by the Board of Directors of the Echo-Poland Volunteer Fire Association, Treasurer and Purchasing Agent. On vote the motion carried.

After unanimous vote the following items were placed on the agenda:

On motion by Mr. Scott Perry, seconded by Mr. Richard Billings, to request the Wildlife and Fisheries Commission for assistance in trapping beavers in Rapides Parish. On vote the motion carried.

On motion by Mr. Theodore Fountaine, seconded by Mr. Jerry Wood, Mr. Scott Perry and all other Police Jurors, to honor Peabody Magnet High School for winning the 4-A Basketball Championship and the achievement of being ranked Number Five by USA Today. On vote the motion carried.

The President asked if there was any public comment on any agenda item, to which there was no response.

On motion by Mr. Richard Billings, seconded by Mr. Don Wilmore, that there being no further business, the meeting be declared adjourned. On vote the motion carried at 4:00 p.m.

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Angie Richmond, Secretary      Ezra L. Reed, President  
Rapides Parish Police Jury      Rapides Parish Police Jury