

January 18, 2023

On Wednesday, January 18, 2023, at 9:00 a.m., the Police Jury of Sabine Parish, State of Louisiana met in open and regular session.

Agenda:

1. Call to Order
2. Roll Call
3. Prayer
4. Pledge of Allegiance
5. Amend the Agenda
6. Adopt the Agenda
7. Public Comments
8. Elect President
9. Elect Vice-President
10. Representative Rodney Schamerhorn
11. Mr. Reccie Medlock- Revitalization of the Many Junior High School
12. Planning Commission
13. Sabine Parish EMS Advisory Board
14. Approve Committee Memberships for 2023
15. Accept the Minutes of the Previous Regular Meeting Held December 21, 2022
16. Consider Amendment to the Size of the Planning Commission
17. Adopt a resolution declaring the intention of the Parish of Sabine, State of Louisiana, to issue Landfill Revenue Bonds, in one or more series, in an amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of paying costs of acquiring, constructing and installing improvements, replacements and equipment to the landfill facilities of the Parish, and providing for other matters in connection therewith.
18. A resolution authorizing the issuance of Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana; and providing for other matters in connection therewith.
19. Accept Commitment Letter from Sabine State Bank & Trust Company to Purchase a \$5,500,000 Portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana
20. Accept Commitment Letter from the Louisiana Public Facilities Authority to Purchase a \$500,000 Portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana
- 20a. Authorize the President of the Sabine Parish Police Jury to be the Authorized Signer of the Act 170 Cooperative Endeavor Agreement for Fire Protection District No. 1, Wards 3 and 4
- 20b. Authorize the Advertisement of Bids for the Purchase of a Motor Grader for Road District 19
- 20c. Discuss Budgets for Ward 3 (Road District 9) and Ward 4 (Road District 17)
21. Approve Annual Membership in the Coordinating & Development Corporation

22. Declare Surplus Property and Authorize Sale by Electronic Auction on Govdeals.com
23. Approve the Purchase of a New Six-Inch Trash Pump for the Landfill
24. Authorize Advertising Bid for Dump Truck for Ward 4, Road District 17
25. Authorize Payment of Approved Bills
26. Appropriate and Transfer Sales Tax for January Operations (\$425,000)
27. Committee Reports
28. Operations
29. Adjournment

1. Call to Order

President Ricky L. Sepulvado called the meeting to order.

2. Roll Call

The roll was called by the Secretary Treasurer. The following jurors were present: “Bo” Stewart, Mike McCormic, William E. Ruffin, Stephen Steinke, “Jeff” Davidson, Ricky ”K-Wall” Sepulvado, Kenneth M. Ebarb, and “Randy” Byrd.

The following juror was absent or arrived late: Eric Garcie.

3. Prayer

Prayer was led by Mr. William E. Ruffin.

4. Pledge of Allegiance

The Pledge of Allegiance was led by Mr. Stephen Steinke.

5. Amend the Agenda

Public comments on the motion to amend the agenda were allowed prior to any vote to add an item to the agenda.

Resolution No. 9194

Motion by Ebarb and seconded by McCormic to amend the agenda to include the following items:

Item 20a - Authorize the President of the Sabine Parish Police Jury to be the Authorized Signer of the Act 170 Cooperative Endeavor Agreement for Fire Protection District No. 1, Wards 1 and 2

Item 20b – Authorize Advertising for Bids for the Purchase of a Motor Grader for Ward 8 (Road District 19)

Item 20c – Discuss the Budgets for Ward 3 (Road District 9) and Ward 4 (Road District 17)

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 - Garcie

#### 6. Adopt the Agenda

Resolution No. 9195

Motion by Ruffin and seconded by Byrd to adopt the agenda as amended.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 - Garcie

#### 7. Public Comments

Police Jury President, Ricky L. Sepulvado, allowed a period of public comment on any item on the agenda.

Mr. Pat Scarborough and Mrs. Rebekah Stiegemeyer addressed the Jury concerning agenda item number 7, "Public Comments". They expressed their opposition to the Jury's adopted policy and procedures allowing individuals five minutes to express their views concerning agenda items .

#### 8. Elect President

Police Jury President Ricky L. Sepulvado opened the floor for nominations for President of the Police Jury.

##### (A) Ricky Lane Sepulvado

as **President** of the Sabine Parish Police Jury.

Nomination by McCormic and seconded by Steinke

Resolution No. 9196

Motion by Stewart and seconded by Ebarb for nominations for President of the Police Jury to cease and for Mr. Sepulvado to be elected President.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 - Garcie

9. Elect Vice-President

Police Jury President Sepulvado opened the floor for nominations for Vice-President of the Police Jury.

A) Stephen Steinke

as **Vice-President** of the Sabine Parish Police Jury.

Nomination by Stewart and seconded by McCormic.

Resolution No. 9197

Motion by Ebarb and seconded by Stewart for nominations for Vice-President of the Police Jury to cease and for Mr. Steinke to be elected Vice-President.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 - Garcie

10. Representative Rodney Schamerhorn

Representative Rodney Schamerhorn briefly discussed the upcoming special session of the legislature. He specifically discussed issues concerning homeowners' insurance for Louisiana residents.

11. Mr. Reccie Medlock- Revitalization of the Many Junior High School

Mr. Reccie Medlock with the Sabine High School Revitalization Project discussed plans to revitalize the old Many Junior High School, formerly Sabine High School. The stated goal is to redevelop the entire campus for community use. He specifically requested that the Police Jury assist in defraying overhead expenses at the school.

Mr. Ruffin, Chairman of the Finance Committee, reported that the Committee had met and recommends entering a cooperative endeavor agreement with the Sabine High School Revitalization Project to provide five thousand dollars (\$5,000) to revitalize the old Many Junior High School. Mr. Stewart requested additional time to study the request.

Resolution No. 9198

Motion by Stewart and second by Ruffin to table consideration of entering cooperative endeavor agreement with the Sabine High School Revitalization Project

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

12. Planning Commission

No representative from the Sabine Parish Planning Commission was present at the meeting.

13. Sabine Parish EMS Advisory Board

No representative from the EMS Advisory Board was present at the meeting.

14. Approve Committee Memberships for 2023

President Ricky L. Sepulvado presented the Jury his appointments for committees:

Resolution No. 9199

Motion by Davidson and seconded by Ebarb to accept the committee assignments presented by President Sepulvado as follows:

**Personnel Committee:**

Stephen Steinke- Chairman  
Randy Byrd

**Road & Shop Committee:**

Ricky L. Sepulvado - Chairman  
Mike McCormic

Eric Garcie  
Mike McCormic

Jeff Davidson  
Randy Byrd

**Finance Committee:**

William Ruffin – Chairman  
Ricky L. Sepulvado  
Mike McCormic  
Stephen Steinke

**Courthouse & Jail Committee:**

Bo Stewart- Chairman  
Ricky L. Sepulvado  
William Ruffin  
Randy Byrd

**Solid Waste Committee:**

Ricky L. Sepulvado– Chairman  
Mike McCormic  
Kenneth Ebarb  
Stephen Steinke

**Fender Cemetery Committee:**

Bo Stewart  
Jeff Davidson  
Eric Garcie

**Pinebelt Committee:**

William Ruffin – Chairman  
Kenneth Ebarb  
Jeff Davidson

**Broadband Project**

Mike McCormic - Chairman  
Kenneth Ebarb  
Stephen Steinke  
Jeff Davidson

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

15. Accept the Minutes of the Previous Regular Meeting Held December 21, 2022

All police jurors have previously been provided written copies of the minutes.

Resolution No. 9200

Motion by Steinke and seconded by Byrd to accept the minutes of the regular meeting held December 21, 2022.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

16. Consider Amendment to the Size of the Planning Commission

Mr. Mike McCormic reported that the Parish Planning Commission is not currently operating in compliance with the enabling ordinances.

The Parish Planning Commission was created by ordinance on July 19, 1967 under the authority granted in RS 33:101 through RS 33:119. The Parish Planning Commission shall consist of five (5) members, all to be appointed by the President with the advice and consent of the Police Jury, who may remove any member of the Commission, after public hearing, for inefficiency, neglect of duty, or malfeasance.

Currently, there are only three (3) members serving on the Parish Planning Commission. Mr. McCormic expressed his desire to fully staff the Commission.

Resolution No. 9201

Motion by McCormic and seconded by Davidson to appoint additional members to the Parish Planning Commission so that there will be five (5) members serving on the commission.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

17. Adopt a resolution declaring the intention of the Parish of Sabine, State of Louisiana, to issue Landfill Revenue Bonds, in one or more series, in an amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of paying costs of acquiring, constructing and installing improvements, replacements and equipment to the landfill facilities of the Parish, and providing for other matters in connection therewith.

Resolution No. 9202

The following resolution was offered by Steinke and seconded by McCormic:

## **RESOLUTION**

A resolution declaring the intention of the Parish of Sabine, State of Louisiana, to issue Landfill Revenue Bonds, in one or more series, in an amount not to exceed Six Million Dollars (\$6,000,000) for the purpose of paying costs of acquiring, constructing and installing improvements, replacements and equipment to the landfill facilities of the Parish, and providing for other matters in connection therewith.

WHEREAS, the Parish of Sabine, State of Louisiana (the "Issuer"), now owns and operates landfill facilities (the "System") as a revenue-producing work of public improvement; and,

WHEREAS, the Police Jury of the Issuer (the "Governing Authority"), as governing authority of the Issuer, proposes that bonds will be issued by the Issuer in the manner prescribed by and under the authority of La. R.S. 39:1430 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 39:1430, *et seq.*), and other constitutional and statutory authority (the "Act"), payable solely from the income and revenues of the System, subject to the prior payment of the reasonable and necessary expenses of operating and maintaining the System; and

WHEREAS, this Governing Authority now wishes to give notice of intention pursuant to the Act to issue not exceeding \$6,000,000 of landfill revenue bonds to finance the hereinafter stated purposes;

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

SECTION 1.     Intent to Issue Revenue Bonds. Pursuant to and in compliance with the provisions of the Act, this Governing Authority does hereby declare its intention to issue not exceeding Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds (the "Bonds"), in the name of the Issuer, in one or more series, the proceeds of which will be used to pay costs of acquiring, constructing and installing improvements, replacements and equipment to the System, a work of public improvement (the "Project").

All of the Bonds shall be limited and special revenue bonds of the Issuer, secured by and payable in principal and interest, if any, solely from the income and revenues derived or to be derived by the Issuer from the operation of the System, after paying the reasonable and necessary expenses of administering, operating and maintaining the System. The Bonds shall be of such



series, bear such dates, mature at such time or times, not to exceed ten (10) years from their date of issuance, bear interest at such rate or rates not exceeding five and twenty-five hundredths percent (5.25%) per annum (which includes any administrative fees), be sold at such price or prices, be in such denomination or denominations, be in fully registered form, carry such registration privileges, be payable in such medium of payment and at such place or places, be subject to such terms of prepayment and be entitled to such priorities on the income and revenues of the System as the Issuer may provide by resolution(s) adopted at the time or times of issuance of the Bonds.

The Issuer will, in such resolution(s), enter into such covenants with the future owner or owners of the Bonds as to the management and operation of the System, the imposition and collection of rates and charges for the services rendered thereby, the disposition of such fees and revenues, the issuance of future bonds and the creation of future liens and encumbrances against the System and the revenues therefrom, the carrying of insurance on the System and the disposition of the proceeds of insurance, the keeping of books and records, and other pertinent matters as may be deemed proper by this Governing Authority to assure the marketability of the Bonds, consistent with the provisions of the Act and other applicable laws and regulations. Such resolution(s) will also include remedies in case of default, provision for the issuance of parity bonds, and such additional covenants, agreements and provisions as are judged advisable or necessary by the Issuer for the security of the registered owners of the Bonds, including sinking funds and reserves for the payment of principal and interest on the Bonds and an adequate depreciation fund for those repairs, extensions and improvements to the System as may be necessary to assure adequate and efficient service to the public, all as provided by the Act.

SECTION 2.     State Bond Commission Approval. Application is hereby made to the State Bond Commission, Baton Rouge, Louisiana, for approval of not to exceed \$6,000,000 of Landfill Revenue Bonds of the Issuer (or such lesser amount as may be determined by the President of the Governing Authority), to mature over a period not exceeding ten (10) years from the date thereof and to bear interest at a rate not to exceed five and twenty-five hundredths percent (5.25%) per annum (including any administrative fees), as described above. A certified copy of this

resolution shall be submitted to the State Bond Commission together with requests for prompt consideration and approval of this application.

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

SECTION 3. Reimbursement. Prior to the delivery of the Bonds, the Issuer intends to expend moneys from other available funds for the purpose for which the Bonds are being issued, and reasonably expects to reimburse said expenditures from the proceeds of the Bonds in an amount not exceeding \$6,000,000. Any such allocation of proceeds of the bonds for reimbursement will be with respect to capital expenditures (as defined in Reg. 1.150-1(b) and will be made upon the delivery of the Bonds and not later than one year after the later of (i) the date such expenditure was paid or (ii) the date on which the Project was placed in service. This Section is intended to be a declaration of official intent with the meaning of Reg. 1.150-2.

SECTION 4. Employment of Bond Counsel. This Governing Authority finds and determines that a real necessity exists for the employment of special counsel in connection with the issuance of the Bonds, and accordingly Foley & Judell, L.L.P., of New Orleans, Louisiana, as Bond Counsel, is hereby employed to do and perform work of a traditional legal nature as bond counsel with respect to the issuance and sale of said Bonds. Said Bond Counsel shall prepare and submit to this Governing Authority for adoption all of the proceedings incidental to the authorization, issuance, sale and delivery of such Bonds, shall counsel and advise this Governing



18. A resolution authorizing the issuance of Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana; and providing for other matters in connection therewith

Resolution No. 9203

The following resolution was offered by Byrd and seconded by Ebarb:

**RESOLUTION**

A resolution authorizing the issuance of Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana; and providing for other matters in connection therewith.

WHEREAS, the Parish of Sabine, State of Louisiana (the "Issuer"), presently owns and operates landfill facilities as public revenue producing properties and facilities (the "System"); and

WHEREAS, it is now the wish of the Police Jury of the Parish of Sabine, State of Louisiana (the "Governing Authority"), acting as the governing authority of the Issuer, to issue not exceeding Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds, Series 2023, of the Issuer (the "Bonds"), payable solely from the income and revenues of the System, subject to the prior payment of the reasonable and necessary expenses of administering, operating and maintaining the System, in accordance with the provisions of Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority (the "Act"), to provide funding to pay costs of acquiring, constructing and installing improvements, replacements and equipment for the System, a work of public improvement (the "Project") and pay the costs of issuance of the Bonds, the Bonds to be secured by and payable solely from the income and revenues derived or to be derived by the Issuer from the operation of the System; and

WHEREAS, the Issuer has no other outstanding indebtedness payable from the income and revenues derived or to be derived from the operation of the System; and

WHEREAS, this Governing Authority now wishes to fix the details necessary with respect to the issuance of the Bonds and provide for the authorization and issuance thereof;

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

SECTION 1. Definitions. The following terms as used in this Resolution shall have the following respective meanings, such definitions being equally applicable to both the singular and plural sense of any of such terms.

"Act" means Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950 (LA. R.S. 39:1430), as amended, and other constitutional and statutory authority.

**"Additional Parity Bonds"** means any *pari passu* additional bonds that may be issued pursuant to Section 13 on a parity with the Bonds.

**"Bond"** or **"Bonds"** means any or all of the Landfill Revenue Bonds, Series 2023, of the Issuer, issued pursuant to this Resolution, whether initially delivered or issued in exchange for, upon transfer of, or in lieu of any previously issued Bond or Bonds.

**"Bond Register"** means the records kept by the Paying Agents at their designated offices in which registration of the Bonds and transfers of the Bonds shall be made as provided herein.

**"Executive Officers"** means, collectively, the President and Secretary of the Governing Authority.

**"Fiscal Year"** means the one-year period beginning 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"** means the Police Jury of the Parish of Sabine, State of Louisiana, or its successor in function.

**"Government Securities"** means and includes non-callable 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"** means March 1 and September 1 of each year, commencing September 1, 2023.

**"Issuer"** means the Parish of Sabine, State of Louisiana.

**"Net Revenues"** means the income and revenues derived or to be derived from the operation of the System, as now existing and as constructed, acquired, extended and improved with the proceeds of the Bond or as the System shall hereafter be improved, extended or supplemented from any source whatsoever while the Bond remains outstanding, including, specifically, all properties of every nature owned by the Issuer and used or useful in the operation of the System, including real estate, movable and intangible properties, contracts, franchises, leases and choses in action, after the payment therefrom of the reasonable and necessary expenses of administering, operating and maintaining the System.

**"Owner"** or **"Owners"** when used with respect to any Bond, means the Person in whose name such Bond is registered in the registration books maintained by the Paying Agent.

**"Paying Agent"** or **"Paying Agents"** means Sabine State Bank & Trust Company, in Many, Louisiana, as paying agent and registrar hereunder for the Bonds it will purchase, and the Secretary of the Governing Authority for the Bonds which the Louisiana Public Facilities Authority will purchase, until a successor Paying Agent shall have become such pursuant to the applicable provisions of this Resolution, and thereafter "Paying Agent" shall mean such successor Paying Agent.

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

**"Purchaser" or "Purchasers"** means Sabine State Bank & Trust Company for Bonds R-1, R-3, R-5, R-7, R-9, R-11, R-13, R-15, R-17 and R-19, and the Louisiana Public Facilities Authority for Bonds R-2, R-4, R-6, R-8, R-10, R-12, R-14, R-16, R-18 and R-20.

**"Record Date"** means, with respect to an Interest Payment Date, the fifteenth day of the calendar month next preceding such Interest Payment Date.

**"Reserve Fund Requirement"** means a sum equal to 10% of the proceeds of the Bonds.

**"Resolution"** means this resolution authorizing the issuance of the Bonds, as hereafter may be amended or supplemented.

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

**"System"** means the revenue producing properties and facilities of the Issuer, consisting of the landfill facilities of the Issuer, and any future additions thereto, as said facilities now exist and as the same may be improved, extended or supplemented from any source while any of the Bonds remain outstanding, including all real estate, personal and intangible properties, contracts, franchises, leases and choses in action, and including specifically all properties now or hereafter operated by the Issuer under lease or agreement with any other individual, partnership or corporation, public or private, as a part of the System, whether lying within or without the boundaries of the Issuer.

SECTION 2. Authorization of Bonds; Maturities. In compliance with and under the authority of the Act, there is hereby authorized the incurring of an indebtedness of Six Million (\$6,000,000) for, on behalf of and in the name of the Issuer, for the purpose of (i) acquiring, constructing and installing improvements, replacements and equipment to the System, a work of public improvement, and (ii) paying the costs of issuance of the Bonds, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Six Million Dollars (\$6,000,000) of Landfill Revenue Bonds, Series 2023, of the Issuer.

The Bonds shall be in fully registered form, shall be issued in authorized denominations, shall be numbered consecutively from R-1 upwards, and shall be dated the date of delivery. The Bonds shall bear interest from the dated date thereof or from the most recent Interest Payment Date to which interest has been paid or duly provided for, such interest to be payable semi-annually on March 1 and September 1 of each year, commencing September 1, 2023, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months, and shall become due and payable and mature serially on March 1 of each year as follows:

Bond <u>No.</u>	Year <u>(March 1)</u>	Principal <u>Maturing</u>	Interest <u>Rate</u>
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R-1	2024	\$437,000	5.250%
R-2	2024	45,000	2.625%
R-3	2025	455,000	5.250%
R-4	2025	45,000	2.625%
R-5	2026	478,000	5.250%
R-6	2026	47,000	2.625%
R-7	2027	503,000	5.250%
R-8	2027	48,000	2.625%
R-9	2028	530,000	5.250%
R-10	2028	49,000	2.625%
R-11	2029	558,000	5.250%
R-12	2029	50,000	2.625%
R-13	2030	587,000	5.250%
R-14	2030	52,000	2.625%
R-15	2031	618,000	5.250%
R-16	2031	53,000	2.625%
R-17	2032	650,000	5.250%
R-18	2032	55,000	2.625%
R-19	2033	684,000	5.250%
R-20	2033	56,000	2.625%

The payment of interest on the Bonds, as they fall due, shall be payable by check to the Owner (determined as of the close of business on the Record Date) at the address shown on the appropriate Bond Register, except that for the payment of the principal or upon redemption in full, the payment shall be made upon presentment and surrender of such Bond to the Paying Agent. Each Bond delivered under this Resolution upon transfer of, in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond, and each such Bond shall bear interest (as herein set forth) so neither gain nor loss in interest shall result from such transfer, exchange or substitution.

No Bond shall be entitled to any right or benefit under this Resolution, or be valid or obligatory for any purpose, unless there appears on such Bond a certificate of registration, substantially in the form provided in this Resolution, executed by the Paying Agent by manual signature.

**SECTION 3. Optional Redemption of Bonds.** The Bonds are callable for redemption by 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. Bonds are not required to be redeemed in inverse order of maturity. Official notice of such call of any of the Bonds for redemption shall be given by means of (i) first class mail, postage prepaid, by notice deposited in the United States mails not less than fifteen (15) days prior to the redemption date or (ii) electronic transmission not later than fifteen (15) days prior to the redemption date addressed to the Owner of each Bond to be redeemed at his address or email address, as appropriate, as shown on the appropriate Bond Register.

SECTION 4. Registration and Transfer. The Issuer shall cause the appropriate Bond Register to be kept by each Paying Agent. The Bonds may be transferred, registered and assigned only on the appropriate Bond Register, which such registration shall be at the expense of the Issuer, and only by the execution of an assignment form on the Bonds being transferred. A new Bond or Bonds, may, upon request, be delivered by the appropriate Paying Agent to the last assignee (the new Owner) in exchange for such transferred and assigned Bond or Bonds after receipt of the Bond(s) to be transferred in proper form. Such new Bond or Bonds shall be issued in multiples of \$5,000 and the issuance of a Bond in the principal amount less than \$100,000 will be issued only upon consent of the Issuer. The Paying Agent shall not be required to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Interest Payment Date.

SECTION 5. Form of Bonds. The Bonds and the endorsements to appear thereon shall be in substantially the form attached hereto as **Exhibit A**.

SECTION 6. Execution of Bonds. The Bonds shall be signed by the Executive Officers for, on behalf of, in the name of and under the corporate seal of the Issuer, which signatures and corporate seal may be either manual or facsimile.

SECTION 7. Pledge of Revenues. Subject to the prior payment of the reasonable and necessary expenses of administering, operating and maintaining the System, the Bonds shall be secured and payable in principal and interest exclusively by a pledge of the income and revenues derived or to be derived from the operation of the System, as now existing and as the System shall hereafter be improved, extended or supplemented from any source whatsoever while any of the Bonds remain outstanding, including, specifically, all properties of every nature owned by the Issuer and used or useful in the operation of the System, including real estate, movable and intangible properties, contracts, franchises, leases and choses in action. Said income and revenues shall be set aside in a separately identifiable fund or account as hereinafter provided and shall remain so pledged for the security and payment of the Bonds in principal and interest, and for all other payments provided in this Resolution, until the Bonds shall be fully paid and discharged.

SECTION 8. Rate Covenants; Funds and Accounts. The Issuer, through its Governing Authority by proper ordinances and/or resolutions, hereby covenants to fix, establish, maintain and collect such rates, tipping fees, rents or other charges for the services and facilities of the System, and all parts thereof, together with other available revenues to the Issuer, and to revise the same from time to time whenever necessary, as will always provide revenues in each year sufficient to pay the reasonable and necessary expenses of administering, operating and maintaining the System in each year, the principal and interest falling due on the Bonds in each year, all sinking funds, contingency or other payments required for such year by this Resolution, and all obligations or indebtedness payable out of the revenues during such year and which will provide such revenues in each year, after paying all reasonable and necessary expenses of administering, operating and maintaining the System in such year, at least equal to 120% of the largest amount of principal and interest falling due on the Bonds and any Parity Obligations in any future fiscal year, provided, that to the extent that proceeds of the one percent (1%) sales and use tax levied by the Issuer pursuant to an election held on October 19, 2013, and to be continued pursuant to an election held on April 30, 2022 (the "Sales Tax"), are appropriated to pay costs of



administering, operating and maintaining the System, said rates, tipping fees, rents or other charges may be correspondingly reduced. The Issuer hereby further covenants:

That all of the income and revenues earned or derived from the operation of the System and the Sales Tax and any additional tax levied to support and maintain the System shall continue to be deposited as the same may be collected in a separate and special bank account with the regularly designated fiscal agent bank of the Issuer, and known and designated as the Landfill Revenue Fund (the "Landfill Revenue Fund"), and the Revenue Fund shall be maintained and administered in the following order of priority and for the following express purposes:

(a) The payment of all reasonable and necessary expenses of administering, operating and maintaining the System.

(b) The establishment and maintenance of the Landfill Revenue Fund and Interest Sinking Fund (the "Sinking Fund"), to be established and maintained pursuant to this Resolution, sufficient in amount to pay promptly and fully the principal of and the interest on the Bonds, including any additional *pari passu* bonds issued hereafter in the manner provided by this Resolution, as such bonds severally become due and payable, by transferring from the Landfill System Fund to the regularly designated fiscal agent of the Issuer, monthly in advance on or before the 20th day of each month of each year, a fractional amount of the interest, the Bonds and any Additional Parity Bonds falling due on the next interest payment date and a fractional amount of the principal of the Bonds and any Additional Parity Bonds falling due on the next principal payment date, such fractions being equal to the number 1 divided by the number of months preceding such principal payment date or interest payment date or, as the case may be, so that by making equal monthly payments the Issuer will always provide the necessary sums required to be on hand on each interest and principal payment date, together with such additional proportionate sum as may be required so that sufficient moneys will be available in the Sinking Fund to pay said principal and interest as the same respectively become due. The Issuer shall make available from the Sinking Fund to the Paying Agent, at least one (1) day in advance of the date of which each payment of principal and interest falls due, funds sufficient to pay promptly the principal and interest so falling due on such date.

(c) The establishment and maintenance of the "Landfill Revenue Reserve Fund" (the "Reserve Fund"), to be established and maintained pursuant to this Resolution by transferring from the Revenue Fund to the Reserve Fund in advance on or before the 20th day of each month of each year, a sum of at least twenty-five (25%) of the amount to be deposited monthly into the Sinking Fund until such time there has been accumulated in the Reserve Fund an amount equal to the Reserve Fund Requirement. In the event that additional Parity Obligations are issued, then such payments will continue until an amount equal the Reserve Fund Requirement is on deposit in the Reserve Fund.

All or any part of the moneys on deposit in any of the aforesaid funds and accounts shall, at the written request of the Issuer, be invested in direct obligations of the United States of America or other obligations permitted by Louisiana law, maturing on a date not later than the date such moneys are needed but in any event maturing over a period not exceeding five (5) years, in which event all income derived from investments in the Sinking Fund shall be deposited in the Landfill System Fund as income and revenues of the System. Such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which said respective funds and accounts are herein maintained.

Any moneys remaining in the Landfill Revenue Fund after making the above required monthly payments may be used by the Issuer for such other lawful corporate purposes as the governing authority of the Issuer may determine, whether such purposes are or are not related to the System.

**SECTION 9. Obligation to Fix Rates.** Except as provided herein, nothing in this Resolution or in the Bonds shall be construed to prevent the Issuer from altering, amending or repealing from time to time as may be necessary any resolution or ordinance setting and establishing a schedule or schedules of User Fees for the services and facilities, including tipping fees, to be rendered by the System, said alterations, amendments or repeals to be conditioned upon the continued preservation of the rights of the Owners with respect to the income and revenues of the System, not alone for the payment of the principal of and interest on the Bonds, but to give assurance and insure that the income and revenues of the System, together with such other lawfully available funds as are used by the Issuer for such purposes, shall be sufficient at all times to meet and fulfill the other provisions stated and specified in Section 8 hereof. It is understood and agreed, however, that the Issuer shall fix and maintain and collect rates and charges for the services and facilities to be rendered by the System, irrespective of the user thereof, that no free service shall be furnished to any Person or even to the Issuer itself; except, however, the Town of Many and residents of the Parish are allowed to dump waste without charge.

The Issuer, through the Governing Authority, hereby covenants to fix, establish, maintain and collect such rates and collect such fees, rents or other charges for the services and facilities of the System, and all parts thereof, together with such other lawfully available funds to be used by the Issuer for such purposes, in such year sufficient to pay (i) the necessary expenses of administering, operating and maintaining the System in such year, (ii) the principal and interest maturing on the Bonds in such year, (iii) all sinking funds or other payments required for such year by this Resolution and (iv) all other obligations and indebtedness payable out of the income and revenues of the System during such year, and which will in any event provide revenues in each year, after paying all reasonable and necessary expenses of administering, operating and maintaining the System in such year, at least equal to 120% of the largest amount of principal and interest maturing on the Bonds and any Additional Parity Bonds in any future fiscal year; and that such rates, fees, rents or other charges shall not at any time be reduced so as to be insufficient to provide adequate revenues for such purposes.

The Issuer agrees that failure of any individual, partnership or corporation to pay said user fees within thirty (30) days of the date on which it is due shall cause such charge to become delinquent; that if such delinquent charge, with interest and penalties accrued thereon, is not paid, the Issuer will no longer provide landfill services and the delinquent account will be provided to

the Issuer's District Attorney for collection, and that the Issuer and this Governing Authority and its officials, agents and employees will do all things necessary and will take advantage of all remedies afforded by law to collect and enforce the prompt payment of all charges made for services rendered by the System.

The schedule of rates, fees, rents and other charges presently in effect for services and facilities rendered by the System shall remain in effect, and neither said existing schedule nor any subsequent schedule shall be reduced at any time unless all payments required for all funds by this Resolution, including any deficiencies for prior payments, have been fully made, and unless such schedules as so reduced will in each year thereafter produce sufficient revenues to meet and fulfill the other provisions stated and specified in Section 8 of this Resolution.

SECTION 10. Rights of Owners; Appointment of Receiver in Event of Default. The Owners shall be entitled to exercise all rights and powers for which provision is made in the laws of the State of Louisiana. Any Owners or any trustee acting for such Owners in the manner hereinafter provided, may, either at law or in equity, by suit, action, mandamus or other proceeding in any court of competent jurisdiction, protect and enforce any and all rights under the laws of the State of Louisiana, or granted and contained in this Resolution, and may enforce and compel the performance of all duties required by this Resolution, or by any applicable statutes to be performed by the Issuer or by any agency, board or officer thereof, including the fixing, charging and collecting of rentals, fees or other charges for the use of the System, and in general to take any action necessary to most effectively protect the rights of the Owners.

In the event that default shall be made in the payment of the interest on or the principal of any of the Bonds as the same shall become due, or in the making of the payments into the Sinking Fund or any other payments required to be made by this Resolution, or in the event that the Issuer or any agency, board, officer, agent or employee thereof shall fail or refuse to comply with the provisions of this Resolution or shall default in any covenant made herein, and in the further event that any such default shall continue for a period of thirty (30) days after written notice, any Owner of such bonds or any trustee appointed to represent such Owners as hereinafter provided, shall be entitled as of right to the appointment of a receiver of the System in an appropriate judicial proceeding in a court of competent jurisdiction.

The receiver so appointed shall forthwith, directly or by his agents enter into and upon and take possession of the System, and each and every part thereof, and shall hold, operate and maintain, manage and control the System, and each and every part thereof, and in the name of the Issuer shall exercise all the rights and powers of the Issuer with respect to the System as the Issuer itself might do. Such receiver shall collect and receive all rates, fees, rentals and other revenues, maintain and operate the System in the manner provided in this Resolution, and comply under the jurisdiction of the court appointing such receiver, with all of the provisions of this Resolution.

Whenever all that is due upon the Bonds and interest thereon, and under any covenants of this Resolution for reserve, sinking or other funds, and upon any other obligations and interest thereon, having a charge, lien or encumbrance upon the fees, rentals or other revenues of the System, shall have been paid and made good, and all defaults under the provisions of this Resolution shall have been cured and made good, possession of the System shall be surrendered

to the Issuer upon the entry of an order of the court to that effect. Upon any subsequent default, any Owner or any trustee appointed therefor as hereinafter provided, shall have the same right to secure the further appointment of a receiver upon any such subsequent default.

Such receiver shall in the performance of the powers hereinabove conferred upon him be under the direction and supervision of the court making such appointment, shall at all times be subject to the orders and decrees of such court, and may be removed thereby and a successor receiver appointed in the discretion of such court. Nothing herein contained shall limit or restrict the jurisdiction of such court to enter such other and further orders and decrees as such court may deem necessary or appropriate for the exercise by the receiver of any function not specifically set forth herein.

Any receiver appointed as provided herein shall hold and operate the System in the name of the Issuer and for the joint protection and benefit of the Issuer and Owners. Such receiver shall have no power to sell, assign, mortgage or otherwise dispose of any property of any kind or character belonging or pertaining to the System but the authority of such receiver shall be limited to the possession, operation and maintenance of the System for the sole purpose of the protection of both the Issuer and Owners and the curing and making good of any default under the provisions of this Resolution, and the title to and the ownership of the System shall remain in the Issuer, and no court shall have any jurisdiction to enter any order or decree permitting or requiring such receiver to sell, mortgage or otherwise dispose of any property of the System except with the consent of the Issuer and in such manner as the court shall direct.

The Owner or Owners in an aggregate principal amount of not less than twenty-five percent (25%) of the Bonds then outstanding may by a duly executed certificate appoint a trustee for the Owners with authority to represent such Owners in any legal proceedings for the enforcement and protection of the rights of such Owners. Such certificate shall be executed by such Owners, or by their duly authorized attorneys or representatives, and shall be filed in the office of the Secretary of the Governing Authority.

Until an event of default shall have occurred, the Issuer shall retain full possession and control of the System with full right to manage, operate and use the same and every part thereof with the rights appertaining thereto, and to collect and receive, and, subject to the provisions of this Resolution, to take, use and enjoy and distribute the earnings, income, rent, issue and profits accruing on or derivable from the System.

**SECTION 11. Covenants of Issuer.** The Issuer does hereby covenant and warrant so long as any of the Bonds are outstanding and unpaid in principal and/or interest:

(a) That it is or will be lawfully seized and possessed of the System, that it has a legal right to pledge the income and revenues of the System as herein provided, and that the Bonds will have a lien and privilege on said income and revenues, subject only to the prior payment of all reasonable and necessary expenses of administering, operating and maintaining the System.

(b) That it will at all times maintain the System in first class repair and working order and condition.

(c) That it will carry full insurance coverage on the System against those risks and in the amounts normally carried by landfill operators. Said insurance policies shall be issued by a responsible insurance company or companies licensed to do business under the laws of Louisiana. In case of loss, insurance money received by the Issuer shall be used to promptly repair or replace the property damaged.

(d) That it will maintain separate records and accounts and make full and correct entries of all transactions relating to the System. All books and accounts of the Issuer, including those pertaining to the System, shall be audited annually no later than six (6) months after the close of each fiscal year by a recognized independent firm of certified or registered public accountants, which audit shall reflect all receipts and disbursements of the Issuer, including those made for the account of the System. Such audit shall be furnished upon request to any Owner and to the fiscal agent bank of the Issuer.

(e) That except as provided in Section 13 hereof, it will not voluntarily create or cause to be created any debt, lien, pledge, mortgage, assignment, encumbrance, or any other charges having priority over or parity with the lien of the Bonds upon the income and revenues of the System pledged as security therefor.

(f) That, to the extent permitted by law, it will not grant a franchise to any utility for operations within the boundaries of the Issuer which would render services or facilities in competition with the System, and will oppose the granting of such franchise by any other public body having jurisdiction over such matters.

(g) That in operating the System it shall require all officers and employees in a position of authority or in possession of money derived from operation of the System to 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 12. Audit Requirements. The Issuer will establish and maintain adequate financial records as required by the laws of the State governing financial record-keeping by political subdivisions and in accordance with generally accepted accounting principles ("GAAP") and will make these and the following records and reports available to the Owners or their authorized representatives upon request.

SECTION 13. Deposit of Funds and Security Therefor. All of the income and revenues earned from the operation of the System shall be deposited promptly as provided in Section 8 hereof in the Revenue Fund, which shall be maintained with the regularly designated fiscal agent bank of the Issuer as provided herein, separate and apart from all other funds of the Issuer. The funds shall be and constitute trust funds for the purposes provided in this Resolution, and the Owners are hereby granted a lien on all such funds and accounts until applied in the manner provided in this Resolution. The moneys in all of such funds shall at all times be secured to the full extent thereof by the bank or trust company holding such funds by direct obligations of, or obligations the principal of and the interest on which are guaranteed by, the United States of America, or direct obligations of the State of Louisiana, having a market value of not less than the

amount of moneys then on deposit in said funds and accounts, or other security authorized by Louisiana law.

**SECTION 14. Issuance of Additional Parity Bonds.** The Bonds shall enjoy complete parity of lien on the Net Revenues despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds or that the purchase price of the Bonds is paid in installments. The Issuer hereby covenants that it shall issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the revenues of the System having priority over or parity with the Bonds, except that Additional Parity Bonds may be issued hereafter under the following circumstances or if the following conditions are met:

1. The Bonds or any part thereof 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, and the refunding bonds shall continue to enjoy whatever priority of lien over subsequent issues as may have been enjoyed by the Bonds refunded, provided, however, that if only a portion of the Bonds outstanding is so refunded and if 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 (provided such consent shall not be required if such refunding bonds meet the requirements set forth in clause 2 of this Section 14); or
2. Additional Parity Obligations may also be issued on a parity with the Bonds if all of the following conditions are met:
  - (a) The Net Revenues for the Fiscal Year immediately preceding the year in which such Additional Parity Obligations are to be issued are equal to at least 120% of the highest annual debt service requirements for any future Fiscal Year on all bonds then outstanding, including any bonds or obligations whatsoever then outstanding which are payable from the revenues of the System, and any Additional Parity Obligations theretofore issued and then outstanding (but not including bonds which have been refunded or provision otherwise made for their full and complete payment and redemption) and the Additional Parity Obligations so proposed to be issued; provided, however, that this limitation may be waived or modified by the written consent of the Owners. (Junior and subordinate bonds may be issued without restriction.)
  - (b) There must be no delinquencies in the payments required to be made into the various funds provided in Section 8 hereof.

- (c) The existence of the facts required by paragraphs (a) and (b) above must be determined and certified to by the Secretary of the Governing Authority.
- (d) The proceeds of the Additional Parity Obligations must be used solely for the making of improvements, extensions, renewals, replacements or repairs to the System, or refunding prior bonds issued for such purposes.

SECTION 15. Application of Proceeds. The Executive Officers are hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Resolution, to cause the Bonds to be printed, to issue, execute and seal the Bonds, and to effect delivery thereof as hereinafter provided.

SECTION 16. Severability. In case any one or more of the provisions of this Resolution or of the Bonds shall for any reason be held to be illegal or invalid, such illegality and invalidity shall not affect any other provisions of this Resolution or of the Bonds, but this 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 hereafter enacted which validates or makes legal any provision of this Resolution or the Bonds which would not otherwise be valid or legal, shall be deemed to apply to this Resolution and to the Bonds.

SECTION 17. Retention and Duties of Consulting Engineer in Event of Failure to Make Required Payments. The Issuer covenants and agrees that in the event it should fail to derive sufficient income from the operation of the System to make the required monthly payments into the funds established by Section 8 hereof, it will retain a Consulting Engineer (the "Engineer") on a continuous basis until all defaults are cured, for the purpose of providing for the Issuer continuous engineering counsel in the operation of its System. Such Engineer shall be retained under contract at such reasonable compensation as may be fixed by this Governing Authority, and the payment of such compensation shall be considered to be one of the costs of maintaining and operating the System. Any Engineer appointed under the provisions of this Section may be replaced at any time by another Engineer appointed or retained by the Issuer, with the consent and approval of the Purchaser.

SECTION 18. Recital of Regularity. This Governing Authority, having investigated the regularity of the proceedings had in connection with this issue of Bonds, and having determined the same to be regular, the Bonds shall contain the following recital, to-wit:

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

SECTION 19. Award of Bonds. The Issuer hereby accepts the offers of the Purchasers on file with the Secretary of the Governing Authority, and an Executive Officer is hereby

authorized to execute said offers on behalf of the Issuer. As a condition to the delivery of the Bonds to the Purchasers, the Purchasers will execute a standard letter, acceptable to them and the Issuer, indicating they have conducted their own analysis with respect to the Bonds and are extending credit in the form of the Bonds as a vehicle for making a commercial loan to the Issuer.

SECTION 20. Paying Agents; Appointment and Acceptance of Duties. The Issuer will at all times maintain Paying Agents for the performance of the duties hereunder for the Bonds. The designation of the initial Paying Agents in this Resolution is hereby confirmed and approved. The Issuer reserves the right to appoint a successor Paying Agent or Paying Agents by (a) filing with the Person then performing such function a certified copy of a resolution or ordinance giving notice of the termination of the Agreement and appointing a successor and (b) causing notice to be given to each Owner. Any successor Paying Agent appointed hereunder shall at all times be a bank or trust company organized and doing business under the laws of the United States of America or of any state, authorized under such laws to exercise trust powers, and subject to supervision or examination by Federal or State authority.

SECTION 21. Tax Covenants. The Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Internal Revenue Code of 1986 and any amendment thereto (the "Code") in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Bonds under the Code. The Issuer further covenants and agrees that it will not take any action, fail to take any action, or permit any action within its control to be taken, or permit at any time or times any of the proceeds of the Bonds or any other funds of the Issuer to be used directly or indirectly in any manner, the effect of which would be to cause the Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on the Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of Bond proceeds or (ii) the failure to pay any required rebate or 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 a "private activity bond".

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

SECTION 22. Bonds "Qualified Tax-Exempt Obligations." 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 2023 does not exceed \$10,000,000.

SECTION 23. Continuing Disclosure. The Issuer will not be required to comply with the continuing disclosure requirements described in Rule 15c2-12 of the Securities and Exchange Commission [17 CFR 240.15c2-12].





(FORM OF BOND)

NO. R-\_\_

PRINCIPAL AMOUNT: \$\_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF LOUISIANA  
PARISH OF SABINE

LANDFILL REVENUE BOND,  
SERIES 2023  
OF THE  
PARISH OF SABINE, STATE OF LOUISIANA

<u>BOND DATE</u>	<u>MATURITY DATE</u>	<u>INTEREST RATE</u>
_____, 2023	March 1, 20__	_____ %

The **PARISH OF SABINE, STATE OF LOUISIANA** (the "Issuer"), promises to pay  
to:

\_\_\_\_\_  
\_\_\_\_\_

or registered assigns, on the Maturity Date set forth above, the Principal Amount set forth above, together with interest thereon from the Bond Date set forth above, or from the most recent interest payment date to which interest has been paid or duly provided for, payable on March 1 and September 1 of each year, commencing September 1, 2023 (each an "Interest Payment Date"), at the Interest Rate per annum set forth above (calculated on the basis of a 360-day year consisting of twelve 30-day months) until said Principal Amount is paid, unless this Bond shall have been previously called for redemption and payment shall have been duly made or provided for.

The principal of this Bond, upon maturity or redemption, is payable in lawful money of the United States of America at the designated office of \_\_\_\_\_, in the City/Town of \_\_\_\_\_, Louisiana, or any successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Interest on this Bond is payable on each Interest Payment Date by check mailed by the Paying Agent to the registered owner (determined as of the close of business on the 15th calendar day of the month next preceding each Interest Payment Date) at the address as shown on the registration books of the Paying Agent or, in the discretion of the Paying Agent, by wire from the Paying Agent or the Issuer delivered to the Owner (determined as of the close of business on the 15th calendar day of the month next preceding each Interest Payment Date) in accordance with wiring instructions provided by the Owner.

This Bond is one of an authorized issue of Landfill Revenue Bonds, Series 2023, aggregating in principal the sum of Six Million Dollars (\$6,000,000) (the "Bonds"), said Bonds having been issued by the Issuer pursuant to a resolution adopted by its governing authority on January 18, 2023 (the "Resolution"), for the purpose of (i) acquiring, constructing and installing improvements, replacements and equipment to the landfill facilities of the Issuer, a work of public improvement, and (ii) paying the costs of issuance of the Bonds, under the authority conferred by Section 1430 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

The Bonds are callable for redemption by 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. Bonds are not required to be redeemed in inverse order of maturity. Official notice of such call of any of the Bonds for redemption shall be given by means of (i) first class mail, postage prepaid, by notice deposited in the United States mails not less than fifteen (15) days prior to the redemption date or (ii) electronic transmission not later than fifteen (15) days prior to the redemption date addressed to the owner of each Bond to be redeemed at his address or email address, as appropriate, as shown on the Bond Register.

The Issuer shall cause to be kept at the designated office of the Paying Agent a register (the "Bond Register") in which registration of the Bonds and of transfers of the Bonds shall be made as provided in the Resolution. This Bond may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the Issuer. This Bond may be assigned by the execution of the assignment form hereon or by other instrument of transfer and assignment acceptable to the Paying Agent. A new Bond will be delivered by the Paying Agent to the last assignee (the new registered owner) in exchange for this transferred and assigned Bond after receipt of this Bond to be transferred in proper form. Such new Bond shall be issued in Authorized Denominations, subject to the provisions of the Resolution. The Paying Agent shall not be required to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business on a Record Date and ending at the close of business on the Interest Payment Date.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the certificate of registration hereon shall have been signed by the Paying Agent.

The Bonds are payable as to both principal and interest, solely from the income and revenues to be derived from the operation of the landfill facilities of the Issuer (the "System"), after provisions have been made for payment therefrom of the reasonable and necessary expenses of administering, operating and maintaining the System, together with such other lawfully available funds remaining for the Issuer after being used for such expenses (the "Net Revenues"). This Bond constitutes a borrowing solely upon the Net Revenues and does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory limitation of indebtedness. The governing authority of the Issuer has covenanted and agreed and does hereby covenant and agree to fix, establish and maintain such rates and collect such fees, rents or other charges for the services and facilities furnished by the System, and to revise the same whenever necessary, as shall be sufficient to provide revenues in each year at least sufficient for the payment of (i) the necessary expenses of administering, operating and maintaining the System in such year, (ii) the principal and interest maturing on the Bonds in such year, (iii) all sinking funds or other payments required for such year by this Resolution and (iv) all other obligations and indebtedness payable out of the income and revenues of the System during such year, and which will in any event provide revenues in each year, after paying all reasonable and necessary expenses of administering, operating and maintaining the System in such year, at least equal to 120% of the largest amount of principal and interest maturing on the Bonds in any future fiscal year, and on any additional *pari passu* bonds; and that such rates, fees, rents or other charges shall not at any time be reduced so as to be insufficient to provide adequate revenues for such purposes. For a more complete statement of the revenues from which and conditions under which this Bond is payable, and the general covenants and provisions pursuant to which this Bond is issued, reference is hereby made to the Resolution.

It is certified that this indebtedness is authorized by and is issued in conformity with the requirements of the Constitution and statutes of Louisiana. It is further certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed

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

IN WITNESS WHEREOF, the Police Jury of the Parish of Sabine, State of Louisiana, acting as the governing authority of the Issuer, has caused this Bond to be executed in the name of the Issuer by the signatures of the President and Secretary of the governing authority of the Issuer and the corporate seal of the Issuer to be impressed hereon.

PARISH OF SABINE, STATE OF LOUISIANA

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
President

(SEAL)

(FORM OF PAYING AGENT'S CERTIFICATE OF REGISTRATION)

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

\_\_\_\_\_  
\_\_\_\_\_, Louisiana  
as Paying Agent

By: \_\_\_\_\_  
Authorized Officer

Date of Registration: \_\_\_\_\_, 2023

\* \* \* \* \*

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned Assignor hereby sells, assigns and transfers the within bond and all rights thereunder unto the following Assignee:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_,  
who by its execution below hereby certifies to the Paying Agent that (a) it is (i) an affiliate of the original owner of this Bond, or (ii) a bank, or entity directly or indirectly controlled by a bank, or under common control with a bank, other than a broker dealer or municipal securities dealer, which certifies that it is a "qualified institutional buyer" as defined in Rule 144A of the Securities Act of 1933, as amended, and (b) it consents to the terms of the Purchaser Letter executed by the original owner of this Bond as referenced in the Resolution.

\_\_\_\_\_, Assignee                      \_\_\_\_\_, Assignor  
By: \_\_\_\_\_                      By: \_\_\_\_\_

Its: \_\_\_\_\_                      Its: \_\_\_\_\_

Date: \_\_\_\_\_

19. Accept Commitment Letter from Sabine State Bank & Trust Company to Purchase a \$5,500,000 Portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana

The Sabine Parish Police Jury has received a commitment letter from Sabine State Bank and Trust to purchase a \$5,500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 5.25% for a term of ten (10) years.

Resolution No. 9204

Motion by Steinke and seconded by McCormic:

WHEREAS, the Sabine Parish Police Jury has received a commitment letter from Sabine State Bank and Trust to purchase a \$5,500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 5.25% for a term of ten (10) years;

NOW BE IT RESOLVED, that the Sabine Parish Police Jury hereby accepts the commitment letter from Sabine State Bank and Trust to purchase a \$5,500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 5.25% for a term of ten (10) years, and

BE IT FURTHER RESOLVED, that the Secretary Treasurer is hereby authorized to execute the commitment letter.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

20. Accept Commitment Letter from the Louisiana Public Facilities Authority to Purchase a \$500,000 Portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023, of the Parish of Sabine, State of Louisiana

The Sabine Parish Police Jury has received a commitment letter from the Louisiana Public Facilities Authority to purchase a \$500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 2.625% for a term of ten (10) years.

Resolution No. 9205

Motion by McCormic and seconded by Byrd:

WHEREAS, the Sabine Parish Police Jury has received a commitment letter from the Louisiana Public Facilities Authority to purchase a \$500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 2.625% for a term of ten (10) years;

NOW BE IT RESOLVED, that the Sabine Parish Police Jury hereby accepts the commitment letter from the Louisiana Public Facilities Authority to purchase a \$500,000 portion of the \$6,000,000 Landfill Revenue Bonds, Series 2023 at an interest rate of 2.625% for a term of ten (10) years, and

BE IT FURTHER RESOLVED, that the Secretary Treasurer is hereby authorized to execute the commitment letter.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

20a. Authorize the President of the Sabine Parish Police Jury to be the Authorized Signer of the Act 170 Cooperative Endeavor Agreement for Fire Protection District No. 1, Wards 3 and 4

The Sabine Parish Police Jury has been awarded an Act 170 appropriation in the amount of three hundred thousand dollars (\$300,000.00) to remodel the layout of the interior west side of the fire station, to perform concrete work at the front of the station for parking, to paint and reface the building trim and doors, and to resurface the interior bay concrete floors of the Central Station of Fire Protection District No. 1, Wards 3 and 4.

A person must be authorized to sign the Cooperative Endeavor Agreement for the Sabine Parish Police Jury.

Resolution No. 9206

Motion by Ebarb and seconded by McCormic that Ricky L. Sepulvado, Police Jury President, be hereby authorized to sign the Act 170 of 2022 Cooperative Endeavor Agreement for the Central Station Remodel on behalf of the Sabine Parish Police Jury.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

20b. Authorize the Advertisement of Bids for the Purchase of a Motor Grader for Road District 19

Resolution No. 9207

Motion by Ebarb and seconded by Byrd to authorize Road Superintendent Hughes and Secretary Treasurer Weatherford to prepare specifications and advertise for public bids for a motor grader for Road District 19.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

20c. Discuss Budgets for Ward 3 (Road District 9) and Ward 4 (Road District 17)

Mr. Jeff Davidson addressed the Jury concerning the 2023 budgets for Road Districts 9 and 17. He noted that the Jury had been unable to expend all of the amounts budgeted for hot mix, gravel and culverts during 2022.

21. Approve Annual Membership in the Coordinating & Development Corporation

The Sabine Parish Police Jury has received a request for annual membership dues for 2023 from The Coordinating & Development Corporation.

Resolution No. 9208

Motion by Ruffin and seconded by McCormic to authorize membership in The Coordinating & Development Corporation and approve payment of \$9,220.00 in annual dues for the year 2023.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

**22. Declare Surplus Property and Authorize Sale by Electronic Auction on Govdeals.com**

During the January 10, 2023 Solid Waste Committee meeting a Honda side-by-side and a 1988 Kenworth water truck were determined to no longer serve a public purpose. The Solid Waste Committee recommended that these assets be declared surplus property and sold.

Resolution No. 9209

Motion by Stewart and seconded by Davidson:

WHEREAS, the Solid Waste Committee has determined that a Honda side-by-side and a 1988 Kenworth water truck no longer serve a public purpose and has recommended that the equipment be declared surplus and sold:

NOW BE IT RESOLVED, that the following equipment be declared surplus and sold at auction with the stated minimum bids:

<b>Description</b>	<b>Identification Number</b>	<b>Fund</b>	<b>Minimum Bid Amount</b>
2020 Honda Side-By-Side ATV	1HFVE0263L4602080	Solid Waste Landfill	\$3,000.00
1988 Kenworth Water Truck	1NKALB9X1JJ504218	Solid Waste Landfill	\$5,000.00

BE IT FURTHER RESOLVED, that the equipment be sold by electronic auction through Govdeals.com, and

BE IT FURTHER RESOLVED, that the president of the police jury be authorized to execute all documentation necessary to complete the sales.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

**23. Approve the Purchase of a New Six-Inch Trash Pump for the Landfill**

On January 10, 2023 the Solid Waste Committee voted to recommend the purchase of a six-inch trash pump for the landfill. Landfill Superintendent Pete Chreene, Jr. obtained three quotes for a six-inch trash pump as follows:

<b>VENDOR</b>	<b>DESCRIPTION</b>	<b>PRICE</b>
Red River Pump Specialists	Godwin CD150S -	\$59,900.00
Hydra Service, Inc.	Godwin CD150S	\$63,295.00
EddyPump Corporation	6" HD High Chrome Pump- No Brand Specified	\$159,851.74

Resolution No. 9210

Motion by Davidson and seconded by Steinke to approve the purchase of a six-inch trash pump for the landfill from Red River Pump Specialists at a quoted price of \$59,900.00.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

24. Authorize Advertising Bid for Dump Truck for Ward 4, Road District 17

Ward 4, Road District 17, has budgeted \$120,000 for the purchase of a 5-6 yard dump truck during 2023.

Road Superintendent Bobby Hughes has determined a present need for the vehicle.

Resolution No. 9211

On motion by Ruffin and seconded by Davidson:

WHEREAS, Ward 4, Road District 17, has budgeted \$120,000 for the purchase of a 5-6 yard dump bed truck:

NOW BE IT RESOLVED, that Road Superintendent Bobby Hughes and Secretary Treasurer William Weatherford are hereby authorized to develop specifications and to advertise for bids to purchase the 5-6 yard dump bed truck.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

25. Authorize Payment of Approved Bills

Resolution No. 9212

Motion by Stewart and seconded by Ruffin to pay the approved bills.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

26. Appropriate and Transfer Sales Tax for January Operations (\$425,000)

Resolution No. 9213



Motion by Ruffin and seconded by Davidson to appropriate and transfer \$425,000.00 from the Sales Tax Fund to the Parish-wide Transportation Fund for January 2023 operations.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

## 27. Committee Reports

### Solid Waste Committee:

The Solid Waste Committee met January 10, 2023 and clarified the restriction on out-of-state dumping of trash at the compactor stations. The Committee noted that Ordinance 8 of 2020 prohibits the dumping of waste generated at out-of-state locations at compactor stations. Only out-of-state persons who own property in Sabine Parish and who obtain the required permit will be allowed to dump at compactor stations. All other garbage must be dumped at the landfill with the appropriate tipping fee charged.

## 28. Operations

Road Superintendent Hughes reminded the jurors that February 1<sup>st</sup> is the deadline for completing their lists of road projects to be done during 2023 using funds generated in the respective road district (the “Wish List”).

## 29. Adjournment

Resolution No. 9214

Motion by Stewart and seconded by Ruffin to adjourn.

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

Yeas: 8 - Stewart, McCormic, Ruffin, Steinke, Davidson, Sepulvado, Ebarb, and Byrd

Nays: 0

Abstain: 0

Absent: 1 – Garcie

s/William E. Weatherford  
William E. Weatherford  
Secretary Treasurer

s/Ricky L. Sepulvado  
Ricky L. Sepulvado  
President