



Mayor
Ray Bourque
mayorbourque@broussardla.com
www.cityofbroussard.com

Council:
Angel Racca - District I
David M. Bonin - District II
Jesse Regan - District III
Heather Girouard - District IV
David Forbes - District V
Kody Allen - District VI
Jeff Delahoussaye - At Large

**AGENDA FOR THE
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF BROUSSARD, LA HELD ON
TUESDAY, February 25, 2025 AT 6:00 P.M. AT
414 EAST MAIN STREET, COUNCIL CHAMBERS**

**Meetings are streamed live. Please visit our website at
<https://www.cityofbroussard.com/government/city-council>
to obtain access to our live meetings.**

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|--|----------------|
| 1. OPENING | Mayor Bourque |
| 1.1 Pledge of Allegiance | |
| 1.2 Invocation | |
| 2. MINUTES | Mayor Bourque |
| 2.1 Acceptance of Minutes of the February 11, 2025 Meeting | |
| 3. FINANCIAL REPORT | Mayor Bourque |
| 3.1 Approval of the December 2024 financial report | |
| 4. OTHER BUSINESS | Walter Comeaux |
| 4.1 Walter Comeaux
Regarding drainage on Morgan Street | |

5. RESOLUTIONS

Mel Bertrand

5.1 Resolution #827-25

A resolution amending the 2024/2025 Operating Budget and Expenditures for Streets Capital Outlay for the purchase of a backhoe

Mayor Bourque

5.2 Resolution #828-25

A resolution approving the Act of Dedication of "The Sanctuary"

6. ORDINANCES FOR INTRODUCTION

Mayor Bourque/
Brennan Black and
Shawn Touns

6.1 Ordinance #25-821

An Fourth Supplemental Ordinance for the 2025 Recreational Bonds in the amount of \$7,500,000 of Recreational Facility Sales Tax Revenue Bonds, Series 2025, of the City of Broussard, State of Louisiana in accordance with the terms of the General Bond Ordinance adopted on November 13, 2012 and providing for the other matters in connection therewith

7. ORDINANCES FOR ADOPTION

Mayor Bourque/
Daniel Hutchinson

7.1 Ordinance #25-820

An ordinance changing the zoning ordinance for 101, 104, 105 and 106 Gypsy Road from Light Industrial to Community Commercial

8. ADJOURNMENT

**MINUTES OF THE
REGULAR MEETING OF THE MAYOR AND CITY COUNCIL
OF THE CITY OF BROUSSARD, LA
on Tuesday, February 11, 2025
AT 6:00 P.M. AT 414 EAST MAIN STREET, COUNCIL CHAMBERS**

Present: Mayor Ray Bourque, Councilwoman Angel Racca (District 1), Councilman David Bonin (District 2), Councilman Jesse Regan (District 3), Councilwoman Heather Girouard (District 4), Councilman David Forbes (District 5), Councilman Kody Allen (District 6), Councilman Jeff Delahoussaye (At Large)

Staff: Tina Emert (City Clerk/Director of Administrative Services), Kelli Miguez (Deputy City Clerk/Administrator of Utility Operations), Gwen Broussard (Executive Asst to the Mayor's Office), Mark Rigsby (Communications Coordinator), Millicent Norbert (Director of Tourism), Mel Bertrand (City Manager/Director of Public Works), Jamison Abshire (Director of Parks and Recreation), Chief Vance Olivier (Police Chief), Tony Ashy (Assistant Police Chief), Gerald deLaunay (City Attorney), Walter Comeaux (Engineer) Justin Denais (Deputy Fire Chief)

Absent: Cristen Thibodeaux (Finance Manager) and Chief Bryan Champagne (Fire Chief)
Graham Beduze (Chief Administrative Officer) Ben Theriot (Code Enforcement Officer)

1. OPENING

1.1 Pledge of Allegiance

1.2 Invocation done by Deacon David Tilley with First Baptist Church

2. MINUTES

2.1 Acceptance of Minutes of January 29, 2025, Regular Meeting

Motion by Councilman Delahoussaye

Second by Councilwoman Girouard

Discussion: No public comments

Final Resolution: Motion Approved

YEAS: District 1 - Angel Racca
 District 2 - David Bonin
 District 3 - Jesse Regan
 District 4 - Heather Girouard
 District 5 - David Forbes
 District 6 - Kody Allen
 At Large - Jeff Delahoussaye

3 OTHER BUSINESS

3.1 David Hensgens w/Still Water Development

RE: Request for variances in Cypress Falls Subdivision

Motion by Councilman Regan

Second by Councilman Allen

Discussion: Walter Comeaux addressed the council explaining that on some of the lots and not all the lots they are asking for a variance to reduce the required 15 ft utility easement to be reduced to a 10 ft utility easement. Walter checked with our city manager Melvin Bertrand and they agreed there is no issue with this change. The developer is also asking for several lots to reduce the front set back. Walter stated this is fairly common and agreed there is no issue with this as well. Mayor Ray Bourque stated there is a map in the council's packet indicating which lots are associated with the variance request. The map was presented on a screen for the audience to view. Councilman Bonin had a question about lot 36 asking to explain in further detail why the variance is being requested on this lot. He stated his opinion on this being the biggest lot in the subdivision. Trad Trahan with Hensgens Trahan Engineering who is the engineer on this project addressed the council with a comment. Mr. Trahan explained that on lot 36 a variance is being asked because this lot cuts across at an angle and the home builder is looking to have more room for a variety of plans for the build on this lot. Mr. Trahan stated that with the reduction of the footage and the setbacks the car will still completely fit in the driveway. Walter then commented that it's not unusual for developers or builders to ask for this in cul de sac lots when you have an irregular lot, this just gives them a bit more flexibility. Trad Trahan also stated that lot 32 is due to that cul de sac cutting in making that an irregular shaped lot. Mayor Ray Bourque stated that on lot 32 and 36 it's a building set back from 20 to 15 feet and Mr. Trahan then confirmed that it is a correct statement. Mayor Ray Bourque also clarified that Trahan is asking for a variance from 15 ft to 10 ft on the utility easement. Mayor Bourque asked Mr. Trahan if this was the case on all lots. Mr. Trahan explained this is for the north side of the entry drive that includes lots 1,23,24,35,34 and the common area. He explained that these particular lots are side loaded to the road and not fronting on the road. The reason for the variance is there is a 15 ft set back that is increasing the side setbacks which is putting a damper in some of the plans. This is why he is asking to go back to a 10 ft servitude and he also pointed out there are no city utilities in that servitude based on how they designed the set of plans. Mayor Ray Bourque stated he also requested a variance on some T-turnarounds. Mr. Trahan then explained that on the T-turnarounds they are fine, but once you pass the lot 34 then lots 36 and 37 will go back to that 15 ft servitude and the only request in that T-type is lot 36 and that is the reduced front set back request. Walter Comeaux states that this is all very reasonable. Councilman Jeff Delahoussaye asked Melvin and Walter if they were good with agreeing on granting

these variances based on their professional opinion after reviewing the plans. Melvin Bertrand stated that based on them asking to reduce to a 10 ft easement the city's main concern is when we have a water and sewer line that falls close to a house and in this case that will not be an issue. Melvin stated there will not be an erosion issue.

Councilman Bonin asked Melvin if he agrees with these variance requests. Melvin confirmed that he is good with it.

Final Resolution: Motion Approved

YEAS: District 1 - Angel Racca
 District 2 - David Bonin
 District 3 - Jesse Regan
 District 4 - Heather Girouard
 District 5 - David Forbes
 District 6 - Kody Allen
 At Large - Jeff Delahoussaye

4 RESOLUTIONS

4.1 Resolution #826-25

A resolution accepting that certain Act of Dedication for Cypress Falls Subdivision
Motion by Councilman Allen

Second by Councilwoman Girouard

Discussion: No public comment

Mayor Ray Bourque stated that the city attorney Gerald Delauney and Melvin Bertrand can comment on this item and Mr. Trad has a comment card filled out on this as well. Melvin Bertrand stated the city did a walk through on this and the roads and drainage will remain private. Water and Sewer will be maintained by the city. The city performed a pump down on the sewer lift station and the start was done, and everything was working properly. All the water documents have been turned in, the water lines have been tested, and everything is good and ready for acceptance. Mayor Ray Bourque stated the roads are going to remain private and Melvin confirmed this is correct. Trad Trahan did not have public comment on this. Councilman Bonin asked Melvin Bertrand how much of the city water lines are under the street and Melvin stated the majority water lines are in the easements not under the streets besides a couple of crossings.

Final Resolution: Motion Approved

YEAS: District 1 - Angel Racca
 District 2 - David Bonin
 District 3 - Jesse Regan
 District 4 - Heather Girouard
 District 5 - David Forbes
 District 6 - Kody Allen
 At Large - Jeff Delahoussaye

5 ORDINANCES FOR INTRODUCTION

5.1 Ordinance #25-820

An ordinance changing the zoning of 101, 104, 105 and 106 Gypsy Road from Light Industrial to Community Commercial

Motion by Councilman Forbes

Second by Councilwoman Girouard

Discussion: No public comment

Mayor Ray Bourque states that this item did go to the last zoning commission meeting and asked Walter Comeaux or Gerald Delauney to comment. Walter Comeaux stated that the residents came to the planning commission several months ago to subdivide the property. This property is behind the back of the zoo area. These residents have been residing on this property for a long time and what started this was the residents wanted to carve out a piece of property for their family members. As they were going through planning it was then brought to their attention that this property was zoned Light Industrial which does not allow residential, and they wanted to add another mobile home or maybe replace a mobile home that already exist at the property. This is why they went to the zoning commission to ask for the rezoning and the zoning commission has sent that approval to the council for final approval. Mayor Ray Bourque stated that no one was present at this meeting to represent the family, but they did appear at the zoning commission meeting and Walter described their request accurately to the council.

Final Resolution: Motion Approved

YEAS:	District 1 -	Angel Racca
	District 2 -	David Bonin
	District 3 -	Jesse Regan
	District 4 -	Heather Girouard
	District 5 -	David Forbes
	District 6 -	Kody Allen
	At Large -	Jeff Delahoussaye

6 ORDINANCES FOR ADOPTION

6.1 Ordinance #25-819

An ordinance of the city to adopt modifications to existing sales and use tax ordinance

Motion by Councilman Delahoussaye

Second by Councilman Forbes

Discussion: No public comment

Mayor Ray Bourque stated that this ordinance says that the city will follow the state on their sales tax rules, and it gets us in line with their procedures.

Final Resolution: Motion Approved

YEAS: District 1 - Angel Racca
 District 2 - David Bonin
 District 3 - Jesse Regan
 District 4 - Heather Girouard
 District 5 - David Forbes
 District 6 - Kody Allen
 At Large - Jeff Delahoussaye

7 ADJOURNMENT



Mayor Ray Bourque



Tina Emert, City Clerk



Kelli Migués, Deputy City Clerk

RESOLUTION NO: 827-25

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BROUSSARD,
LOUISIANA, TO AMEND THE 2024-2025 OPERATING BUDGET OF REVENUES
AND EXPENDITURES TO INCREASE
AUTHORIZED EXPENDITURES FOR EQUIPMENT PURCHASE**

WHEREAS, Broussard City Council finds that it is in the best interest of the citizens of Broussard that the City personnel have equipment necessary to perform their work safely and efficiently; and

WHEREAS, a backhoe owned by the City was damaged in the recent snowstorm, and the City's insurer has agreed to pay the City \$37,500.00 for said loss; and

WHEREAS, Broussard City Council has determined that the damaged equipment should be replaced; and

WHEREAS, City officials desire to purchase a new backhoe and have received a quote of \$146,267.70 for a new backhoe;

WHEREAS, the Broussard City Council desires to amend the 2024/2025 Operating Budget of Revenues and Expenditures to authorize expenditures for said equipment and ancillary expenses.

THEREFORE, BE IT RESOLVED by the City Council of the City of Broussard, Louisiana, that the 2024/2025 Operating Budget of Revenues and Expenditures be amended to increase authorized expenditures by \$150,000.00 for the purpose of replacing the damaged backhoe and paying ancillary expenses relating to the winter storm events.

BE IT FURTHER RESOLVED that the City shall purchase the new backhoe as described herein and the Mayor is hereby authorized to take such further action as is necessary in his opinion to carry out the intents and purposes of the foregoing resolution.

And this Resolution was submitted to a vote on the 25th day of February, 2024, and the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

ABSTENTION:

And this Resolution was declared adopted this 25th day of February, 2025.

RAY BOURQUE, Mayor

TINA EMERT, City Clerk

CERTIFICATION

I, TINA EMERT, the duly qualified and appointed Clerk of the City of Broussard, State of Louisiana do hereby certify that the above and foregoing Resolution is a true and correct copy from the minutes of the regular meeting of the Mayor and City Council of the City of Broussard, Louisiana, held on this, the 25th day of February, 2025.

TINA EMERT
City Clerk, City of Broussard

RESOLUTION NO. 828-25

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BROUSSARD,
LOUISIANA, AUTHORIZING AGREEMENT WITH ACADIA
DEVELOPMENT, LLC RELATIVE TO THE SANCTUARY DEVELOPMENT**

WHEREAS, the continued progress and development of the City of Broussard, Louisiana, requires the development of real estate and access for the citizens of the City of Broussard, Louisiana, to public streets, as well as the obtaining of utility servitudes to be provided in accordance with applicable regulations promulgated by the City of Broussard, Louisiana; and

WHEREAS, Acadia Development, LLC, the Developer of the Sanctuary Subdivision (the “Development”) desires to dedicate utility easements and utility infrastructure in the Development to the City of Broussard; and

WHEREAS, Acadia Development, LLC has also requested permission to obtain building permits to facilitate development even though all required infrastructure has not been completed; and

WHEREAS, the City Council of the City of Broussard finds that it should authorize issuance of building permits as requested, subject to certain conditions, and should further authorize acceptance of an Act of Dedication once infrastructure improvements have been completed.

THEREFORE, BE IT RESOLVED by the City of Broussard, Louisiana, that the Mayor is authorized to negotiate and execute an agreement with Acadia Development, LLC (or its affiliate) to facilitate issuance of building permits pending completion of infrastructure requirements of the City, including a requirement that Acadia Development, LLC execute an agreement in a form acceptable to the City to install and maintain an access gate for vehicles authorized by the City, including emergency, police, and public maintenance vehicles.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized and directed to negotiate and execute an agreement with Acadia Development, LLC as provided herein.

BE IT FURTHER RESOLVED that the Mayor is further authorized to negotiate, review, approve, and accept the dedication of utility infrastructure within the Development at such time as the City determines that the said infrastructure has been completed in accordance with City requirements.

And this Resolution was submitted to a vote on the 25th day of February, 2025, and the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

ABSTENTIONS:

TINA EMERT, City Clerk

RAY BOURQUE, Mayor

CERTIFICATE

I, Tina Emert, Clerk of the City of Broussard, do hereby certify that the above is a true and exact copy of the Resolution adopted by the City Council of the City of Broussard, on the 25th day February, 2025, at which time a quorum was present and voted.

TINA EMERT
CITY CLERK - CITY OF BROUSSARD

The following ordinance having been introduced at a meeting held on February 25, 2025, and notice of its introduction having been published in the official journal, was offered for final adoption by _____ and seconded by _____.

FOURTH SUPPLEMENTAL ORDINANCE NO. 25-821

A Fourth Supplemental Ordinance authorizing the issuance and delivery of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Recreational Facility Sales Tax Revenue Bonds, Series 2025, of the City of Broussard, State of Louisiana, in accordance with the terms of the General Bond Ordinance adopted on November 13, 2012; and providing for other matters in connection therewith.

WHEREAS, the City of Broussard, State of Louisiana (the "Issuer") is now levying and collecting a special one-half percent (1/2%) sales and use tax (the "Tax"), pursuant to an election held within the corporate boundaries of the Issuer on November 19, 2011; and

WHEREAS, on November 13, 2012, this City Council of the City of Broussard, State of Louisiana (the "Governing Authority") adopted General Bond Ordinance No. 12-415 (the "General Bond Ordinance") which authorizes the issuance of sales tax revenue bonds and sales tax revenue refunding bonds from time to time for the purposes described therein; and

WHEREAS, Section 3.06 of the General Bond Ordinance provides that the Issuer may issue sales tax revenue bonds or sales tax revenue refunding bonds if certain conditions set forth in Section 3.06 of the General Bond Ordinance are satisfied; and

WHEREAS, the General Bond Ordinance provides that the details of each series of Bonds issued thereunder shall be specified in a supplemental ordinance adopted by the Governing Authority authorizing the issuance of such series of Bonds, subject to the terms, conditions and limitations established in the General Bond Ordinance; and

WHEREAS, the Issuer currently has outstanding the following bonds payable from a pledge and dedication of the revenues of the Tax:

- i. Recreational Facility Sales Tax Revenue Bonds, Series 2015 (the "Series 2015 Bonds"), dated October 14, 2015, issued in the original principal amount of \$12,000,000 pursuant to the General Bond Ordinance and the Second Supplemental Ordinance No. 15-490 adopted by the Governing Authority on October 13, 2015 (the "Second Supplemental Ordinance"); and
- ii. Taxable Recreational Facility Sales Tax Revenue Refunding Bonds, Series 2021 (the "Series 2021 Bonds"), dated July 22, 2021, issued in the original principal amount of \$13,670,000 pursuant to the General Bond Ordinance and the Third Supplemental Ordinance No. 21-698 adopted by the Governing Authority on July 13, 2021 (the "Third Supplemental Ordinance");

WHEREAS, the General Bond Ordinance, as supplemented and amended by the First Supplemental Ordinance No. 12-416 adopted by the governing authority on May 28, 2013, the

Second Supplemental Ordinance and the Third Supplemental Ordinance is collectively referred to herein as the "Bond Ordinance," and capitalized terms used but not defined herein shall have the meaning given such terms in the Bond Ordinance; and

WHEREAS, this Governing Authority adopted Ordinance No. 24-800 on August 13, 2024 (the "Prior Ordinance"), authorizing the issuance and sale of not exceeding \$7,500,000 of Recreational Facility Sales Tax Revenue Bonds and authorizing and directing the Mayor of the Issuer to execute a Bond Purchase Agreement to memorialize the terms of the sale thereof; and

WHEREAS, pursuant to the terms of the Prior Ordinance, the Mayor of the Issuer has agreed to the sale of \$7,500,000 of Recreational Facility Sales Tax Revenue Bonds, Series 2025 (the "Series 2025 Bonds") and has executed the Bond Purchase Agreement as authorized, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the Series 2025 Bonds being determined to be within the parameters permitted by the Prior Ordinance, it is now the desire of this Governing Authority to adopt this Fourth Supplemental Ordinance to confirm the sale and provide for the issuance and delivery of the Series 2025 Bonds for the purpose of (i) acquiring, constructing, and equipping recreational facilities and related infrastructure throughout the Issuer, including walking, jogging, and bike paths, basketball courts, volleyball courts, soccer fields, baseball fields, playground and exercise areas, picnic areas, and other recreational facilities and infrastructure, and (ii) paying the costs of issuance of the Series 2025 Bonds, including the costs of a municipal bond insurance policy and a reserve fund insurance policy; and

WHEREAS, the Series 2025 Bonds are being issued pursuant to Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority; and

WHEREAS, after the issuance and delivery of the Series 2025 Bonds, the Issuer will have no other outstanding bonds or other obligations of any kind or nature payable from or enjoying a lien on the Tax Revenues (as defined in the Bond Ordinance), except its outstanding (i) Series 2015 Bonds and (ii) Series 2021 Bonds (collectively, the "Outstanding Parity Bonds"); and

WHEREAS, the Louisiana State Bond Commission gave its approval of the sale and issuance of the Series 2025 Bonds on August 15, 2024; and

WHEREAS, this Governing Authority now desires to fix the details necessary with respect to the issuance of the Series 2025 Bonds, and to provide for the authorization and issuance thereof, as hereinafter provided;

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

SECTION 1. Definitions and Findings. In addition to words and terms elsewhere defined in the Bond Ordinance and this Fourth Supplemental Ordinance, the following words and

terms as used in this Fourth Supplemental Ordinance shall have the following meanings, unless some other meaning is plainly intended:

"Act" shall mean Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority.

"Bond Ordinance" shall have the meaning given such term in the preambles hereto.

"Bond Purchase Agreement" shall mean the agreement for the purchase and sale of the Series 2025 Bonds by and between the Issuer and the Underwriter, attached hereto as **Exhibit A**.

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

"Costs of Issuance" means all items of expense, directly or indirectly payable or reimbursable and related to the authorization, sale and issuance of the Series 2025 Bonds, including but not limited to printing costs, costs of preparation and reproduction of documents, official statements, filing and recording fees, initial fees and charges of any fiduciary, legal fees and charges, fees and disbursements of consultants and professionals, initial fees of the Paying Agent, costs of credit ratings, fees and charges for preparation, execution, transportation and safekeeping of the Series 2025 Bonds, costs and expenses of refunding, premiums for the insurance of the payment of the Series 2025 Bonds, if any, and any other cost, charge or fee in connection with the original issuance of the Series 2025 Bonds.

"Debt Service Fund" shall mean the fund of that name created in Section 5.01(A) of the General Bond Ordinance.

"Delivery Date" shall mean the date on which the Series 2025 Bonds are delivered to the Underwriter in exchange for payment therefor.

"Fourth Supplemental Ordinance" shall mean this Fourth Supplemental Ordinance authorizing the issuance of the Series 2025 Bonds pursuant to the General Bond Ordinance.

"General Bond Ordinance" shall have the meaning given such term in the preambles hereto.

"Insurance Policy" shall mean the insurance policy issued by the Insurer guaranteeing the scheduled payment of principal of and interest on the Series 2025 Bonds when due.

"Insurer" shall mean Assured Guaranty Inc., or any successor thereto or assignee thereof.

"Interest Payment Date" shall mean May 1 and November 1 of each year, commencing May 1, 2025.

"Issuer" shall mean the City of Broussard, State of Louisiana.

"Outstanding Parity Bonds" shall have the meaning given such term in the preambles hereto.

"Paying Agent" shall mean initially Hancock Whitney Bank, in the City of Baton Rouge, Louisiana, as paying agent and registrar hereunder, unless and until a successor Paying Agent shall have become such pursuant to the applicable provisions of this Fourth Supplemental Ordinance, and thereafter "Paying Agent" shall mean such successor Paying Agent.

"Reserve Fund" shall mean the Recreational Facility Sales Tax Bond Reserve Fund created and established pursuant to Section 5.01(A) of the General Bond Ordinance.

"Reserve Fund Insurance Policy" shall mean the Municipal Bond Debt Service Reserve Insurance Policy, and any endorsement thereto, issued by the Reserve Insurer, under which claims may be made in order to provide moneys in the Series 2025 Reserve Account available for the purposes thereof.

"Reserve Insurer" shall mean, with respect to the Bonds, Assured Guaranty Inc., or any successor thereto.

"Reserve Requirement" with respect to the Series 2025 Bonds, shall mean, as of any date of calculation, a sum equal to the lesser of (i) 10% of the proceeds of the Series 2025 Bonds, (ii) the highest combined principal and interest requirements for any succeeding Bond Year on the Series 2025 Bonds, or (iii) 125% of the aggregate average annual debt service on the Series 2025 Bonds.

"Series 2025 Bond" or **"Series 2025 Bonds"** shall mean any or all of the Recreational Facility Sales Tax Revenue Bonds, Series 2025 of the Issuer, issued pursuant to this Fourth Supplemental Ordinance, whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued Bond.

"Series 2025 Reserve Account" means the account of that name created in Section 2(i) hereof.

"Underwriter" shall mean Stifel, Nicolaus & Company, Incorporated., Baton Rouge, Louisiana.

Unless or except as the context shall clearly indicate otherwise or may otherwise require in this Fourth Supplemental Ordinance: (i) all references to a particular section, paragraph, or subdivision of the General Bond Ordinance or this Fourth Supplemental Ordinance, as the case may be, are to the corresponding section, paragraph, or subdivision of the General Bond Ordinance only, or this Fourth Supplemental Ordinance only, as the case may be; (ii) the terms "herein," "hereunder," "hereby," "hereto," "hereof," and any similar terms, refer to this Fourth Supplemental Ordinance only, and to this Fourth Supplemental Ordinance as a whole and not to any particular section, paragraph or subdivision thereof; (iii) the terms "therein" "thereunder" "thereby" "thereto" "thereof" and any similar terms refer to the General Bond Ordinance, and to the General Bond Ordinance as a whole and not to any particular section, paragraph, or subdivision thereof; and (iv)

the term "heretofore" means before the time of effectiveness of this Fourth Supplemental Ordinance and the term "hereafter" means after the time of the effectiveness of this Fourth Supplemental Ordinance.

In this Fourth Supplemental Ordinance, unless the context otherwise requires, (a) words importing persons include firms, associations, and corporations, (b) words importing the singular include the plural and vice versa and (c) words of the masculine gender shall be deemed and considered to include correlative words of the feminine and neuter genders.

SECTION 2. Authorization and Designation.

(a) In compliance with and under the authority of the General Bond Ordinance and the Act, there is hereby authorized the incurring of an indebtedness of Seven Million Five Hundred Thousand Dollars (\$7,500,000) for, on behalf of, and in the name of the Issuer, and to represent said indebtedness, this Governing Authority does hereby authorize the issuance of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Recreational Facility Sales Tax Revenue Bonds, Series 2025, of the Issuer. The Series 2025 Bonds shall be a Series of Bonds pursuant to the General Bond Ordinance.

(b) The Series 2025 Bonds are being issued for the purpose of (i) acquiring, constructing, and equipping recreational facilities and related infrastructure throughout the Issuer, including walking, jogging, and bike paths, basketball courts, volleyball courts, soccer fields, baseball fields, playground and exercise areas, picnic areas, and other recreational facilities and infrastructure, and (ii) paying the Costs of Issuance of the Bonds, including the costs of the Insurance Policy and the Reserve Fund Insurance Policy.

(c) The Series 2025 Bonds shall be issued in fully registered form, shall be numbered R-1 upwards, and shall be in the denominations of \$5,000 each, or any integral multiple thereof within a single maturity. The Series 2025 Bonds shall be dated the Delivery Date thereof and shall mature in the years and in the principal amounts and shall bear interest, in such principal amounts and at such rates of interest per annum as set forth in the Bond Purchase Agreement. Interest on the Series 2025 Bonds will be payable semi-annually on each Interest Payment Date.

(d) The appointment of Hancock Whitney Bank, Baton Rouge, Louisiana, as the initial Paying Agent for the Series 2025 Bonds is hereby confirmed. The Paying Agent shall signify its acceptance of the duties and obligations imposed on it by this Fourth Supplemental Ordinance 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.

(e) The Series 2025 Bonds maturing May 1, 2036 and thereafter, shall be callable for redemption by the Issuer in full, or in part, at any time on or after May 1, 2035, and if less than a full maturity, then by lot within such maturity, at the principal amount thereof and accrued interest to the date fixed for redemption. The Series 2025 Bonds are not required to be redeemed in inverse order of maturity.

In the event a Series 2025 Bond to be redeemed is of a denomination larger than \$5,000, a

portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Official notice of such call of any of the Series 2025 Bonds for redemption will be given by means of (i) first class mail, postage prepaid, by notice deposited in the United States mails not less than twenty (20) days prior to the redemption date or (ii) electronic transmission not less than twenty (20) days prior to the redemption date addressed to the registered owner of each bond to be redeemed at the address as shown on the registration books of the Paying Agent.

(f) [MANDATORY REDEMPTION – TO COME]

(g) The sale of the Series 2025 Bonds has met the parameters set forth in the Prior Ordinance, and accordingly the issuance and delivery of the Series 2025 Bonds are hereby approved, the terms of the Series 2025 Bonds contained in the Bond Purchase Agreement are incorporated herein, and the Bond Purchase Agreement is hereby recognized and accepted as executed and attached as **Exhibit A** hereto.

(h) The Series 2025 Bonds shall be in substantially the form set forth in **Exhibit B** hereto, with such necessary or appropriate variations, omissions and insertions as are required or permitted by the Act and the Bond Ordinance.

(i) There is hereby created in the Reserve Fund the "Series 2025 Reserve Account" to be maintained as a separate account in the Reserve Fund solely to secure the Series 2025 Bonds. The Series 2025 Reserve Account shall be funded in an amount equal to the Reserve Requirement by the Reserve Fund Insurance Policy issued by the Reserve Insurer. The Governing Authority hereby makes the findings required by Section 505 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, of the benefit from entering into the contract with the Reserve Insurer for the Reserve Fund Insurance Policy. The Authorized Officers are hereby authorized and directed to execute the Reserve Fund Insurance Policy or such other related agreements for and on behalf of the Issuer, the signatures of said officers on such Reserve Fund Insurance Policy or other agreement to be conclusive evidence of the due exercise of the authority granted hereunder. The provisions contained in **Exhibit C** hereto are incorporated herein as if fully set forth herein.

(j) The scheduled payment of principal of and interest on the Bonds when due will be guaranteed by the Insurance Policy issued by the Bond Insurer. This Governing Authority hereby makes the findings required by Section 505 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, of the benefit from entering into the contract with the Bond Insurer for the Insurance Policy. The Authorized Officers, or either of them, are hereby authorized and directed to execute all documents related thereto.

(k) The Authorized Officers are hereby empowered and directed to execute an appropriate Continuing Disclosure Certificate (substantially in the form set forth in the official statement issued in connection with the issuance and sale of the Series 2025 Bonds) pursuant to S.E.C. Rule 15c2-12(b)(5).

SECTION 3. Book-Entry Registration of Series 2025 Bonds. The Series 2025 Bonds shall be initially issued in the name of Cede & Co., as nominee for The Depository Trust Company ("DTC"), as registered owner of the Series 2025 Bonds, and held in the custody of DTC. The

Executive Officers of the Issuer or any other officer of the Issuer is authorized to execute and deliver a Blanket Letter of Representation to DTC on behalf of the Issuer with respect to the issuance of the Series 2025 Bonds in "book-entry only" format. The terms and provisions of said Letter of Representation shall govern in the event of any inconsistency between the provisions of this Fourth Supplement Ordinance and said Letter of Representation. Initially, a single certificate will be issued and delivered to DTC for each maturity of the Series 2025 Bonds. The Beneficial Owners will not receive physical delivery of Series 2025 Bond certificates except as provided herein. Beneficial Owners are expected to receive a written confirmation of their purchase providing details of each Series 2025 Bond acquired. For so long as DTC shall continue to serve as securities depository for the Series 2025 Bonds as provided herein, all transfers of beneficial ownership interest will be made by book-entry only, and no investor or other party purchasing, selling or otherwise transferring beneficial ownership of Series 2025 Bonds is to receive, hold or deliver any Series 2025 Bond certificate.

Notwithstanding anything to the contrary herein, while the Series 2025 Bonds are issued in book-entry-only form, the payment of principal of and interest on the Series 2025 Bonds may be payable by the Paying Agent by wire transfer to DTC in accordance with the Blanket Letter of Representation.

For every transfer and exchange of the Bonds, the Beneficial Owner (as defined in the Blanket Letter of Representation) may be charged a sum sufficient to cover such Beneficial Owner's allocable share of any tax, fee or other governmental charge that may be imposed in relation thereto.

Series 2025 Bond certificates are required to be delivered to and registered in the name of the Beneficial Owner under the following circumstances:

(a) DTC determines to discontinue providing its service with respect to the Series 2025 Bonds. Such a determination may be made at any time by giving 30 days' notice to the Issuer and the Paying Agent and discharging its responsibilities with respect thereto under applicable law; or

(b) The Issuer determines that continuation of the system of book-entry transfer through DTC (or a successor securities depository) is not in the best interests of the Issuer and/or the Beneficial Owners.

The Issuer and the Paying Agent will recognize DTC or its nominee as the Bondholder for all purposes, including notices and voting.

Neither the Issuer nor the Paying Agent are responsible for the performance by DTC of any of its obligations, including, without limitation, the payment of moneys received by DTC, the forwarding of notices received by DTC or the giving of any consent or proxy in lieu of consent.

Whenever during the term of the Bonds the beneficial ownership thereof is determined by a book entry at DTC, the requirements of this Fourth Supplemental Ordinance of holding, delivering or transferring the Bonds shall be deemed modified to require the appropriate person to meet the requirements of DTC as to registering or transferring the book entry to produce the same

effect.

If at any time DTC ceases to hold the Series 2025 Bonds, all references herein to DTC shall be of no further force or effect.

SECTION 4. Registration by Paying Agent. No Series 2025 Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Fourth Supplemental Ordinance or the General Bond Ordinance unless and until a certificate of registration on such Series 2025 Bonds substantially in the form set forth in **Exhibit B** hereto shall have been duly manually executed on behalf of the Paying Agent by a duly authorized signatory, and such executed certificate of the Paying Agent upon any such Series 2025 Bond shall be conclusive evidence that such Series 2025 Bond has been executed, registered and delivered under this Fourth Supplemental Ordinance.

SECTION 5. Preparation of Series 2025 Bonds; Application of Series 2025 Bond Proceeds. The Authorized 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 Fourth Supplemental Ordinance and the General Bond Ordinance, to cause the Series 2025 Bonds to be printed, to issue, execute and seal the Series 2025 Bonds, and to effect delivery thereof as hereinafter provided.

The "Recreational Facility Sales Tax Revenue Bond Series 2025 Construction Fund" (the "Series 2025 Construction Fund") is hereby established in accordance with Section 5.07(A) of the General Bond Ordinance and shall be maintained by the fiscal agent of the Issuer.

The proceeds derived from the sale of the Series 2025 Bonds, after payment of the premiums for the Insurance Policy and the Reserve Fund Insurance Policy, shall, in accordance with the written directions of the Issuer, be deposited into the Costs of Issuance Fund maintained by the Paying Agent for the purpose of paying Costs of Issuance, and into the Series 2025 Construction Fund to be used only for the purposes for which the Series 2025 Bonds are issued.

SECTION 6. Pledge of Tax Revenues. The Series 2025 Bonds shall be secured by and payable in principal and interest solely from an irrevocable pledge and dedication of the avails or proceeds of the Tax Revenues on a complete parity with the Outstanding Parity Bonds as provided in the General Bond Ordinance. This Governing Authority does hereby find, determine and declare that the Issuer has complied, or will comply prior to the delivery of the Series 2025 Bonds, with all the terms and conditions set forth in the General Bond Ordinance with respect to authorizing the issuance of the Series 2025 Bonds on a parity with the Outstanding Parity Bonds.

SECTION 7. Fourth Supplemental Ordinance to Constitute Contract. In consideration of the purchase and the acceptance of the Series 2025 Bonds by those who shall be the registered Owners of the same from time to time, the provisions of this Fourth Supplemental Ordinance shall be a part of the contract of the Issuer with the Owners of the Series 2025 Bonds and shall be deemed to be and shall constitute a contract between the Issuer, the Paying Agent, and the Owners from time to time of the Series 2025 Bonds. The provisions, covenants, and agreements herein set forth to be performed by and on behalf of the Issuer shall be for the benefit, protection and security of the Owners of any and all of the Series 2025 Bonds.

SECTION 8. Publication. A copy of this Fourth Supplemental Ordinance shall be published one time in the official journal of the Issuer. It shall not be necessary to publish the exhibits to this Fourth Supplemental Ordinance, but such exhibits shall be made available for public inspection at the offices of the Governing Authority at reasonable times and such fact must be stated in the publication within the official journal.

SECTION 9. Official Statement. The Issuer hereby approves the form and content of the final Official Statement and hereby authorizes and directs the execution by the Authorized Officers and delivery of such final Official Statement to the Underwriter for use in connection with the public offering of the Series 2025 Bonds.

SECTION 10. Arbitrage. The Issuer covenants and agrees that, to the extent permitted by the laws of the State of Louisiana, it will comply with the requirements of the Code in order to establish, maintain and preserve the exclusion from "gross income" of interest on the Series 2025 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 Series 2025 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 Series 2025 Bonds to be "arbitrage bonds" or would result in the inclusion of the interest on any of the Series 2025 Bonds in gross income under the Code, including, without limitation, (i) the failure to comply with the limitation on investment of the Series 2025 Bonds proceeds or (ii) the failure to pay any required rebate of arbitrage earnings to the United States of America or (iii) the use of the proceeds of the Series 2025 Bonds in a manner which would cause the Series 2025 Bonds to be "private activity bonds".

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

SECTION 11. Post-Issuance Compliance. The Authorized Officers and/or their designees are directed to establish, continue, and/or amend, as applicable, written procedures to assist the Issuer in complying with various State and Federal statutes, rules and regulations applicable to the Series 2025 Bonds and are further authorized to take any and all actions as may be required by said written procedures to ensure continued compliance with such statutes, rules and regulations throughout the term of the Series 2025 Bonds.

SECTION 12. Execution of Documents. In connection with the issuance and sale of the Series 2025 Bonds, the Authorized 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 Fourth Supplemental Ordinance or the General Bond Ordinance, the signatures of the Authorized Officers on such documents, certificates and instruments to be conclusive evidence of the due exercise of the authority granted hereunder.

SECTION 13. Parties Interested Herein. Nothing in this Fourth Supplemental Ordinance 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, the Insurer and the Owners of the Series 2025 Bonds any right, remedy or claim under or by reason of this Fourth Supplemental Ordinance or any covenant, condition or stipulation thereof; and all the covenants, stipulations, promises and agreements in this Fourth Supplemental Ordinance contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent, the Insurer and the Owners of the Series 2025 Bonds.

SECTION 14. Successors and Assigns. Whenever in this Fourth Supplemental Ordinance 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 Fourth Supplemental Ordinance 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 15. Severability. In case any one or more of the provisions of this Fourth Supplemental Ordinance or of the Series 2025 Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Fourth Supplemental Ordinance or of the Series 2025 Bonds, but this Fourth Supplemental Ordinance and the Series 2025 Bonds shall be construed and enforced as if such illegal or invalid provisions had not been contained therein. Any constitutional or statutory provision enacted after the date of this Fourth Supplemental Ordinance which validates or makes legal any provision of this Fourth Supplemental Ordinance or the Series 2025 Bonds which would not otherwise be valid or legal shall be deemed to apply to this Fourth Supplemental Ordinance and to the Series 2025 Bonds.

SECTION 16. Effective Date. This ordinance shall become effective immediately upon its adoption.

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

YEAS:

NAYS:

ABSENT:

ABSTAINING:

And the ordinance was declared adopted on this, the 11th day of March, 2025.

Tina Emert - City Clerk

Ray Bourque - Mayor

EXHIBIT A

BOND PURCHASE AGREEMENT

[TO BE INSERTED]

EXHIBIT B

FORM OF BOND

NO. R-____

PRINCIPAL AMOUNT \$ _____

Unless this Bond is presented by an authorized representative of the Depository Trust Company, a New York corporation ("DTC"), to the Issuer or their agent for registration of transfer, exchange, or payment, and any Bond issued is registered in the name of CEDE & CO. or in such other name as is requested by an authorized representative of DTC (and any payment is made to CEDE & CO. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, CEDE & CO., has an interest herein.

As provided in the Bond Ordinance referred to herein, until the termination of the system of book-entry-only transfers through DTC and notwithstanding any other provision of the Bond Ordinance to the contrary, this Bond may be transferred, in whole but not in part, only to a nominee of DTC, or by a nominee of DTC to DTC or a nominee of DTC, or by DTC or a nominee of DTC to any successor securities depository or any nominee thereof.

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

**RECREATIONAL FACILITY SALES TAX REVENUE BOND, SERIES 2025
OF THE
CITY OF BROUSSARD, STATE OF LOUISIANA**

<u>Bond Date</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>CUSIP</u>
_____, 2025	May 1, 20__	____%	

The City of Broussard, State of Louisiana (the "Issuer"), promises to pay, but solely from the source and as hereinafter provided, to:

REGISTERED OWNER: CEDE & CO. (Tax Identification #13-2555119)

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 May 1 and November 1 of each year (each an "Interest Payment Date"), commencing May 1, 2025, at the Interest Rate per annum set forth above until said Principal Amount is paid, unless this Bond shall have been previously called for redemption and payment shall have been made or duly provided for. The principal of this Bond, upon maturity or redemption, is payable in such coin or currency of the United States of America which at the time of payment is legal tender for payment of public and private debts at the designated corporate trust office of Hancock Whitney Bank, in the City of

Baton Rouge, Louisiana, or any successor thereto (the "Paying Agent"), upon presentation and surrender hereof. Interest on this Bond is payable by check mailed by the Paying Agent to the registered owner. The interest so payable on any Interest Payment Date will, subject to certain exceptions provided in the hereinafter defined Bond Ordinance, be paid to the person in whose name this Bond is registered at the close of business on the Record Date (which is the 15th calendar day of the month next preceding an Interest Payment Date). Any interest not punctually paid or duly provided for shall be payable as provided in the Bond Ordinance (hereinafter defined).

This Bond is one of an authorized issue aggregating in principal the sum of Seven Million Five Hundred Thousand Dollars (\$7,500,000) (the "Bonds"), all of like tenor and effect except as to number, interest rate and maturity, said Bonds having been issued by the Issuer pursuant to an ordinance adopted by its governing authority on November 13, 2012 (as supplemented and amended, the "General Bond Ordinance"), and the Fourth Supplemental Ordinance adopted by the governing authority on March 11, 2025 (the "Fourth Supplemental Ordinance", and together with the General Bond Ordinance, the "Bond Ordinance"), for the purpose of (i) acquiring, constructing, and equipping recreational facilities and related infrastructure throughout the Issuer, including walking, jogging, and bike paths, basketball courts, volleyball courts, soccer fields, baseball fields, playground and exercise areas, picnic areas, and other recreational facilities and infrastructure, and (ii) paying the costs of issuance of the Bonds, including the costs of a municipal bond insurance policy and a reserve fund insurance policy, under the authority conferred by Part II of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, pursuant to all requirements therein specified. All capitalized terms used herein and not otherwise defined shall have the meanings given such terms in the Bond Ordinance.

During any period after the initial delivery of the Bonds in book-entry-only form when the Bonds are delivered in multiple certificates form, upon request of a registered owner of at least \$1,000,000 in principal amount of Bonds outstanding, all payment of principal, premium, if any, and interest on the Bonds will be paid by wire transfer in immediately available funds to an account designated by such registered owner; CUSIP number identification with appropriate dollar amounts for each CUSIP number must accompany all payments of principal, premium, and interest, whether by check or by wire transfer.

FOR SO LONG AS THIS BOND IS HELD IN BOOK-ENTRY FORM REGISTERED IN THE NAME OF CEDE & CO. ON THE REGISTRATION BOOKS OF THE ISSUER KEPT BY THE PAYING AGENT, AS BOND REGISTRAR, THIS BOND, IF CALLED FOR PARTIAL REDEMPTION IN ACCORDANCE WITH THE BOND ORDINANCE, SHALL BECOME DUE AND PAYABLE ON THE REDEMPTION DATE DESIGNATED IN THE NOTICE OF REDEMPTION GIVEN IN ACCORDANCE WITH THE BOND ORDINANCE AT, AND ONLY TO THE EXTENT OF, THE REDEMPTION PRICE, PLUS ACCRUED INTEREST TO THE SPECIFIED REDEMPTION DATE; AND THIS BOND SHALL BE PAID, TO THE EXTENT SO REDEEMED, (i) UPON PRESENTATION AND SURRENDER HEREOF AT THE OFFICE SPECIFIED IN SUCH NOTICE OR (ii) AT THE WRITTEN REQUEST OF CEDE & CO., BY CHECK MAILED TO CEDE & CO. BY THE PAYING AGENT OR BY WIRE TRANSFER TO CEDE & CO. BY THE PAYING AGENT IF CEDE & CO. AS BONDOWNER SO ELECTS. IF, ON THE REDEMPTION DATE, MONEYS FOR THE REDEMPTION OF

BONDS OF SUCH MATURITY TO BE REDEEMED, TOGETHER WITH INTEREST TO THE REDEMPTION DATE, SHALL BE HELD BY THE PAYING AGENT SO AS TO BE AVAILABLE THEREFOR ON SUCH DATE, AND AFTER NOTICE OF REDEMPTION SHALL HAVE BEEN GIVEN IN ACCORDANCE WITH THE BOND ORDINANCE, THEN, FROM AND AFTER THE REDEMPTION DATE, THE AGGREGATE PRINCIPAL AMOUNT OF THIS BOND SHALL BE IMMEDIATELY REDUCED BY AN AMOUNT EQUAL TO THE AGGREGATE PRINCIPAL AMOUNT THEREOF SO REDEEMED, NOTWITHSTANDING WHETHER THIS BOND HAS BEEN SURRENDERED TO THE PAYING AGENT FOR CANCELLATION.

Optional Redemption. The Bonds maturing May 1, 2036, and thereafter, are callable for redemption by the Issuer in full or in part at any time on or after May 1, 2035, and if less than a full maturity, then by lot within such maturity, at the principal amount thereof and accrued interest to the date fixed for redemption. The Bonds are not required to be redeemed in inverse order of maturity.

In the event a Bond to be redeemed is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed. Official notice of such call of any of the Bonds for redemption will be given by means of (i) first class mail, postage prepaid, by notice deposited in the United States mails not less than twenty (20) days prior to the redemption date or (ii) electronic transmission not later than twenty (20) 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.

Mandatory Sinking Fund Redemption. The Term Bond maturing on May 1, _____, shall be subject to mandatory sinking fund redemption on May 1 in the years and in the principal amounts set forth below, plus accrued interest thereon:

<u>Year</u> <u>(May 1)</u>	<u>Principal</u> <u>Amount</u> \$
---	---

*Final maturity

Notice of Redemption. Other than with respect to Mandatory Sinking Fund Redemption, notice of any such redemption shall be given by the Paying Agent/Registrar by mailing a copy of the redemption notice by first class mail, postage prepaid, not less than thirty (30) days prior to the date fixed for redemption, to the Owner of each Bond to be redeemed in whole or in part at the address shown on the registration books maintained by the Paying Agent/Registrar.

The principal amounts of sinking fund payments shall be reduced as specified by the Issuer or as provided in the Bond Ordinance, by any principal amounts of the Bonds redeemed pursuant to an optional redemption as set forth in the Bond Ordinance. In the event of a partial redemption of the Bonds, the amount of future mandatory sinking fund redemptions with respect to the Bonds will be reduced to take into account such partial redemption.

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

This Bond is issued on a complete parity with the Issuer's outstanding (i) Recreational Facility Sales Tax Revenue Bonds, Series 2015 and (ii) Taxable Recreational Facility Sales Tax Revenue Refunding Bonds, Series 2021 (collectively, the "Outstanding Parity Bonds"). It is certified that the Issuer, in issuing this Bond and the issue of which it forms a part, has complied with all the terms and conditions set forth in the General Bond Ordinance and the ordinances authorizing the issuance of the Outstanding Parity Bonds.

This Bond and the issue of which it forms a part, equally with the Outstanding Parity Bonds, are payable solely from and secured by an irrevocable pledge and dedication of the avails or proceeds of a special one-half percent (1/2%) sales and use tax (the "Tax"), pursuant to an election held within the corporate boundaries of the Issuer on November 19, 2011, subject only to the prior payment of the reasonable and necessary costs and expenses of collecting and administering the Tax (the "Net Revenues of the Tax").

This Bond constitutes a borrowing solely upon the credit of the Net revenues of the Tax received by the Issuer and does not constitute an indebtedness or pledge of the general credit of the Issuer within the meaning of any constitutional or statutory provisions relating to the incurring of indebtedness. The Issuer has covenanted and agreed and does hereby covenant and agree to continue to levy the Tax for the full period of its authorization and not to discontinue or decrease or permit to be discontinued or decreased the Tax in anticipation of the collection of which this Bond and the issue of which it forms a part have been issued, nor in any way make any change which would diminish the amount of said Net revenues of the Tax pledged to the payment of the Bonds, until all of the Bonds have been paid in principal and interest. For a complete statement of the revenues from which and conditions under which this Bond is issued, reference is hereby made to the Bond Ordinance.

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

It is certified that this Bond 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 necessary 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 any limitation prescribed by the Constitution and statutes of the State of Louisiana, and that said Bonds shall not be invalid for any irregularity or defect in the proceedings for the issuance and sale thereof and shall be incontestable in the hands of bona fide purchasers or owners for value thereof.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the City Council of the City of Broussard, State of Louisiana, has caused this Bond to be executed in the name of the Issuer by the facsimile signatures of the Mayor and the City Clerk of the Issuer and the corporate seal of the Issuer to be imprinted hereon.

CITY OF BROUSSARD, STATE OF LOUISIANA

City Clerk

Mayor

(SEAL)

* * * * *

PAYING AGENT'S CERTIFICATE OF REGISTRATION

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

HANCOCK WHITNEY BANK
Baton Rouge, Louisiana
as Paying Agent

By: _____
Authorized Officer

Date of Registration: _____, 2025

* * * * *

ASSIGNMENT

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

Please Insert Social Security
or other Identifying Number of
Assignee

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

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

Dated: _____

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

* * * * *

STATEMENT OF INSURANCE

Assured Guaranty Inc. ("AG"), has delivered its municipal bond insurance policy (the "Policy") with respect to the scheduled payments due of principal of and interest on this Bond to Hancock Whitney Bank, Baton Rouge, Louisiana, or its successor, as paying agent for the Bonds (the "Paying Agent"). Said Policy is on file and available for inspection at the principal office of the Paying Agent and a copy thereof may be obtained from AG or the Paying Agent. All payments required to be made under the Policy shall be made in accordance with the provisions thereof. The owner of this Bond acknowledges and consents to the subrogation rights of AG as more fully set forth in the Policy.

* * * * *

RESERVE FUND INSURANCE POLICY PROVISIONS

ORDINANCE REQUIREMENTS

The Ordinance shall incorporate the following requirements either in one section or article entitled "Provisions Relating to Reserve Policy" (or the like), the provisions of which section or article shall be stated in the Ordinance to govern, notwithstanding anything to the contrary set forth in the Ordinance, or individually in the appropriate sections (Bond Counsel to make conforming changes to "Bonds" to reflect any series designation and any other definitional conforming changes, as necessary):

(3) The Issuer shall repay any draws under the Reserve Policy and pay all related reasonable expenses incurred by the Insurer and shall pay interest thereon from the date of payment by the Insurer at the Late Payment Rate. "Late Payment Rate" means the lesser of (x) the greater of (i) the per annum rate of interest, publicly announced from time to time by JPMorgan Chase Bank at its principal office in the City of New York, as its prime or base lending rate ("Prime Rate") (any change in such Prime Rate to be effective on the date such change is announced by JPMorgan Chase Bank) plus 5%, and (ii) the then-applicable highest rate of interest on the Bonds and (y) the maximum rate permissible under applicable usury or similar laws limiting interest rates. The Late Payment Rate shall be computed on the basis of the actual number of days elapsed over a year of 360 days. In the event JPMorgan Chase Bank ceases to announce its Prime Rate publicly, Prime Rate shall be the publicly announced prime or base lending rate of such national bank as the Insurer shall specify. If the interest provisions of this subparagraph (a) shall result in an effective rate of interest which, for any period, exceeds the limit of the usury or any other laws applicable to the indebtedness created herein, then all sums in excess of those lawfully collectible as interest for the period in question shall, without further agreement or notice between or by any party hereto, be applied as additional interest for any later periods of time when amounts are outstanding hereunder to the extent that interest otherwise due hereunder for such periods plus such additional interest would not exceed the limit of the usury or such other laws, and any excess shall be applied upon principal immediately upon receipt of such moneys by the Insurer, with the same force and effect as if the Issuer had specifically designated such extra sums to be so applied and the Insurer had agreed to accept such extra payment(s) as additional interest for such later periods. In no event shall any agreed-to or actual exaction as consideration for the indebtedness created herein exceed the limits imposed or provided by the law applicable to this transaction for the use or detention of money or for forbearance in seeking its collection.

Repayment of draws and payment of expenses and accrued interest thereon at the Late Payment Rate (collectively, "Policy Costs") shall commence in the first month following each draw, and each such monthly payment shall be in an amount at least equal to 1/12 of the aggregate of Policy Costs related to such draw.

Amounts in respect of Policy Costs paid to the Insurer shall be credited first to interest due, then to the expenses due and then to principal due. As and to the extent that payments are made to the Insurer on account of principal due, the coverage under the Reserve Policy will be increased by a like amount, subject to the terms of the Reserve Policy. The obligation to pay Policy Costs shall be secured by a valid lien on all revenues and other collateral pledged as security for the Bonds (subject only to the priority of payment provisions set forth under the Ordinance).

All cash and investments in the debt service reserve fund established for the Bonds (the "Reserve Fund") shall be transferred to the debt service fund for payment of debt service on Bonds before any drawing may be made on the Reserve Policy or any other credit facility credited to the Reserve Fund in lieu of cash (herein, a "Credit Facility"). Payment of any Policy Costs shall be made prior to replenishment of any such cash amounts. Draws on all Credit Facilities (including the Reserve Policy) on which there is available coverage shall be made on a pro-rata basis (calculated by reference to the coverage then available thereunder) after applying all available cash and investments in the Reserve Fund. Payment of Policy Costs and reimbursement of amounts with respect to other Credit Facilities shall be made on a pro-rata basis prior to replenishment of any cash drawn from the Reserve Fund. ***Repayment of all Policy Costs and the replenishment of the Reserve Fund shall be made on a pari passu basis with payments and replenishments required to be made under the Ordinance with respect to debt service reserve funds, if any, securing any outstanding parity obligations.*** For the avoidance of doubt, "available coverage" means the coverage then available for disbursement pursuant to the terms of the applicable alternative credit

instrument without regard to the legal or financial ability or willingness of the provider of such instrument to honor a claim or draw thereon or the failure of such provider to honor any such claim or draw.

(b) If the Issuer shall fail to pay any Policy Costs in accordance with the requirements of subparagraph (a) hereof, the Insurer shall be entitled to exercise any and all legal and equitable remedies available to it, including those provided under the Ordinance other than (i) acceleration of the maturity of the Bonds or (ii) remedies which would adversely affect owners of the Bonds.

(c) The Ordinance shall not be discharged until all Policy Costs owing to the Insurer shall have been paid in full. The Issuer's obligation to pay such amounts shall expressly survive payment in full of the Bonds.

(d) The Issuer shall include any Policy Costs then due and owing the Insurer in the calculation of the additional bonds test and the rate covenant in the Ordinance.

(e) The Paying Agent shall ascertain the necessity for a claim upon the Reserve Policy in accordance with the provisions of subparagraph (a) hereof and provide notice to the Insurer in accordance with the terms of the Reserve Policy at least five Business Days prior to each date upon which interest or principal is due on the Bonds. Where deposits are required to be made by the Issuer with the Paying Agent to the debt service fund for the Bonds more often than semi-annually, the Paying Agent shall give notice to the Insurer of any failure of the Issuer to make timely payment in full of such deposits within two Business Days of the date due.

STATE OF LOUISIANA

PARISH OF LAFAYETTE

I, the undersigned City Clerk of the City of Broussard, State of Louisiana (the "Issuer"), do hereby certify that the foregoing pages constitute a true and correct copy of an ordinance adopted by the City Council of the City of Broussard, State of Louisiana, acting as governing authority of the Issuer, on March 11, 2025, authorizing the issuance and delivery of Seven Million Five Hundred Thousand Dollars (\$7,500,000) of Recreational Facility Sales Tax Revenue Bonds, Series 2025, of the City of Broussard, State of Louisiana, in accordance with the terms of the General Bond Ordinance adopted on November 13, 2012; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature on this, the 11th day of March, 2025.

City Clerk

ORDINANCE NO.: 25-820

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BROUSSARD,
LOUISIANA, AMENDING THE ZONING ORDINANCE OF THE CITY OF
BROUSSARD, LOUISIANA**

The City Council of the City of Broussard, Louisiana, meeting in regular session with a quorum being present on the 25th day of February, 2025, and, after having considered that it would be in the best interest and welfare of the citizens of Broussard, Louisiana, does hereby amend its existing Zoning Ordinance.

BE IT ORDAINED that the Zoning Ordinance of the City of Broussard, Louisiana, be amended by adding to or modifying “Appendix C – Zoning Maps” as follows:

MAP G-12

Property located at 101, 104, 105 and 106 Gypsy Road (Private Road) to be re-zoned from Light Industrial to Community Commercial.

BE IT FURTHER ORDAINED that all Ordinances or Resolutions, or parts thereof, in conflict are herewith and hereby repealed.

And this matter was submitted to a vote, and the vote thereon was as follows:

YEAS:

NAYS:

ABSENT:

ABSTENTION:

And this Ordinance was adopted by the City Council for the City of Broussard on this, the 25th day of February, 2025.

TINA EMERT, City Clerk

RAY BOURQUE, Mayor

Request for rezoning of property Zoning Map G-12

Addresses are

101, 104. 105 and 106 Gypsy Road (PVT)

