



CITY OF HAMMOND
ORDINANCE N° 13-5360 C.S.

Atmos Entergy Franchise Agreement

ORDINANCE OF THE CITY OF HAMMOND, LOUISIANA, GRANTING TO ATMOS ENERGY CORPORATION (A TEXAS AND VIRGINIA CORPORATION WITH ITS PRINCIPAL OFFICE IN THE CITY OF DALLAS, DALLAS COUNTY, TEXAS) AND ITS SUCCESSORS AND ASSIGNS THE FRANCHISE AND RIGHTS TO CONDUCT IN SUCH CITY THE BUSINESS OF ACQUIRING, MAINTAINING, CONSTRUCTING, LAYING, REPAIRING, REMOVING, REPLACING, INSTALLING, OPERATING, AND DISPOSING OF A GAS SYSTEM FOR THE SALE, TRANSPORTATION, AND DISTRIBUTION OF NATURAL GAS WITHIN AND BEYOND THE MUNICIPAL BOUNDARIES OF THE CITY AND TO THE RESIDENTS AND BUSINESSES LOCATED THEREIN FOR LIGHT, HEAT, POWER, AND THE RIGHT TO USE THE PRESENT AND FUTURE STREETS, ROADS, HIGHWAYS, ALLEYS, BRIDGES, PUBLIC WAYS, AND IMMOVABLE PROPERTY IN SUCH CITY AND OWNED OR CONTROLLED BY SUCH CITY FOR SUCH PURPOSES; PRESCRIBING THE TERMS AND CONDITIONS TO WHICH SUCH FRANCHISE AND RIGHTS ARE SUBJECT; AND PRESCRIBING THE TERM OF SUCH FRANCHISE AND RIGHTS.

BE IT ORDAINED by the Mayor and City Council of the CITY OF HAMMOND, LOUISIANA (hereinafter referred to as the “City”) that, subject to the terms and conditions hereinafter set forth, ATMOS ENERGY CORPORATION, a Texas and Virginia corporation with its principal office in the City of Dallas, Dallas County, Texas (hereinafter referred to as “Atmos”), be, and hereby is, granted the non-exclusive franchise and rights to conduct in the City the business of acquiring (by purchase, lease, or otherwise), maintaining, constructing, laying, repairing, removing, replacing, installing, operating, and disposing of (by sale, lease, or otherwise) a Gas System, hereinafter defined, for the sale, transportation, and distribution of natural gas within and beyond the municipal boundaries of the City and to the residents and business located therein for light, heat, power during the term set forth below. Such franchise and rights shall include, the right to use the present and future streets, roads, highways, alleys, bridges, public ways, and other immovable property owned by or under the control of the City for purposes of maintaining, constructing, laying, repairing, removing, replacing, installing, and operating any and all components of the Gas System, together with access, at all times and from time to time, to such streets, roads, highways, alleys, bridges, public ways, and other immovable property during the term hereof.

ARTICLE I

DEFINITIONS

For purposes of this Ordinance, the following terms shall have the meanings set forth below:

Section 1.1. Gas System. The term “Gas System” shall mean any and all pipelines, as hereinafter defined, regulators, meters, valves, compressors, anti-corrosion items, facilities, structures, machinery, equipment, and appurtenances of any kind that Atmos, in its sole discretion, may deem necessary or advisable for the exercise of the franchise and rights granted to ATMOS herein.

Section 1.2. Pipelines. The term “pipelines” shall mean any and all above-ground and below-ground pipes, including but not limited to, mains, distribution lines, secondary lines, laterals, and other pipes, that have been, are being, or are intended to be used at any time in, or in connection with, the sale, transportation, or distribution of natural gas within and beyond the City limits.

ARTICLE II

TERM

Section 2.1. Term. The term of the franchise and rights hereby granted to Atmos shall be for a period of twenty (20) years, commencing on the later of (i) thirty (30) days after the date of publication of this Ordinance in accordance with law or (ii) the expiration of the franchise held by Atmos immediately preceding this franchise.

ARTICLE III

GRANT OF SPECIFIC RIGHTS TO ATMOS ENERGY

In addition to the franchise and rights granted herein to Atmos, the City acknowledges that ATMOS has, and hereby grants to Atmos, the following rights and powers:

Section 3.1. Reconnection Charges. In addition to any and all other proper charges, Atmos may charge and collect from any consumer whose service has been discontinued by Atmos a reasonable reconnection fee or similar charge for recommencing service to such consumer, as allowed by applicable statutes, ordinances, rules, and regulations of any federal or state governmental authority or agency.

Section 3.2. Adoption of Rules. From time to time during the term hereof, Atmos may, subject to any and all valid and applicable statutes, ordinances, rules, and regulations of any federal or state governmental authority or agency, make and enforce reasonable rules pertaining to Atmos’ business and operations, including, but not limited to, requiring payment on or before a specified day each month for all services furnished during the preceding month with the right to disconnect and discontinue service to delinquents.

Section 3.3. Omitted.

Section 3.4. Right of Use. Atmos is hereby specifically granted a right of use on all present and future streets, roads, highways, alleys, bridges, public ways, and other immovable property owned by or under the control of the City for purposes of maintaining, constructing, laying, repairing, replacing, installing, and operating any and all components of the Gas System, together with access, at all times and from time to time, to such streets, roads, highways, alleys, bridges, public ways, and other immovable property during the term hereof.

ARTICLE IV

OBLIGATIONS OF ATMOS

Section 4.1 Franchise Fee.

- (a) As consideration for the grant of the franchise and rights herein and for the use by Atmos of the streets, roads, highways, alleys, bridges, public ways, and other immovable property owned or controlled by the City, Atmos shall pay to the City, within thirty (30) days after the end of each calendar quarter, a franchise fee equal to four percent (4%) of Atmos' gross receipts derived from the sale, transportation, and distribution by Atmos of natural gas at retail to residential and commercial consumers located within the City limits during the preceding calendar quarter provided if Atmos, subsequent to the effectiveness of this franchise, enters into a franchise agreement with any other municipality, parish or other political subdivision in Louisiana that provides for a franchise fee calculated on a percentage of gross receipts that is greater than four (4%) percent in such event Atmos shall for the remaining term of this franchise calculate the franchise fee provided herein utilizing such higher percentage.
- (b) The franchise fee, together with any and all charges of the City for water, sewage, and garbage services provided by the City to Atmos, any and all sales taxes collected by Atmos, and any and all ad valorem taxes assessed by the City against Atmos' property, shall constitute the only amounts for which Atmos shall be obligated to pay to the City for the franchise rights granted herein.

Section 4.2. No Obstruction of Public Property. Atmos shall not unnecessarily or for any unreasonable period of time obstruct or interfere with the public use of any of the streets, roads, highways, alleys, bridges, public ways, or other immovable property owned or controlled by the City.

Section 4.3. Repair of Damages. Atmos shall repair any and all damages caused by Atmos to any streets, roads, highways, alleys, bridges, public ways, or other immovable property owned or controlled by the City and shall restore, as nearly as practicable, such property to substantially its condition immediately prior to the incident causing such damage. Atmos shall commence such repairs immediately upon completion of the work or activity in which Atmos was involved at the time the damage occurred and shall complete such repairs as promptly as possible.

Section 4.4. Conduct of Work and Activities. Atmos shall supply natural gas throughout and to the City and its inhabitants thereof and all persons, companies and structures therein located, in accordance with Atmos' Standard Terms and Conditions Applicable to Natural Gas Service set forth in its Tariff on file with the Louisiana Public Service Commission. Atmos shall use reasonable care in conducting its work and activities in order to prevent injury to any person and unnecessary damage to any immovable or personal property. Atmos shall fully comply with all existing and future statutes, ordinances, rules, and regulations of any local, federal or state governmental authority or agency pertaining to Atmos' business and operations,

Section 4.5. Extension of Gas System. Atmos shall, at its sole expense, extend its Gas System in order to serve additional consumers in accordance with the Standard Terms and Conditions for Natural Gas Service as now approved or as may hereafter be approved by the Louisiana Public Service Commission.

Section 4.6. Service to New Areas. If during the term of this franchise the boundaries of the City are expanded, the City will promptly notify Atmos in writing of any geographic areas annexed by the City during the term hereof ("Annexation Notice"). Any such Annexation Notice shall be sent to Atmos by certified mail, return receipt requested, and shall contain the effective date of the annexation, maps showing the annexed area and such other information as Atmos may reasonably require in ascertaining whether there exist any customers of Atmos receiving natural gas service in said annexed area. To the extent there are such Atmos customers therein, then the gross revenues of Atmos derived from the sale and distribution of natural gas to such customers shall become subject to the franchise fee provisions hereof effective on the first day of Atmos' billing cycle immediately following Atmos' receipt of the Annexation Notice. The failure by the City to advise Atmos in writing through proper Annexation Notice of any geographic areas which are annexed by the City shall relieve Atmos from any obligation to remit any franchise fees to City based upon gross revenues derived by Atmos from the sale and distribution of natural gas to customers within the annexed area until City delivers an Annexation Notice to Atmos in accordance with the terms hereof.

Section 4.7. Hold Harmless and Indemnity. Atmos shall protect and hold harmless the City from all demands, claims, actions, losses, damages, liabilities, penalties, costs and expenses, including

reasonable attorney fees, asserted against or incurred by the City arising out of or in connection with or resulting from the negligent actions or omissions of Atmos and its contractors and agents under this agreement, including the failure of Atmos to comply with its obligations under this agreement.

ARTICLE V

GENERAL PROVISIONS

Section 5.1. Force Majeure. Notwithstanding anything expressly or impliedly to the contrary contained herein, in the event Atmos is prevented, wholly or partially, from complying with any obligation or undertaking contained herein by reason of any event of force majeure, then, while so prevented, compliance with such obligations or undertakings shall be suspended, provided that to the extent Atmos derives any gross receipts from the sale, transportation, and distribution of natural gas at retail to residential and commercial consumers located within the City limits during a calendar quarter in which Atmos experiences an event of force majeure, Atmos shall not be excused from its obligation to pay the franchise fee pursuant to Article IV due for all such gross receipts. The term “force majeure,” as used herein, shall mean any cause not reasonably within Atmos’ control and includes, but is not limited to, acts of God, strikes, lock-outs, wars, terrorism, riots, orders or decrees of any lawfully constituted federal, state, or local body, contagions or contaminations hazardous to human life or health, fires, storms, floods, wash-outs, explosions, breakages or accidents to machinery or lines of pipe, inability to obtain or the delay in obtaining rights-of-way, materials, supplies, or labor permits, temporary failures of gas supply, or necessary repair, maintenance, or replacement of facilities used in the performance of the obligations contained in this Ordinance.

Section 5.2. Amendments. This Ordinance and the franchise and rights granted herein may be amended only by written agreement of the City, duly authorized, and Atmos to such amendment.

Section 5.3. Repeal of Conflicting Ordinances. All other ordinances of the City or portions thereof that are in conflict or inconsistent with any of the terms or provisions of this Ordinance are hereby repealed to the extent of such conflict or inconsistency.

Section 5.4. Severability. In the event any part of this Ordinance is determined to be invalid or illegal for any reason whatsoever, such invalidity or illegality shall not affect the validity or legality of this Ordinance as a whole or of any parts hereof.

Section 5.5. Binding Effect. This Ordinance shall extend to, be binding upon, and inure to the benefit of, the parties hereto and their respective successors and assigns.

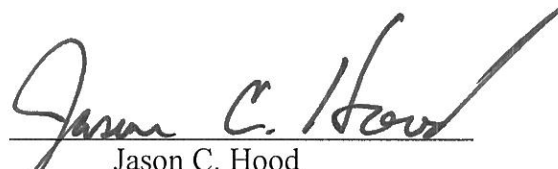
Section 5.6. Section and Other Headings. The section and other headings contained in this Ordinance are for reference purposes only and shall not affect in any way the meaning or interpretation of this Ordinance.

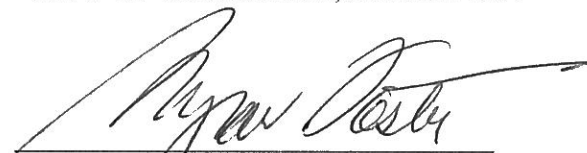
The foregoing ordinance was offered on the **3th** day of **December, 2013** by Robert “Bobby” Martin, who moved for its adoption and which motion was seconded by Lemar Marshall. The ordinance having been so offered was submitted to a vote as a whole and adopted by the Mayor and City Council of Hammond, Louisiana by the following vote:

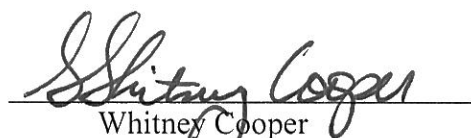
Yeas:3 Nays:0 Absent:2

The foregoing ordinance was then declared adopted and was approved and signed by the Mayor on the **4th**, day of **December, 2013** and ordered published.

CITY OF HAMMOND, LOUISIANA


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

By signing below Atmos Energy Corporation, represented by its authorized officer, agrees to all of the terms and conditions contained in the foregoing ordinance and the obligation set forth therein.

ATMOS ENERGY CORPORATION

By: _____
Tom Hawkins
President (Louisiana Division)

Date: _____

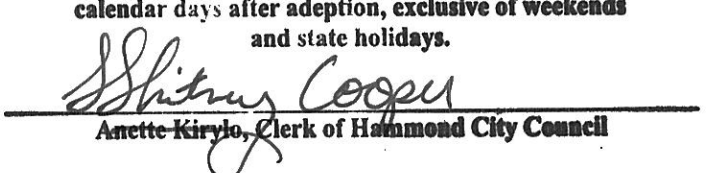
City/City’s Mailing Address and Phone Number:

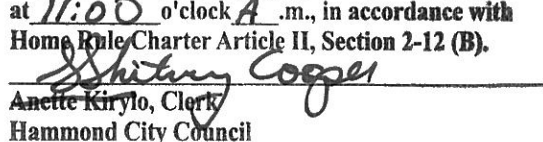
City of Hammond

P.O. Box 2788

310 East Charles Street

Hammond, Louisiana 70401-2788

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 4th day of December, in the year 2013 at 10:50 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 4th day of December in the year 2013 at 11:00 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5359 C.S.**

**Final Approval of Thames Subdivision
(SDF2013-8-3)**

WHEREAS, on March 6, 2008 the Planning Commission recommended approval of Thames Subdivision and the construction for the extension of West Robert St (SDP2007-10-3)

WHEREAS, on April 15, 2008 the Hammond City Council approved the Thames Subdivision by Ordinance#08-5079;

WHEREAS, on April 15, 2009 the preliminary approved expired due to no construction of infrastructure improvements according to **Subdivision Ord#2325 Section 2.2 Preliminary Subdivision Plans-Procedures, requirement (2)(7);**

WHEREAS, on November 7, 2013 the Planning Commission approved the amended Thames Subdivision and waived the construction of sidewalks along the extension of W. Robert Street.;

WHEREAS, the Planning Commission recommended acceptance of dedication of all public improvements, acceptance of dedication for the extension of W. Robert Street right of way being 60' x 140.05' in accordance with amended final plat by Andrew N. Faller (attached hereto and made a part hereof) and construction plans by Duplantis Design Group, and acceptance of performance bond/letter of credit for the construction of all public improvements with the following conditions being met prior to submission to the Hammond City Council:

- 1) Provide cost estimate of construction for review;
- 2) Provide draft performance bond/letter of credit for review;
- 3) Adding signature line additional owner for off-site drainage and utility servitude to the dedication statement on the final plat, and including obtaining this signature;
- 4) Changing design engineer signature line to read Duplantis Design Group instead of Spangler Engineering;
- 5) Meeting all city departments and review engineer comments;
- 6) Providing a complete set of signed and stamped final set of construction plans and final plat.

NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the following in accordance with the amended final plat of Thames Subdivision (Lots 2A, 3A, 4A, & 5A) by Andrew N. Faller (attached hereto and made a part hereof) and construction plans by Duplantis Design Group subject to conditions as listed above being satisfied prior to the signing and recordation of this referenced plat:

Section 1: Acceptance of dedication of sewer and water improvements located in the extension of WestRobert St. & in the off site servitude.

Section 2: Acceptance of the extension of the West Robert St. right of way being 60' x 140.05'


Section 3: Acceptance of performance bond/letter of credit for the construction of public improvements in the amount of \$60,000 expiring on 12/3/2014.

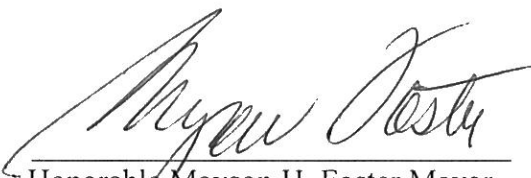
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **November 19th, 2013** of the Hammond City Council and discussed at a public meeting held on **December 3rd, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Lemar Marshall and Second by Robert "Bobby" Martin the foregoing ordinance was hereby declared adopted on **December 3rd, 2013** by the following roll call vote:

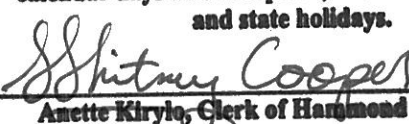
Votes: Johnny Blount (A) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (A) Motion approved.

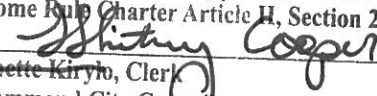
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **3rd, Day of December in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 4th day of December, in the year 2013 at 10:50 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 4th day of December in the year 2013 at 11:00 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5358 C.S.**

Surplus Items

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

This ordinance has been approved authorizing for Council to declare surplus item(s) below to be sold on GovsDeals.com.

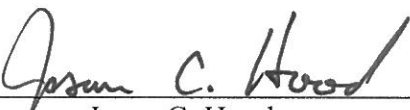
- 1999 Dodge 350; Unit# 444; Vin# 3B6MC3656XM543006
- 1997 Kubota Tractor; Unit# 394; Model# B2400
- 1994 Kubota Tractor; Unit# 307; Model# B2150
- 1994 Kubota Tractor; Unit# 311; Model# L2650
- 2003 Dodge Durango; Unit# 558; Vin# 1D4HR38N83F550268
- 2002 Dodge Ram 3500; Unit# 535; Vin# 3B7KC26722M246338
- 1998 Crown Vic; Unit# 423; Vin# 2FAFP71WXWX164602

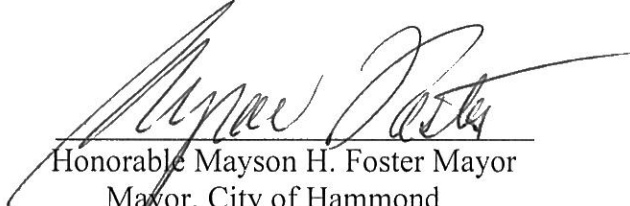
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **November 19th, 2013** of the Hammond City Council and discussed at a public meeting held on **December 3rd, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

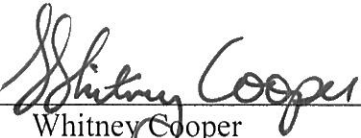
On motion by Lemar Marshall and Second by Robert "Bobby" Martin the foregoing ordinance was hereby declared adopted on **December 3rd, 2013** by the following roll call vote:

Votes: Johnny Blount (A) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (A) Motion approved.

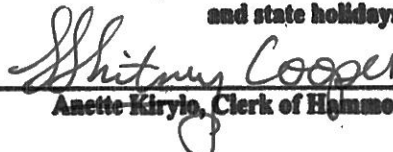
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **3rd, Day of December in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

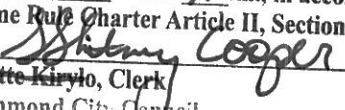

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 4th day of December, in the year 2013 at 10:50 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


Anette Kiryo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 4th day of December in the year 2013 at 11:00 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5357 C.S.**

AN ORDINANCE TO AMEND ORDINANCE #12-5283 AS REQUESTED BY ALACK PROPERTIES LLC (GREG ALACK) TO EXTEND DEADLINE TO CONSTRUCT CUL-DE-SAC ON ARC WAY IN ALACK BUSINESS PARK

Subdivision Case #SDF2009-8-1

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

WHEREAS, on October 3, 2013 the Planning Commission recommended approval to extend the deadline to construct the cul-de-sac on Arc Way until 10/04/2014 with the condition that the cul-de-sac shall be constructed and accepted by the City Council prior to issuance of any certificates of occupancy on lots 2,3,4A, or 4B;

WHEREAS, the Planning Commission recommended acceptance of the performance bond extension in the amount of \$69,500 to expire on 10/04/2014; and

WHEREAS, the Planning Commission recommended amendment of Ordinance #12-5283 to accept the extension of the performance bond for the construction of the cul-de-sac to expire on 10/04/2014 and add the condition the cul-de-sac shall be constructed and accepted by the City Council prior to issuance of any certificates of occupancy on lots 2,3,4A, or 4B.


NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby accepts the extension of the deadline for the construction of the cul-de-sac on Arc Way to expire on 10/04/2014 and hereby approves the amendment of Ordinance #12-5283 to extend the one-year performance bond in the amount of \$69,500 to expire on 10/04/2014 with the condition that the cul-de-sac shall be constructed and accepted by the City Council prior to the issuance of any certificates of occupancy on lots 2,3,4A, or 4B.

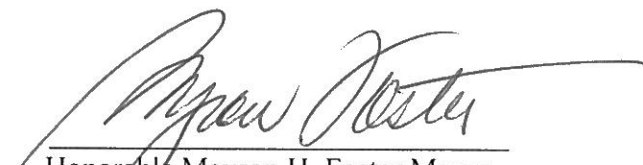
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **October 15th, 2013** of the Hammond City Council and discussed at a public meeting held on **November 5th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

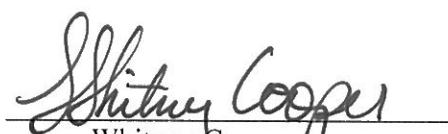
On motion by Mike Williams and Second by Robert "Bobby" Martin the foregoing ordinance was hereby declared adopted on **November 5th, 2013** by the following roll call vote:

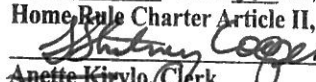
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **5th**, Day of November in the year **2013**, at Hammond, Tangipahoa Parish, Louisiana.

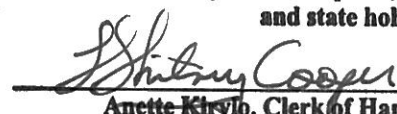

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 12 day of November in the year 2013
at 8:18 o'clock A.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article
Section 2-12 (A), the above Ordinance was delivered
to the Mayor of the City of Hammond on the
12 day of November, in the year 2013
at 8:17 o'clock A.m. said delivery being with
calendar days after adoption, exclusive of week
and state holidays.


Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5356 C.S.**

Renaming of Alabama Street to George Perkins Sr. Drive

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

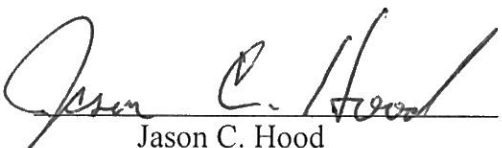
An ordinance has been accepted to change the name of Alabama Street to George Perkins Sr. Drive (approx 50' wide and 1282' in length) in its entirety from the east starting at J. W. Davis Drive running west to Mooney Ave. as a part of the Colonial Place Addition.

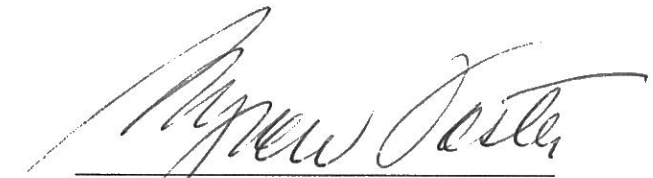
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **October 1st, 2013** of the Hammond City Council and discussed at a public meeting held on **October 15th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

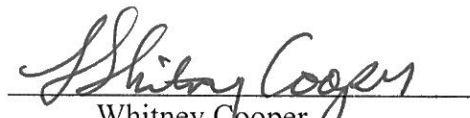
On motion by Robert "Bobby" Martin and Second by Johnny Blount the foregoing ordinance was hereby declared adopted on **October 15th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

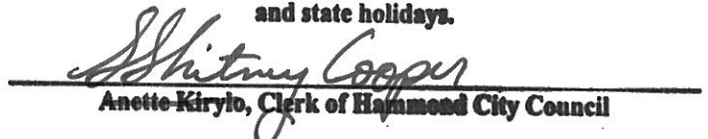
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **15th, Day of October in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

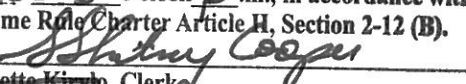

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
16th day of October, in the year 2013
at 12:45 o'clock p.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kiryo, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 16th day of October in the year 2013
at 3:00 o'clock p.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5355 C.S.**

**AN ORDINANCE AUTHORIZING THE INTERNAL BORROWING OF SALES TAX FUNDS FOR
THE AIR TRAFFIC CONTROL TOWER PROJECT**

Whereas, the timely commencement and completion of the Air Traffic Control Tower Project at the Hammond Northshore Regional Airport is in the best interests of the City; and

Whereas, funds are immediately available in the City of Hammond Sales Tax Fund No. 20395000-590185 which funds may be used in order to allow the timely commencement and completion of the Air Traffic Control Tower Project; and

Whereas, that certain parcel of property described as 17 acres more or less, formerly a part of the Hammond Municipal Airport, owned by the City of Hammond and previously approved for sale by the Hammond City Council will be sold to generate the funds to re-pay the Sales Tax Fund,

Now therefore be it ordained that:

A. The City Council authorizes the borrowing of funds from the Sales Tax Fund No. 20395000-590185 in an amount not to exceed \$ 350,000 for the Air Traffic Control Tower Project at the Hammond Northshore Regional Airport;

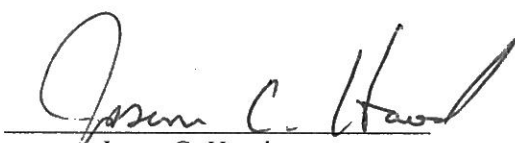
B. All proceeds from the sale of a certain parcel of property described as 17 acres more or less, formerly a part of the Hammond Municipal Airport, owned by the City of Hammond and previously approved for sale by the City Council, are dedicated to the repayment of funds borrowed from the Sales Tax Fund.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **October 1st, 2013** of the Hammond City Council and discussed at a public meeting held on **October 15th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Mike Williams and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **October 15th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y)
Motion approved.

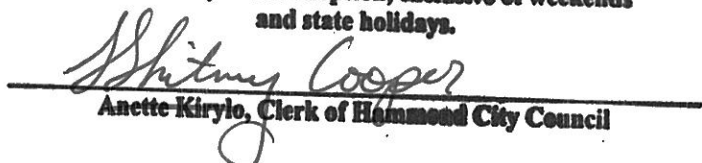
WHEREFORE the above and foregoing ordinance was declared duly adopted on this 15th, Day of October in the year 2013, at Hammond, Tangipahoa Parish, Louisiana.

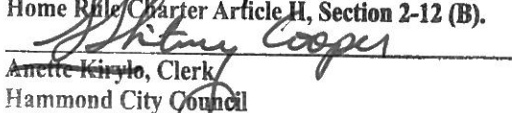

Jason C. Hood
President, Hammond City Council

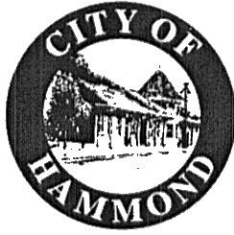

Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 16th day of October, in the year 2013 at 12:45 o'clock P..m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 16th day of October in the year 2013 at 3:00 o'clock P..m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5354 C.S.**

**REQUIEREMENTS
OF
DISCHARGE OF WASTEWATER**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An ordinance has been approved to amend Ordinance No. 10-5197 C.S. establishing certain requirements for the discharge of wastewater in the City of Hammond and amending Division 4 to Article II, Chapter 32 of the Code of Ordinances.

Amend current Sec. 32-71 as follows:

Sec. 32-71. - DEFINITIONS

ADD THE FOLLOWING DEFINITIONS:

Micrograms per liter (ug/L). The same as parts per billion and is a weight-to-volume ratio; the micrograms per liter value multiplied by the factor 0.00834 shall be equivalent to pounds of analyte per million gallons of wastewater discharged.

Sewer service surcharge. A surcharge applied to the monthly water and sewer charges billed to the SIU based on an excessive discharge of industrial waste by the SIU.

Sec.32-85. – USER CHARGES FOR EXCESSIVE DISCHARGES OF INDUSTRIAL WASTE

CHANGE SEC. (b)(1) TO CORRECT SEWER SERVICE CHARGE (SC) FORMULA AS FOLLOWS:

$$SC \text{ (SEWER SERVICE SURCHARGE)} = (2A/1000) \times R$$

CHANGE SEC. (b)(2) TO READ AS FOLLOWS:

Effective November 1, 2013, and thereafter, during any month that a SIU has a monthly zinc metal loading limit greater than that stipulated in the city's current Water Discharge Permit issued by the Louisiana Department of Environmental Quality Office of Environmental Services, the SIU may be assessed a Sewer Service Surcharge. Monthly loading shall be calculated based on the following formula:

$$\text{Loading (lbs/day)} = A \times B \times 0.00834$$

Where: A = Zinc metal concentration in micrograms per liter (ug/L) and based on the average concentration of 24-hour composite samples collected during the month at the control manhole.

B = Flow in million gallons of wastewater discharged per day (MGD) by the SIU and based on the monthly average of daily discharge flows as determined by a calibrated flow meter. Where no flow meter is

available for determining the daily discharge flow, the daily average of the monthly volume of water charged to the SIU by the city – expressed in MGD shall serve as the flow value.

REQUIREMENTS OF DISCHARGE OF WATERWASTE

The monthly surcharge shall be calculated by the formula defined in (b)(1) above and billed to the SIU (This surcharge shall be added to the usual monthly water and sewer service charges paid by the SIU.).

CHANGE SEC. (b)(3) TO READ AS FOLLOWS:

Effective November 1, 2013, and thereafter, during any month that a SIU has a monthly copper metal loading limit greater than that stipulated in the city's current Water Discharge Permit, the SIU may be assessed a Sewer Service Surcharge. Monthly loading shall be calculated based on the formula defined in (b)(2) above.

The monthly surcharge shall be calculated by the formula defined in (b)(1) above and billed to the SIU (This surcharge shall be added to the usual monthly water and sewer service charges paid by the SIU.).

CHANGE SEC. (b)(4) TO READ AS FOLLOWS:

Effective November 1, 2013, and thereafter, during any month that a SIU has a monthly mercury metal loading limit greater than that stipulated in the city's current Water Discharge Permit, the SIU may be assessed a Sewer Service Surcharge. Monthly loading shall be calculated based on the formula defined in (b)(2) above.

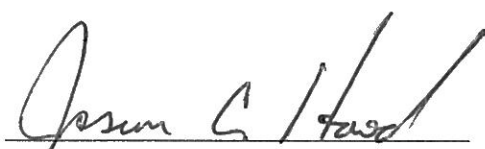
The monthly surcharge shall be calculated by the formula defined in (b)(1) above and billed to the SIU (This surcharge shall be added to the usual monthly water and sewer service charges paid by the SIU.).

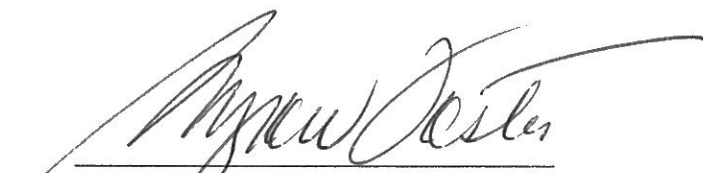
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **October 1st, 2013** of the Hammond City Council and discussed at a public meeting held on **October 15th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Mike Williams and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **October 15th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **15th, Day of October** in the year **2013**, at Hammond, Tangipahoa Parish, Louisiana.



Jason C. Hood
President, Hammond City Council

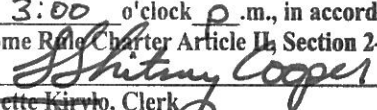

Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 16th day of October, in the year 2013 at 12:45 o'clock p.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 16th day of October in the year 2013 at 3:00 o'clock p.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5353 C.S.**

**1 Year Extension for Permanent Cul-de-Sac
Providence Ridge Subdivision Phase II
(SDF2008-8-2)**

WHEREAS, on October 7, 2008 City Council granted the final approval and acceptance of \$40,000 Letter of credit/Performance Bond for Providence Ridge, Phase II with the condition that a permanent cul-de-sac be constructed within 2 years at the end of Dr. John Lambert Drive (Ord#08-5121)

WHEREAS, on October 7, 2010 Planning Commission recommended approval and to amend Ord#08-5121 to the City Council to extend the requirements to construct a permanent cul-de-sac at the end of Dr. John Lambert Drive in Providence Ridge, Phase II, and accept and \$40,000 Letter of Credit/Performance Bond expiring on 9/17/2012.

WHEREAS, on November 3, 2010 City Council approved the amendment of Ord#08-5121 to extend the Letter of Credit/Performance Bond (\$40,000) for the construction of cul-de-sac at the end of Dr. John Lambert Drive expiring on 9/17/2012 (Ord#10-5226)

WHEREAS, on September 18, 2021 City Council approved the amendment of Ord#10-5226 to extend the Letter of Guaranty/Performance Bond (\$40,000) for the construction of the cul-de-sac at the end of Dr. John Lambert Drive expiring on 9/17/3013 (Ord#12-5319)

NOW, THEREFORE, IT BE ORDAINED, the City Council of Hammond, Louisiana hereby approves an amendment to Ordinance #12-5319 to extend Letter of Guaranty in the amount of \$40,000 for the construction of a permanent cul-de-sac at the end of Dr. John Lambert Drive in Providence Ridge, Phase II expiring on 10/1/2014 (SDF2008-8-2)

The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **September 17th, 2013** of the Hammond City Council and discussed at a public meeting held on **October 1st, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Lemar Marshall and Second by Johnny Blount the foregoing ordinance was hereby declared adopted on **October 1st, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y)
Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **1st, Day of October in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

Jason C. Hood
President, Hammond City Council

Honorable Mayson H. Foster Mayor
Mayor, City of Hammond

Whitney Cooper
Hammond City Council Clerk

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 2nd day of October, in the year 2013 at 1:00 o'clock P.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kiryle, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 2nd day of October in the year 2013 at 2:00 o'clock P.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryle, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5352 C.S.**

**Final Approval for
Garden District Subdivision
(SDF2013-8-2)**

WHEREAS, the Hammond City Council accepted improvements and a one year maintenance bond for the Garden District Subdivision by resolution on October 4, 2005

WHEREAS, the Hammond Planning Commission recommends acceptance of dedication of Octavia Street and Freret Street (60' right of ways), all public utilities, a 10' utility servitudes along said right of ways, and 15' sewer servitude in accordance with revised plat by Wm. J. Bodin Jr. (SDF2013-8-2)

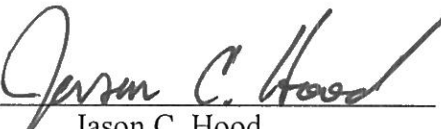
NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby accepts the dedication of Octavia Street and Freret Street (60' right of ways), all public utilities, a 10' utility servitudes along said right of ways, and 15' sewer servitude, all in accordance with revised plat by Wm. J. Bodin Jr. dated revised 9/16/2013, attached hereto and made a part hereof.

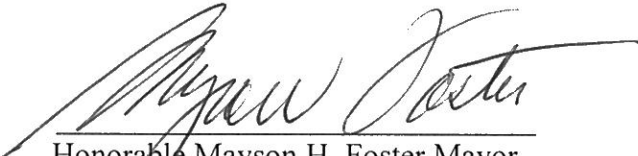
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **September 17th, 2013** of the Hammond City Council and discussed at a public meeting held on **October 1st, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Johnny Blount and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **October 1st, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **1st, Day of October in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council

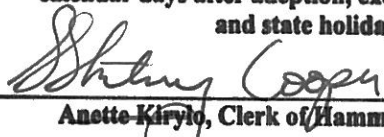

Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

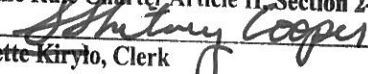
CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the

2nd day of October, in the year 2013
at 1:00 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 2nd day of October in the year 2013
at 2:00 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).


Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND, STATE OF LOUISIANA
ORDINANCE N° 13-5351 C.S.**

**Issuance of Not Exceeding Five Million Dollars of
Taxable Sewer Revenue Bonds**

The following ordinance having been introduced at a duly convened meeting on September 3, 2013, notice of the introduction having been duly published in the official journal and a public hearing having been held this date, was offered for final adoption by Robert "Bobby" Martin and seconded by Lemar Marshall:

ORDINANCE NO. 13-5351 C.S.

An ordinance authorizing the issuance of not exceeding Five Million Dollars (\$5,000,000) of Taxable Sewer Revenue Bonds, Series 2013, of the City of Hammond, State of Louisiana, prescribing the form, terms and conditions of said Bonds; providing for the payment thereof; entering into certain other covenants and agreements in connection with the security and payment of said Bonds; selling said Bonds to the Clean Water State Revolving Fund; authorizing the execution of a Loan and Pledge Agreement and other loan documents with the Louisiana Department of Environmental Quality; providing for the delivery of the Bonds to said Department; and providing for other matters in connection therewith.

WHEREAS, the City of Hammond, State of Louisiana (the "City") now owns and operates a sewerage system (the "System") as a revenue-producing work of public improvement, and desires to construct and acquire improvements and replacements to the System, including equipment (the "Project"); and

WHEREAS, the City proposes to finance a portion of the cost of the Project through the issuance of its Taxable Sewer Revenue Bonds payable as to principal and interest from a dedication and pledge of the income and revenues derived or to be derived from the operation of the entirety of the System, pursuant to the provisions of Part XIII, Chapter 4 and Chapter 13, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, including R.S. 30:2301 *et seq.* (the "Act") subject to the prior payment of the reasonable and necessary expenses of operating and maintaining the System (the "Net Revenues"); and

WHEREAS, pursuant to the authority of the Act the City, by a resolution adopted July 16, 2013, by the Council of the City (the "Governing Authority"), gave notice of its intention to issue revenue bonds of the City in an amount not exceeding \$5,000,000 without the necessity of the holding of an election thereon, and the City held a public hearing thereon on August 20, 2013, at which no objections were made to the issuance of such Bonds and no petitions were filed requesting an election thereon; and

WHEREAS, it is now the desire of this Governing Authority to authorize the issuance of up to Five Million Dollars (\$5,000,000) of "Taxable Sewer Revenue Bonds, Series 2013, of the City of Hammond, State of Louisiana" (the "Bonds") in accordance with the terms and provisions of the Act and for the purposes set forth above; and

WHEREAS, the City currently has no outstanding bonds or other indebtedness payable from a pledge and dedication of the Net Revenues;

WHEREAS, the United States of America, pursuant to the Clean Water Act of 1972, as amended by the Water Quality Act of 1987, specifically Subchapter VI, Chapter 26 of Title 33 of the United States Code (the "Federal Act"), is authorized to make capitalization grants to states to be used for the purpose of establishing a water pollution control revolving fund for providing assistance (i) for construction of treatment works (as defined in Section 1292 of the Federal Act) which are publicly

owned, (ii) for implementing a management program under Section 1329 of the Federal Act and (iii) for developing and implementing a conservation and management plan under Section 1330 of the Federal Act; and

WHEREAS, the State of Louisiana (the "State"), pursuant to Subtitle II, Chapter 14 of Title 30 of the Louisiana Revised Statutes of 1950, as amended, specifically La. R.S. 30:2301, *et seq.*) (the "State Act"), has established a Clean Water State Revolving Fund (the "State Revolving Fund") in the custody of the Department of Environmental Quality (the "Department") to be used for the purpose of providing financial assistance for the improvement of wastewater treatment facilities in the State, as more fully described in Section 2302 of the State Act, and has authorized the Department to administer the State Revolving Fund in accordance with applicable federal and state law; and

WHEREAS, the City has made application to the Department for a loan from the State Revolving Fund to finance a portion of the costs of the Project and the Department has approved the City's application for such loan; and

WHEREAS, the Bonds authorized herein will be issued to represent the City's obligation to repay the loan from the State Revolving Fund; and

WHEREAS, the City desires to fix the details necessary with respect to the issuance, sale and delivery of the Bonds, and to provide for the authorization and issuance thereof, as hereinafter provided;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hammond, State of Louisiana, acting as the Governing Authority of the City, that:

Definitions. As used herein, the following terms shall have the following meanings, unless the context otherwise requires:

"Act" means Part XIII, Chapter 4 and Chapter 13, Title 39 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority, including R.S. 30:2301 *et seq.*

"Additional Parity Bonds" shall mean any *pari passu* additional bonds that may hereafter be issued pursuant to Section 0 hereof on a parity with the Bonds.

"Administrative Fee" means the annual fee equal to one-half of one percent (0.50%) per annum of the outstanding principal amount of the Bonds, or such lesser amount as the Department may approve from time to time, which shall be payable each year in two equal semi-annual installments on each Interest Payment Date.

"Authorized Officers" means collectively the Mayor and Clerk of the Council, or such other person or persons authorized pursuant to a resolution or ordinance of the Governing Authority to act as an authorized officer of the City to perform any act or execute any document relating to the Loan, the Bonds or the Loan Agreement.

"Bond" or **"Bonds"** means the City's Taxable Sewer Revenue Bonds, Series 2013, issued by this Bond Ordinance in the total aggregate principal amount of not exceeding Five Million Dollars (\$5,000,000), and any bond of said issue, whether initially delivered or issued in exchange for, upon transfer of, or *in lieu* of any previously issued.

"Bond Ordinance" means this ordinance authorizing the issuance of the Bonds.

"Bond Register" means the registration books of the Paying Agent (initially the Finance Director of the City), in which registration of the Bonds and transfers of the Bonds shall be made as provided herein.

"Bond Year" means the one year period ending on each October 1.

"Business Day" means a day of the year on which banks located in the City of New Orleans are not required or authorized to remain closed and on which the New York Stock Exchange is not closed.

"City" means the City of Hammond, State of Louisiana.

"Completion Date" means the earlier of (i) the date of the final disbursement of the purchase price of the Bonds to the City, or (ii) the date the operation of the Project is initiated or capable of being initiated, as certified by an Authorized Officer in accordance with the Loan Agreement.

"Consulting Engineer" means a regionally known consulting engineer or firm of consulting engineers with skill and experience in the construction and operation of publicly owned drinking water and wastewater disposal systems.

"Defeasance Obligations" shall mean (i) cash, or (ii) non callable Government Securities.

"Department" means the Louisiana Department of Environmental Quality, an executive department and agency of the State of Louisiana, and any successor to the duties and functions thereof.

"Fiscal Year" means the City's one-year accounting period determined from time to time by the Governing Authority as the fiscal year of the City, currently being the year beginning each July 1.

"Governing Authority" means the Council of the City of Hammond, State of Louisiana.

"Government Securities" means direct obligations of, or obligations the timely payment of the principal of and interest on which are fully and unconditionally guaranteed by the United States of America, which are non callable prior to their maturity and 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 each April 1 and October 1, commencing April 1, 2014.

"Loan" means the loan made by the Department from the State Revolving Fund to the City pursuant to the Loan Agreement, the obligation to repay which Loan is evidenced by the Bonds.

"Loan Agreement" means the Loan and Pledge Agreement to be entered into by and between the Department and the City prior to the delivery of the Bonds, in substantially the form attached hereto as Exhibit B, which will contain certain additional agreements relating to the Bonds and the Project, as it may be supplemented or amended from time to time in accordance with the provisions thereof.

"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 City and used or useful in the operation of the System, including real estate, personal and intangible properties, contracts, franchises, leases and choses in action, after the payment therefrom of the reasonable and necessary expenses of operating and maintaining the System.

"Outstanding" when used with respect to Bonds means, as of the date of determination, all Bonds theretofore issued and delivered under this Bond Ordinance, except:

- (a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
- (b) Bonds for whose payment or redemption sufficient funds have been theretofore deposited in trust for the Owners of such Bonds as provided in Section 0 herein provided that, if such Bonds are to be redeemed, irrevocable notice of such redemption has been duly given or provided for pursuant to this Bond Ordinance, to the satisfaction of the Paying Agent, or waived;
- (c) Bonds in exchange for or *in lieu* of which other Bonds have been registered and delivered pursuant to this Bond Ordinance; and
- (d) Bonds alleged to have been mutilated, destroyed, lost or stolen which have been paid as provided in this Bond Ordinance.

"Owner" or "Owners" when used with respect to any Bond means the Person in whose name such Bond is registered with the Finance Director of the City.

"Paying Agent" means the Finance Director of the City, unless and until a successor Paying Agent shall have assumed such responsibilities pursuant to this Bond Ordinance.

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

"Principal Payment Date" means each October 1, commencing not later than one year after the completion of the Project and the final payment date to fall not exceeding nineteen years from the first principal payment date thereafter for a total of twenty (20) consecutive annual payment dates, providing that in no event shall the final maturity of the Bonds be more than twenty-two (22) years from the date of the Bonds.

"Purchaser" means the Department, being the original purchaser of the Bonds.

"Project" means the construction and acquisition of improvements and replacements to the System, including equipment, and as further described in the Loan Agreement.

"Qualified Investments" shall mean the following, provided that the same are at the time legal for investment of the City's funds and, if required by law, are secured at all times by collateral described in clause (a) below:

- (a) Government Securities, including obligations of any of the federal agencies set forth in clause (b) below to the extent unconditionally guaranteed by the United States of America and any certificates or any other evidences of an ownership interest in obligations or in specified portions thereof (which may consist of specified portions of the interest thereon) of the character described in this clause (a) such as those securities commonly known as CATS, TIGRS and/or STRIPS;
- (b) bonds, debentures or other evidences of indebtedness issued by the Private Export Funding Corporation, Federal Home Loan Bank System, Federal Home Loan Mortgage Corporation, Federal National Mortgage Association and Student Loan Marketing Association;
- (c) certificates of deposit, whether negotiable or nonnegotiable, issued by any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State which is a member of the Federal Deposit Insurance Corporation and which are secured at all times by collateral described in clause (a) above;
- (d) certificates of deposit, savings accounts, deposit accounts or money market deposits of any bank or trust company organized under the laws of the State or any national banking association having its principal office in the State which are fully insured by the Federal Deposit Insurance Corporation; and
- (e) the Louisiana Asset Management Pool (LAMP).

"Record Date" for the interest payable on any Interest Payment Date means the 15th calendar day of the month next preceding such Interest Payment Date, whether or not such day is a Business Day.

"Reserve Fund Requirement" means as of any date of calculation, a sum equal to one-half of the maximum principal and interest requirements for any succeeding Bond Year on the Bonds. The Reserve Fund Requirement for any issue(s) of Additional Parity Bonds shall be defined in the ordinance(s) authorizing the issuance of such Additional Parity Bonds.

"System" means the sewer system of the City, as now existing and as constructed, acquired, extended and improved with the proceeds of the Bonds or as said 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 City and used or useful in the operation of said System, including real estate, personal and intangible properties, contracts, franchises, leases and choses in action.

Authorization of Bonds. In compliance with and under the authority of the Act, and other constitutional and statutory authority, there is hereby authorized the incurring of an indebtedness of not exceeding Five Million Dollars (\$5,000,000) for, on behalf of and in the name of the City, for the purpose of financing the construction and acquisition improvements and replacements to the System, including equipment, and for paying costs of issuance of the Bonds. To represent the said indebtedness, the City does hereby authorize the issuance of not exceeding Five Million Dollars (\$5,000,000) of its "Taxable Sewer Revenue Bonds, Series 2013." The Bonds shall be initially issued in the form of a single fully registered Bond numbered R-1, shall be dated the date of delivery thereof and shall be in substantially the form attached hereto as Exhibit A. The Authorized Officers may approve a different

series designation if the Bonds are delivered after the end of 2013 or if it is in their sole judgment preferable to do so.

The Bonds shall mature in twenty (20) installments of principal, payable annually on each October 1, and each annual installment shall be the applicable percentage shown in the following table, rounded to the nearest One Thousand Dollars (\$1,000), of the outstanding principal amount of the Bonds (taking into account any principal forgiveness) on the day before the applicable Principal Payment Date:

<u>Date</u> <u>(October 1)</u>	<u>Percentage</u> <u>of Principal</u>	<u>Date</u> <u>(October 1)</u>	<u>Percentage</u> <u>of Principal</u>
2015	4.564%	2025	9.580%
2016	4.827	2026	10.696
2017	5.120	2027	12.090
2018	5.448	2028	13.884
2019	5.817	2029	16.275
2020	6.235	2030	19.624
2021	6.712	2031	24.647
2022	7.264	2032	33.019
2023	7.907	2033	49.764
2024	8.667	2034	100.000

In the event that the Completion Date of the Project being financed with the Bonds is after October 1, 2015, the principal payment schedule set forth above may be adjusted so that each payment shall be due on the October 1 that is one year later than shown above, provided that in no event shall the final principal payment be later than twenty-two years from the date of delivery.

The unpaid principal of the Bonds shall bear interest from the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, at the rate of forty-five hundredths percent (0.45%) per annum, said interest to be calculated on the basis of a 360-day year consisting of twelve 30-day months and payable on each Interest Payment Date. Interest on the Bonds on any Interest Payment Date shall be payable only on the aggregate amount of the purchase price which shall have been paid theretofore to the City and is outstanding and shall accrue with respect to each purchase price installment only from the date of payment of such installment.

In addition to interest at the rate set forth above, at any time that the Department owns the Bonds the City will pay the Administrative Fee to the Department on each Interest Payment Date. In the event (i) the Department owns any Bonds or the Department has pledged or assigned any Bonds in connection with its State Revolving Fund and (ii) the Administrative Fee payable by the City to the Department under the terms of the Loan Agreement is declared illegal or unenforceable by a court or an administrative body of competent jurisdiction, the interest rate borne by the Bonds shall be increased by one-half of one percent (0.50%) per annum, effective as of the date declared to be the date from which the Administrative Fee is no longer owed because of such illegality or unenforceability. The Administrative Fee shall be calculated in the same manner as interest on the Bonds.

Prepayment. The principal installments of the Bonds are subject to prepayment at the option of the City at any time, in whole or in part, at a prepayment price of par plus accrued interest and accrued Administrative Fee, if any, to the prepayment date and in such case the remaining principal of the Bonds shall continue to mature in installments calculated using the percentages shown in Section 2 above. Official notice of such call for prepayment shall be given by means of first class mail, postage prepaid by notice deposited in the United States Mail not less than thirty (30) days prior to the prepayment date addressed to the Owner of each Bond to be prepaid at his address as shown on the registration records of the Paying Agent. In the event a portion of the Bonds is to be prepaid, such Bonds shall be surrendered to the Paying Agent, who shall note the date and amount of such prepayment in the space provided therefor on the Bonds.

Security for Payment of Bonds. The Bonds shall be secured and payable in principal and interest exclusively by a pledge of the Net Revenues. The said Net Revenues are hereby irrevocably and irrepealably pledged in an amount sufficient for the payment of the Bond in principal and interest as the installments thereof fall due, and the income and revenues thus pledged shall remain so pledged for the security of the Bond in principal and interest until they shall have been fully paid and discharged.

In providing for the issuance of the Bonds, the City does hereby covenant and warrant that it is lawfully seized and possessed of the System, that it has a legal right to pledge the Net Revenues therefrom as herein provided, that the Bonds and the Outstanding Parity Bonds will have a lien and privilege on said Net Revenues subject only to the prior payment from the income and revenues of the System or from other lawfully available sources of all reasonable and necessary expenses of operation and maintenance of the System, and that the City will at all times maintain the System in first class repair and working order and condition.

Bond Ordinance a Contract. The provisions of this Bond Ordinance shall constitute a contract between the City and the Owner or Owners from time to time of the Bonds, and any Owner of any of the Bonds may either at law or in equity, by suit, action, mandamus or other proceedings, enforce and compel the performance of all duties required to be performed by the City as a result of issuing the Bonds.

Sale and Delivery of Bonds. The Bonds are hereby awarded to and sold to the Department at a price of par plus accrued interest, if any, under the terms and conditions set forth in the Loan Agreement, and after their execution the Bonds shall be delivered to the Department or its agents or assigns, upon receipt by the City of the agreed first advance of the purchase price of the Bonds. Pursuant to R.S. 39:1426(B), the City has determined to sell the Bonds at a private sale without necessity of publication of a notice of sale. It is understood that the purchase price of the Bonds will be paid by the Department to the City in installments, in the manner and under the terms and conditions set forth in the Loan Agreement.

Manner of Payment. The principal and interest on the Bonds will be payable by check mailed to the Owner (determined as of the Interest Payment Date) at the address shown on the registration books kept by the Paying Agent for such purpose, provided that payment of the final installment of principal on the Bonds shall be made only upon presentation and surrender of the Bonds to the Paying Agent.

Execution of Bonds and Documents. The Authorized Officers are each hereby empowered, authorized and directed to do any and all things necessary and incidental to carry out all of the provisions of this Bond Ordinance, to execute and deliver the Loan Agreement, and to cause the Bonds to be prepared and/or printed, to issue, execute and seal the Bonds and to effect delivery thereof as hereinafter provided. If facsimile signatures are used on the Bonds, then such signatures shall be registered with the Louisiana Secretary of State in the manner required by La. R.S. 39:244.

In connection with the issuance and sale of the Bonds, the Authorized Officers are each authorized, empowered and directed to execute on behalf of the City such additional documents, certificates and instruments as they may deem necessary, upon the advice of counsel, to effect the transactions contemplated by this Bond Ordinance, including a Commitment Agreement with the Department. The signatures of said officers on such documents, certificates and instruments shall be conclusive evidence of the due exercise of the authority granted hereunder

Registration. The City shall cause the Bond Register to be kept at the principal office of the Paying Agent in which registration of the Bonds and transfers of the Bonds shall be made as provided herein. The Bonds may be transferred, registered and assigned only on the Bond Register, and such registration shall be at the expense of the City. The Bonds may be assigned by the execution of an assignment form on the Bonds or by other instruments 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 Owner) in exchange for such transferred and assigned Bond after receipt of the Bond to be transferred in proper form.

Effect of Registration. The City, the Paying Agent, and any agent of either of them may treat the Owner in whose name any Bond is registered as the Owner of such Bond for the purpose of receiving payment of the principal (and redemption price) of and interest on such Bond and for all other purposes whatsoever, and to the extent permitted by law, neither the City, the Paying Agent, nor any agent of either of them shall be affected by notice to the contrary.

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 Bond is authorized by and is issued in conformity with the requirements of the Constitution and statutes of this State."

Deposit of Bond Proceeds. The proceeds derived from the sale of the Bonds shall constitute a trust fund to be used exclusively for the purposes for which the Bonds are herein authorized to be issued, but the purchaser of the Bonds shall not be obliged to see to the application thereof. All of the proceeds derived from the sale of the Bonds, which shall be paid in installments by the Department in the manner set forth in the Loan Agreement, shall be deposited by the City in a Construction Fund (the "Construction Fund"). The funds in the Construction Fund shall be used solely for the purpose of paying costs of the Project, in the manner set forth in the Loan Agreement, and costs of issuance.

Davis-Bacon Wage Rate Requirements. The City agrees that all laborers and mechanics employed by contractors and subcontractors on the portion of the project that is funded in whole or in part with the Bonds purchased by the Department shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality of the City as determined by the Clerk of the United States Department of Labor ("DOL") in accordance with Subchapter IV of Chapter 31 of Title 40, United States Code. DOL provides all pertinent information related to compliance with the foregoing requirements, including prevailing wage rates and instructions for reporting. The City will ensure that all construction contracts relating to the portion of the Project that is funded in whole or in part with Bonds purchased by the Department will require that the contractor comply with the aforesaid wage and reporting requirements. This section shall not apply to situations where the City may perform construction work using its own employees rather than any contractor or subcontractor.

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

All of the income and revenues derived or to be derived by the City from the operation of the System shall be deposited daily as the same may be collected in a separate and special bank account with the regularly designated fiscal agent bank of the City, and designated as the "Sewer System Revenue Fund" (the "Revenue Fund"), said Fund to be maintained and administered in the following order of priority and for the following express purposes:

- (a) The payment of, first, all reasonable and necessary expenses of operating and maintaining the System.
- (b) The establishment and maintenance of the "Sewer Revenue Bond Sinking Fund" (the "Sinking Fund"), sufficient in amount to pay promptly and fully the principal of and the interest on the Bonds, and any Additional Parity Bonds issued hereafter in the manner provided by this Bond Ordinance, as they severally become due and payable, by transferring from the Revenue Fund to the Sinking Fund, monthly in advance on or before the 20th day of each month of each year, a sum equal to the pro-rata amount of interest falling due on the Bonds and any Additional Parity Bonds on the next Interest Payment Date and the pro-rata amount of the principal falling due on the Bonds and any Additional Parity Bonds on the next principal payment date, together with such additional proportionate sum as may be required to pay said principal and interest as the same respectively become due. The City shall transfer or cause to be transferred from the Sinking Fund to the paying agent(s) for all bonds payable from the Sinking Fund, immediately available funds fully sufficient to pay promptly the principal and interest so falling due on such date.

If Additional Parity Bonds are hereinafter issued by the City in the manner provided in this Bond Ordinance, moneys in the Sinking Fund shall be equally available to pay principal and interest on such Additional Parity Bonds, and payments into the Sinking Fund shall be increased as provided in the ordinance authorizing the issuance of such Additional Parity Bonds. Said fiscal agent bank shall transfer from the Sinking Fund to any paying agent or pay directly to the owner, for all bonds payable from the said Sinking Fund, at least three (3) days in advance of the date on which each payment of principal or interest falls due, funds fully sufficient to pay promptly the principal and/or interest so falling due on such date; except, if payment is made by electronic debit, then such payment shall be made no later than 11:00 a.m. Louisiana time on the day such payment is due.

- (c) The establishment and maintenance of "Sewer Revenue Bond Reserve Fund" (the "Reserve Fund"), containing an account for the Bonds designated the "Series 2013 Account" which shall be funded monthly in advance on or before the 20th day of each month of each year, commencing with the month following the delivery of the Bonds,

with a sum at least equal to at least twenty five percent (25%) of the amount to be paid into the Sinking Fund with respect to the Bonds, the payments into the Series 2013 Account to continue until such time as there has been accumulated in the Series 2013 Account a sum equal to the Reserve Fund Requirement, as defined above. Moneys in the Series 2013 Account may be used only to secure and make payments on the Bonds as to which there would otherwise be default.

In the event that Additional Parity Bonds are issued, then the City may establish additional accounts for each such series of Additional Parity Bonds if required in connection with the issuance of such Additional Parity Bonds, each such account to be designated as the "Series 2013 Account." The money in the accounts of Reserve Fund shall be retained solely for the purpose of paying the principal of and interest on the respective series of bonds payable from the Sinking Fund as to which there would otherwise be default (initially the Bonds and the Outstanding Parity Bonds). With respect to accounts that may be required in connection with the issuance of Additional Parity Bonds, the City shall fund such accounts by transferring from the proceeds of such series or from the Revenue Fund (after making all required payments from said fund as hereinabove described), such amounts as will increase the total amount on deposit in each account in the Reserve Fund to a sum equal to the reserve fund requirement, if any, designated and established for such series of Additional Parity Bonds.

- (d) The establishment and maintenance of the "Sewer Depreciation and Contingency Fund" (the "Contingency Fund") to care for extensions, additions, improvements, renewals and replacements necessary to properly operate the System, by transferring from funds in the Revenue Fund after making the payments required by (a), (b) and (c) above to the Contingencies Fund monthly on or before the 20th day of each month of each year, a sum equal to five percent (5%) of the Net Revenues for the preceding month, provided that such sum is available after provision is made for the payments required under paragraphs (a), (b) and (c) above. Such payments into the Contingencies Fund shall continue until such time as there has been accumulated in the Contingencies Fund the sum of Two Hundred Thousand Dollars (\$200,000), whereupon such payments may cease and need be resumed thereafter only if the total amount of money on deposit in said fund is reduced below the sum of Two Hundred Thousand Dollars (\$200,000), in which event such payments shall be resumed and continue until said maximum amount is again accumulated. In addition to caring for extensions, additions, improvements, renewals and replacements necessary to properly operate the System, the money in the Contingencies Fund may also be used to pay the principal of and the interest on the Bonds for the payment of which there is not sufficient money in the Sinking Fund and Reserve Fund described in paragraphs (b) and (c) above, but the money in said Contingencies Fund shall never be used for the making of improvements and extensions to the System or for payment of principal or interest on Bonds if the use of said money will leave in said Contingencies Fund for the making of emergency repairs or replacements less than the sum of Twenty-Five Thousand Dollars (\$25,000).

Any moneys remaining in the Revenue Fund on the 25th day of each month after making the required payments described in (a), (b) and (c) above for the current month and for prior months during which the required payments may not have been made, shall be considered as surplus. Such surplus may be used by the City for any lawful purpose, including retiring Bonds in advance of their maturities, either by purchase of Bonds then outstanding at prices not greater than the then redemption prices of said Bonds, or by redeeming such Bonds at the prices and in the manner set forth in this Bond Ordinance.

Replenishment of Funds. If at any time it shall be necessary to use moneys in any account of the Reserve Fund, if any, or the Contingencies Fund for the purpose of paying principal of or interest on Bonds payable from the Sinking Fund as to which there would otherwise be default, then the moneys so used shall be replaced from the Revenues first thereafter received, not hereinabove required to be used for the purposes described in (a) and (b) above. If at any time there are sufficient moneys on deposit in the Sinking Fund, Reserve Fund and Contingencies Fund to retire all outstanding Bonds and Parity Bonds payable from the Sinking Fund by defeasance, by exercising the prepayment option provided by such Bonds and Parity Bonds or by purchase on the open market, the Issuer may utilize such funds for such purpose. If more than one account of the Reserve Fund is required to be replenished, then such replenishment shall be made ratably to each such account in proportion to the remaining amount that is required to be so replenished.

Notification of Deficiencies. As required by La. R.S. 39:1410.62 the City will notify the State Bond Commission, in writing, whenever (i) transfers to any fund required to be established by this Bond Ordinance or any resolution or ordinance authorizing the issuance of indebtedness of the City have not been made timely or (ii) principal, interest, premiums, or other payments due on the Bonds or any other outstanding indebtedness of the City have not been made timely.

Investments. All or any part of the moneys in the Revenue Fund and the Sinking Fund shall at the written request of the Governing Authority be invested in Qualified Investments and all of the moneys in the Reserve Fund shall be invested in Government Securities maturing in five (5) years or less, in which event all income derived from such investments shall be added to the Revenue Fund, with the exception that any interest earnings from invested funds of the Reserve Fund shall be retained therein until an amount equal to the Reserve Fund Requirement is on deposit therein, and such investments shall, to the extent at any time necessary, be liquidated and the proceeds thereof applied to the purposes for which the respective fund has been created.

Rate Covenant. The City, through its Governing Authority, by proper resolutions and/or ordinances, hereby covenants to fix, establish and maintain such rates and collect such fees, rents or other charges for the services and facilities of the System, and all parts thereof, 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 operating and maintaining the System in each year, the principal and interest maturing on the Bonds in each year, all reserves or sinking funds or other payments required for such year by this Bond Ordinance, and all other obligations or indebtedness payable out of the revenues of the System for such year, and which will provide revenues in each year, after paying all reasonable and necessary expenses of operating and maintaining the System, at least equal to 110% of the largest amount of principal and interest maturing on the Bonds and the Outstanding Parity Bonds in any future Bond Year and on any Additional Parity Bond hereafter issued as provided herein.

In the event and to the extent that the revenues of the System are insufficient to satisfy the obligations payable from the funds and accounts described in Section 0 above, the City may take into account other lawfully available sources of funding, provided that the extent of such funding shall be actually budgeted for such purposes at the beginning of each Fiscal Year.

Issuance of Refunding and Additional Parity Bonds. All of the Bonds issued hereunder shall enjoy complete parity of lien on the Net Revenues and moneys in the Sinking Fund, despite the fact that any of the Bonds may be delivered at an earlier date than any other of the Bonds. The City, acting through its governing authority, hereby covenants that it will issue no other bonds or obligations of any kind or nature payable from or enjoying a lien on the Net Revenues or moneys in the Sinking Fund or the Reserve Fund having priority over or parity with the Bonds, except that bonds may hereafter be issued on a parity with the Bonds under the following conditions:

- (a) The Outstanding Parity Bonds and/or Bonds, or any part thereof, including interest, may be refunded, and the refunding bonds so issued shall enjoy complete equality of lien with the portion of the Outstanding Parity Bonds and/or 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 may have been enjoyed by the Outstanding Parity Bonds and/or the Bonds refunded; provided, however, that if only a portion of the Outstanding Parity Bonds and/or the Bonds outstanding is so refunded and the refunding bonds require total principal and interest payments during Bond Year in excess of the principal and interest which would have been required in such year to pay the Outstanding Parity Bonds and/or the Bonds refunded thereby, then such Outstanding Parity Bonds and/or Bonds may not be refunded without the consent of the owners of the unrefunded portion of the Outstanding Parity Bonds and/or the Bonds issued hereunder.
- (b) Additional Parity Bonds may also be issued on a parity with the Outstanding Parity Bonds and the Bonds herein authorized if all of the following conditions are met:
 - (i) The average Net Revenues for the two (2) completed Fiscal Years immediately preceding the issuance of such Additional Parity Bonds is equal to at least one hundred twenty-five percent (125%) of the highest combined principal and interest requirements on the Bonds and Parity Bonds, and any other bonds then outstanding which are payable from the Net Revenues of the System (but not including bonds which have been refunded or provisions otherwise made for their full and complete payment and redemption), and the Additional Parity Bonds so proposed to be issued. In making the calculation required by this subparagraph (b)(i), if the City

has adopted higher rates for services of the System on or before the date of issuance of the Additional Parity Bonds, then the calculation of average annual Net Revenues of the System for the previous two completed Fiscal Years may be made assuming such higher rates had been in effect during such period.

- (ii) There must be no delinquencies in the payments required to be made into the various funds provided in Section 0 hereof.
- (iii) The existence of the facts required by paragraphs (i) and (ii) above must be determined and certified to by the Mayor and the finance director of the City, or by an independent firm of certified public accountants.
- (iv) The proceeds of the additional bonds must be used solely for the making of improvements, extensions, renewals, replacements or repairs to the System, or for refunding prior bonds issued for such purposes.
- (v) If required in connection with the issuance of Additional Parity Bonds, the City shall make provisions in the ordinance(s) authorizing such Additional Parity Bonds for the establishment and funding of a separate account in the Reserve Fund with respect to such Additional Parity Bonds in accordance with Section 0(b) above.
- (vi) No Additional Parity Bonds may be issued should any event of default under this Bond Ordinance or the Outstanding Parity Bond Ordinance have occurred and be continuing.
- (vii) The Additional Parity Bonds shall be payable as to principal on October 1 of each year and payable as to interest on April 1 and October 1 of each year, or shall be payable in monthly installments of both principal and interest.

Schedule of Rates and Charges. The City may alter, amend or repeal from time to time any resolutions or ordinances establishing a schedule of rates and charges for the services and facilities to be rendered by the System, said alterations, amendments or repeals to be conditioned upon the preservation of the rights of the owners of the Outstanding Parity Bonds and the Bonds with respect to the income and revenues of the System, not alone for the payment of the principal of and the interest on the Outstanding Parity Bonds and the Bonds, but to insure that the income and revenues of the System shall be sufficient at all times to fulfill the other provisions specified in Section 0 hereof. The City shall fix and maintain rates and collect charges for all services and facilities to be rendered by the System, irrespective of the user thereof, and no free services or facilities shall be furnished to any person, association of persons, or corporation, public or private, or even to the City itself, and no discrimination shall be made as to rates and charges for the services and facilities of the System as between users of the same type or class.

The City further agrees that the failure of any individual, partnership, corporation or other entity to pay said charge for any service rendered by the System within fifteen (15) 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 within fifteen (15) days from the date on which it became delinquent, the City will take steps to cause water service to be shut off to the affected premises; and that the City 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. All delinquent charges for service shall on the date of delinquency have added thereto a penalty in such amount as may be determined by this Governing Authority, and the amount so due, including the penalty charge, may, in the discretion of this Governing Authority, after ten (10) days from the date of the delinquency, bear interest at a reasonable rate to be established by the Governing Authority, which rate shall not be less than six per centum (6%) per annum. If services are discontinued as above provided, the customer shall, in addition to paying the delinquent charges, penalties and interest, pay as a condition precedent to the resumption of service a reasonable reconnection charge.

It is further understood and agreed that the schedule of rates, fees, rents and other charges being charged as of the date of the adoption of this Bond Ordinance 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 Bond Ordinance, including any deficiencies for prior payments, have been fully made, and unless such

schedule as so reduced will in each year thereafter produce sufficient revenues to meet and fulfill the other provisions stated and specified in Section 0 of this Bond Ordinance.

Rights of Bondholders; Appointment of Receiver in Event of Default. The Owners of the Bonds from time to time shall be entitled to exercise all rights and powers for which provision is made in the laws of the State of Louisiana. Any Owners of the Bonds 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 Bond Ordinance, and may enforce and compel the performance of all duties required by this Bond Ordinance, or by any applicable statutes to be performed by the City 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 right of the said 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 any of the funds or accounts described in Section 0 above, or any other payments required to be made by this Bond Ordinance, or in the event that the City or any agency, board, officer, agent or employee thereof shall fail or refuse to comply with the provisions of this Bond Ordinance 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 to or 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 and attorneys, 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 City shall exercise all the rights and powers of the City with respect to the System as the City 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 Bond Ordinance, and comply under the jurisdiction of the court appointing such receiver, with all of the provisions of this Bond Ordinance.

Whenever all that is due upon the Bonds and interest thereon, and under any covenants of this Bond Ordinance 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 Bond Ordinance shall have been cured and made good, possession of the System shall be surrendered to the City upon the entry of an order of the court to that effect. Upon any subsequent default, any Owner of Bonds, or any trustee appointed for Owners 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 by 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 City and for the joint protection and benefit of the City and Owners of the Bonds. 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 City and Owners and the curing and making good of any default under the provisions of this Bond Ordinance, and the title to and the ownership of the System shall remain in the City, 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 City and in such manner as the court shall direct.

The Owner or Owners of Bonds 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 City.

UNTIL AN EVENT OF DEFAULT SHALL HAVE OCCURRED, THE CITY 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 BOND ORDINANCE, TO TAKE, USE AND ENJOY AND DISTRIBUTE THE EARNINGS, INCOME, RENT, ISSUE AND PROFITS ACCRUING ON OR DERIVABLE FROM THE SYSTEM.

Specific Covenants. The City does hereby covenant and warrant so long as any of the Bond is outstanding and unpaid in principal and/or interest:

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 Bond will have a lien and privilege on said income and revenues, subject only to the prior payment of all reasonable and necessary expenses of operating and maintaining the System.

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

That it will carry full coverage of insurance on the System at all times against those risks and in those amounts normally carried by privately owned public utility companies engaged in the operation of such utilities. Said policies of insurance shall be issued by a responsible insurance company or companies duly licensed to do business under the laws of the State of Louisiana. In case of loss, any insurance money received by the City shall be used for the purpose of promptly repairing or replacing the property damaged or destroyed.

That it will not sell, lease or in any manner dispose of the System or any substantial part thereof, provided the City may dispose of property which in its judgment is worn-out, unserviceable, unsuitable, or unnecessary in the operation of the System, when other property of equal value is substituted therefor, or the proceeds derived from the disposal of such property are used for constructing and acquiring extensions and improvements to the System or repairing the System.

That except as provided in Section 19 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.

That, to the extent permitted by law, it will not grant a franchise to any other company or organization for operation within the boundaries of the City 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.

That, so long as any of the Bonds are outstanding and unpaid in principal or interest, the City shall not sell, lease, encumber or in any manner dispose of the System or any substantial part thereof; provided, however, that this covenant shall not be construed to prevent the disposal by the City of property which in its judgment has become worn out, unserviceable, unsuitable or unnecessary in the operation of the System, when other property of equal value is substituted therefor.

Audit Requirements. The City 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.

The City will cause an audit of its financial statements to be made by an independent firm of certified public accountants in accordance with the requirements of Chapter 8 of Title 24 of the Louisiana Revised Statutes of 1950, as amended, and for so long as the Department owns the Bonds, or any part thereof, in accordance with the requirements of Circular A-133 of the U.S. Office of Management and Budget, and Section 66.458 of the Catalog of Federal Domestic Assistance (CFDA #66.458 - Capitalization Grants for State Revolving Funds), if applicable. Upon completion, but in no event later than six (6) months after the close of the applicable Fiscal Year, the City shall file a copy of such audited financial statements with any Owner requesting same.

Fidelity Bonds for Officers and Employees. So long as any of the Bonds are outstanding and unpaid, the City shall require all of its officers and employees who may be in a position of authority or in possession of money derived from the collection of the Sales Tax, to obtain or be covered by a blanket fidelity or faithful performance bond, or independent fidelity bonds written by a responsible indemnity company in amounts adequate to protect the City from loss.

Retention and Duties of Consulting Engineer in Event of Failure to Make Required Payments. The City 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 0 hereby, it will retain a Consulting Engineer on a continuous basis until all defaults are cured, for the purpose of providing for the City continuous engineering counsel in the operation of its System. Such Consulting 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 Consulting Engineer appointed under the provisions of this Section may be replaced at any time by another Consulting Engineer appointed or retained by the City, with the consent and approval of the Owners of the Bonds.

The Consulting Engineer shall prepare within ninety (90) days after the close of each Fiscal Year a comprehensive operating report, which report shall contain therein or be accompanied by a certified copy of an audit of the proceeding Fiscal Year prepared by the City's certified public accountants, and in addition thereto, shall report upon the operations of the System during the preceding Fiscal Year, the maintenance of the properties, the efficiency of the management of the System; the property and adequate keeping of books of record and account, the adherence to budget and budgetary control provisions, the adherence to the provisions of this Bond Ordinance and all other things having a bearing upon the efficient and profitable operation of the System, and shall include whatever criticism of any phase of the operation of the System the Consulting Engineer may deem proper, and such recommendations as to changes in operations and the making of repairs, renewals, replacements, extensions, betterments and improvements as the Consulting Engineer may deem proper. Copies of such report shall be placed on file with the Secretary of this Governing Authority and sent to the Owner of the Bonds, and shall be open to inspection by any Owners of any of the Bonds. It shall be the duty of the Consulting Engineer to pass the economic soundness or feasibility of any extensions, betterments, improvements, expenditures or purchases of equipment and materials or supplies, which will involve the expenditure of more than One Thousand Dollars (\$1,000.00), whether in one or more than one order, and whether authorized by a budget or not, and the Consulting Engineer shall devise and prescribe form or forms wherein shall be set forth his or its approval in certificate form, copies of which shall be filed with the Secretary of the Governing Authority.

Sixty (60) days before the close of each Fiscal Year, the Consulting Engineer shall submit to this Governing Authority a suggested budget for the ensuing year's operation of the System and shall submit recommendations as to the schedule of rates and charges for services supplied by the System, taking into account any other lawfully available funds of the City that may be available of such purposes. A copy of said suggested budget and recommendations shall also be furnished by said Consulting Engineer directly to the Owner. Such recommendations as to rates and charges consistent with the requirements relating thereto contained herein, shall be followed by this Governing Authority insofar as practicable and all other recommendations shall be given careful consideration by this Governing Authority and shall be substantially followed, except for good and reasonable cause. No expenditures for the operation, maintenance and repair of the System in excess of the amounts stated in said budget shall be made in any year, except upon the certificate of the Consulting Engineer that such expenditures are necessary and essential to the continued operation of the System.

It shall be the duty of the Consulting Engineer to prescribe a system of budgetary control along with forms for exercising of such control which shall be utilized by the manager or superintendent of the System and his staff and the manager or superintendent shall cause to prepare monthly reports not later than the twentieth (20th) day of each month, for the preceding months business and operation of the System, which reports shall be submitted to the Consulting Engineer, who shall prepare an analysis of each such report, which analysis shall be filed monthly as expeditiously as possible with the Finance Director of the City, the Mayor and with the Owner of the Bonds.

In the event this Governing Authority shall fail to select and retain a Consulting Engineer in accordance with the first paragraph of this Section within thirty (30) days after the occurrence of the conditions prescribed thereby, then upon the petition of the Owners of the twenty-five percent (25%)

of the aggregate principal amount of the Bonds then outstanding, this Governing Authority shall select and retain such Consulting Engineer as is named in the petition of said Owners.

THE PROVISIONS OF THIS SECTION SHALL APPLY ONLY DURING ANY PERIOD WHEN THE CITY MAY BE IN DEFAULT IN MAKING REQUIRED PAYMENTS INTO THE FUNDS REQUIRED BY SECTION 0 OF THIS BOND ORDINANCE.

Discharge of Bond Ordinance. If the City shall pay or cause to be paid, or there shall be paid to the Owners, the principal (and redemption price) of and interest on the Bonds, at the times and in the manner stipulated in this Bond Ordinance are paid in full for all amounts due and owing, then the pledge of the Net Revenues or any other money, securities, and funds pledged under this Bond Ordinance and all covenants, agreements, and other obligations of the City to the Owners shall thereupon cease, terminate, and become void and be discharged and satisfied.

Defeasance. Bonds or interest installments for the payment or redemption of which money shall have been set aside and shall be held in trust (through deposit by the City of funds for such payment or redemption or otherwise) at the maturity or redemption date thereof shall be deemed to have been paid within the meaning and with the effect expressed above in this Section, if they have been defeased pursuant to Chapter 14-A of Title 39 of the Louisiana Revised Statutes of 1950, as amended, or any successor provisions thereto.

Cancellation of Bonds. All Bonds paid or redeemed either at or before maturity, together with all bonds purchased by the City, shall thereupon be promptly cancelled by the Paying Agent. The Paying Agent shall thereupon promptly furnish to the Finance Director of the City an appropriate certificate of cancellation.

Successor Paying Agent; Paying Agent Agreement. The City will at all times maintain a Paying Agent for the performance of the duties hereunder for the Bonds. The designation of the initial Paying Agent in this Bond Ordinance is hereby confirmed and approved. The City reserves the right to appoint a successor Paying Agent by (a) filing with the Person then performing such function a certified copy of a resolution of ordinance giving notice of the termination and appointing a successor and (b) causing notice to be given to each Owner. Every successor Paying Agent appointed hereunder shall at all times be an officer of the City or 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. The Authorized Officer are hereby authorized and directed to execute an appropriate agreement with the Paying Agent for and on behalf of the City in such form as may be satisfactory to said officers, the signatures of said officers on such Agreement to be conclusive evidence of the due exercise of the authority granted hereunder. No resignation or removal of the Paying Agent shall become effective until a successor has been appointed and has accepted the duties of Paying Agent.

Notices to Owners. Wherever this Bond Ordinance provides for notice to Owners of any event, such notice shall be sufficiently given (unless otherwise herein expressly provided) if in writing and mailed, first class postage prepaid, to each Owner of such Bonds, at the address of such Owner as it appears in the Bond Register. In any case where notice to Owners is given by mail, neither the failure to mail such notice to any particular Owner, nor any defect in any notice so mailed, shall affect the sufficiency of such notice with respect to all other Bonds. Where this Bond Ordinance provides for notice in any manner, such notice may be waived in writing by the Owner entitled to receive such notice, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice by Owners shall be filed with the Paying Agent, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver.

Publication; Peremption. This Bond Ordinance shall be published one time in the official journal of the City, or if there is none, in a newspaper having general circulation in the City. It shall not be necessary to publish the exhibits to this Bond 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. For a period of thirty days after the date of such publication any persons in interest may contest the legality of this Bond Ordinance and any provisions herein made for the security and payment of the Bonds. After such thirty day period no one shall have any cause or right of action to contest the regularity, formality, legality, or effectiveness of this Bond Ordinance and the provisions hereof or of the Bonds authorized hereby for any cause whatsoever. If no suit, action, or proceeding is begun contesting the validity of the Bonds authorized pursuant to this Bond Ordinance within the thirty days herein prescribed, the authority to issue the Bonds or to provide for the payment thereof, and the legality thereof, and all of the provisions of this Bond Ordinance and such

Bonds shall be conclusively presumed, and no court shall have authority or jurisdiction to inquire into any such matter.

Disclosure Under SEC Rule 15c2-12. The City is not required at this time to comply with the continuing disclosure requirements described in the Rule 15c2-12(b) of the Securities and Exchange Commission [17 CFR '240.15c2-12(b)], because:

- (a) the Bonds are not being purchased by a broker, dealer or municipal securities dealer acting as an underwriter in a primary offering of municipal securities; and
- (b) the Bonds are in denominations of One Hundred Thousand Dollars (\$100,000) or more and are being sold to no more than one financial institution or sophisticated investor which (i) have such knowledge and experience in financial and business matters that they are capable of evaluating the merits and risks of the prospective investment in the Bonds and (ii) are not purchasing said Bonds for more than one account or with a view to distributing same.

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

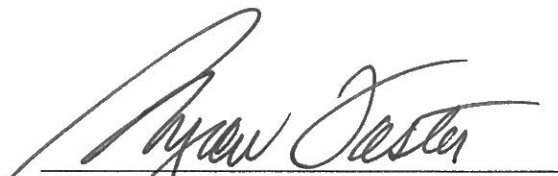
Section Headings. The headings of the various sections hereof are inserted for convenience of reference only and shall not control or affect the meaning or construction of any of the provisions hereof.


Effective Date. This Bond Ordinance shall become effective upon signature of the Mayor, or, in the event of Mayoral veto, upon re-adoption by the Governing Authority.

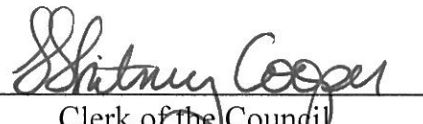
The final adoption of the foregoing ordinance having been duly moved and seconded, the roll was called and the following vote was taken and recorded:

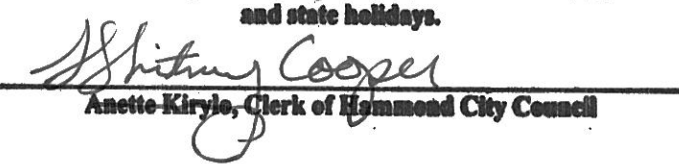
<u>City Council</u>	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Johnny Blount	Y	Ø	Ø	Ø
Jason Hood	Y	Ø	Ø	Ø
Robert "Bobby" Martin	Y	Ø	Ø	Ø
Lemar Marshall	Y	Ø	Ø	Ø
Michael Williams	Y	Ø	Ø	Ø

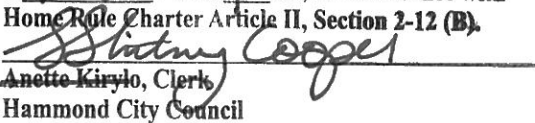
And the ordinance was declared adopted on this, the 17th day of September, 2013.


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


President of the Council
Jason C. Hood


Clerk of the Council
Whitney Cooper

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 17th day of September, in the year 2013 at 4:00 o'clock P.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kiryo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 17th day of September in the year 2013 at 4:00 o'clock P.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council



CITY OF HAMMOND
ORDINANCE N° 13-5350 C.S.

Surplus Items

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

This ordinance has been approved authorizing for Council to declare surplus item(s) below to sold on GovsDeals.com.

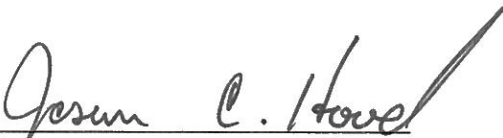
- 1999 Dodge pick-up, unit # 447 Vin# 1B7HC16X7X5227706
- 2005 Dodge 1500 Vin# 1D7HA18D65J567060
- 1998 Dodge Ram 3500, unit #415 Vin# 3B6MC3655WM248459
- 2000 Kubota Tractor unit# 489-6134 mod.# L3710 S/N- 71127
- 2000 Kubota Tractor unit# 497 mod# B2710 S/N-50171/21004
- 1997 Ford F-150 unit# 385 Vin# 1FTDF1726VNB98350
- 2005 Dodge Durango unit# 593 Vin# 1D4HD38N65F593217
- 2002 Chevy Tahoe unit# 667 Vin# 1GNEK13Z82J294624
- 1998 Dodge Ram 1500 unit# 416 Vin# 1B7HC16X6WS666538
- 2003 Dodge Durango unit# 560 Vin# 1DHR38N63F550267
- 1977 Mobile Home Vin# ALW1269096

The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **September 3rd, 2013** of the Hammond City Council and discussed at a public meeting held on **September 17th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

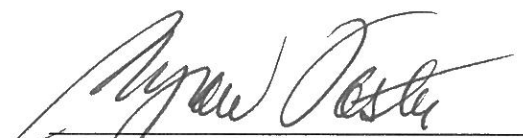
On motion by Mike Williams and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **September 17th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **17th**, Day of **September in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

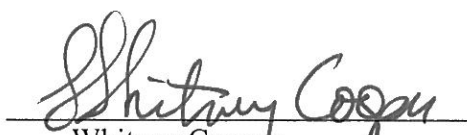

Jason C. Hood

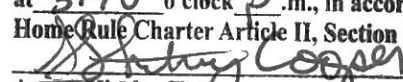
President, Hammond City Council

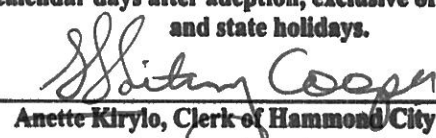

Honorable Mayson H. Foster Mayor
Mayor, City of Hammond

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 18th day of September, in the year 2013 at 3:20 o'clock P.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


Whitney Cooper
Hammond City Council Clerk

Recordation of Receipt Received from the Mayor of the City of Hammond on the 18th day of September in the year 2013 at 3:40 o'clock P.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk


Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5349 C.S.**

Surplus Items

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

This ordinance has been approved authorizing for Council to declare police confiscated bikes as surplus, to be donated to Churches and other non-profit organizations.

BICYCLE LIST

<u>CASE#</u>	<u>COLOR /TYPE</u>		
09-19588	BLACK ELECTRIC BIKE	11-12229	PINK NEXT
10-12797	GOLD AND WHITE SCHWINN	11-12373	GREY/GREEN NEXT
10-22669	PURPLE LAJOLLA	11-12373	GREEN MAGNA
11-1357	BLACK MONGOOSE	11-12650	PURPLE PACIFIC
11-1755	BLACK/WHITE NEXT	11-12811	ORANGE MONGOOSE
11-2398	BLUE SCHWINN	11-12822	SLIVER ROADMASTER
11-6636	ORANGE HUFFY	11-13410	RED BMX
11-6774	ORANGE/SILVER NEXT	11-13995	PURPLE/BLACK NEXT
11-7239	PURPLE HUFFY	11-15200	BROWN HUFFY TRAIL BIKE
11-8051	SILVER TIOGA	11-14801	RED/BLACK RAND
11-8862	PURPLE ROADMASTER	11-14214	BLUE ROADMASTER
11-9789	GRAY OZONE	11-14639	BLUE/SILVER POWER CLIMBER
11-10449	SILVER NEXT	11-16066	BLUE/PURPLE ROADMASTER
11-11164	GREY AVALON	11-16653	BLACK HUFFY
11-11311	GREY ROADMASTER	11-17630	LIGHT BLUE BRATZ
11-11948	BLUE PACIFIC	11-19015	RED ROADMASTER
11-12094	LIME GREEN NEXT	11-19048	GREEN VISTA
11-12229	GREEN WORKSMAN	11-21863	RED NEXT

11-21863	RED NEXT	12-07100	CHROME MAGNA
11-21768	PURPLE/PINK ROADMASTER	12-07134	BLUE/SIL
11-21878	BLACK HUFFY	12-08194	BROWN IRON HORSE
11-21878	PURPLE SIERRA QUEST	12-08287	PURPLE MAGNA
11-21884	RED SIERRA QUEST	12-08302	YELLOW/ BLACK
11-24781	BLUE SCHWINN FLIGHT	12-08864	PINK /WHITE HUFFY
11-25353	GREY DIAMOND	12-09115	BLUE MONGOOSE
11-22928	BLUE ROADMASTER	12-09128	BLUE HUFFY
11-26169	BLUE NEXT PAROWAN	12-09496	GREY MURRY
11-26162	BLUE/WHITE HUFFY	12-09735	RED ROADMASTER
11-25750	BLACK/WHITE CHAOS THRUSTER	12-11430	LIGHT BLUE HUFFY
11-25839	BLUE/GREY MOTOBIKE MX3	12-12045	GREEN DOLLY
11-28502	BLUE NEXT	12-13757	RED ROADMASTER
11-28502	BLACK/GREEN MONGOOSE	12-19430	PINK NEXT BIKE
11-28502	PINK/BLACK NEXT	12-14054	SILVER ROADMASTER
11-28663	BLUE/WHITE AVALON	12-14770	PURPLE/ SILVER NEXT
11-31233	BLACK HYPER	12-15518	WHITE HUFFY
11-30737	SILVE/BLUE	12-16557	RED HUFFY 15 SPEED
11-30054	BLACK HUFFY	12-16557	PURPLE MONGOOSE
11-29948	PURPLE ROADMASTER	12-16782	BLU/YELLOW ROADMASTER
12-02207	BLUE TRAIL BIKE	12-16825	RED/BLK 20 "HUFFY BIKE
12-01825	21 SPEED RED OZONE BIKE	12-17114	MAROON NEXT BIKE
12-03642	RED/GREY NEXT POWERX	12-17372	SILVER/BLUE MONGOOSE
12-04560	RED NEXT	12-17402	BLU/SIL NEXT POWER STROKE BIKE
12-04913	BLACK/RED HUFFY SURFSIDE	12-17932	RED POWER BIKE
12-05167	BLACK GT TERRA	12-18089	BURGUNDY HUFFY BIKE
12-05304	BLACK HUFFY	12-18089	BLUE ROADMASTER
12-05810	GREEN HUFFY	12-18114	RED/SILVER NEXT AVALON
12-05980	GREY/ MAROON	12-18526	BLK./YELL THRUSTER BIKE
12-07043	BUR/CREAM SCHWINN	12-19010	HUFFY MOUNTAIN BIKE
12-20022	GREEN MOUNTAIN BIKE	12-31776	BLUE DOLLY

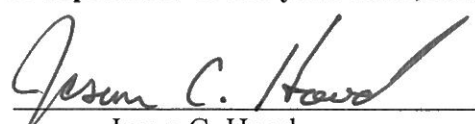
12-21227	BLU/BLK MONGOOSE BMX BIKE	13-01850	BLUE BIKE
12-21761	RED BIKE POWER CLIMBER2X	13-02560	GOLD ENC BIKE
12-23028	WHI/PINK MOUNTAIN BIKE	13-04566	GOLD HUFFY
12-23063	BLUE MONGOOSE BIKE	13-05622	BLUE ROADMASTER
12-23282	RED OUST BIKE	13-06669	PURPLE MONGOOSE
12-23544	PINK/PURP MONGOOSE BIKE	13-06819	PURPLE ROADMASTER
12-24193	GREEN NEXT 20" BIKE W/STICKERS	13-07249	PINK LAJOLLA
12-25053	RED/SIL NEXT BMX BIKE	13-07616	BLUE HUFFY
12-25303	BLK/ORANGE HUFFY BIKE	13-08327	RED/WHITE SCHWINN
12-25303	RED RAZOR BIKE	13-10480	PNK/PUR MALIBU
12-27278	BLK ROYCE SYMMETRY BIKE	13-08854	ORANGE
12-29333	BLK PACIFIC BICYCLE	13-12335	RED HUFFY
12-30802	NEXT POWER CLIMBER BIKE	13-12509	BLUE POWER CYLINDER
12-30682	FREESTYLE TRUSTER-RED/PINK	13-12771	BLUE ROADMASTER
12-31182	26" BLUE AVALON BIKE	13-13708	WHITE HUFFY
12-31182	BLU/YEL NEWPORT BIKE	13-14408	GREAT MAGNA DIVIDE
12-31182	26" SILVER MONGOOSE	13-15833	BLUE NEXT POWERCLIMBER

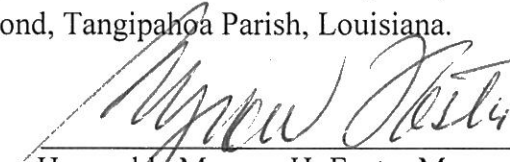
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **August 20th, 2013** of the Hammond City Council and discussed at a public meeting held on **September 3rd, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

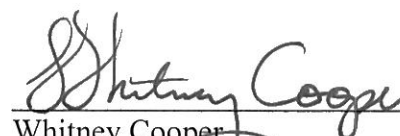
On motion by Mike Williams and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **September 3rd, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

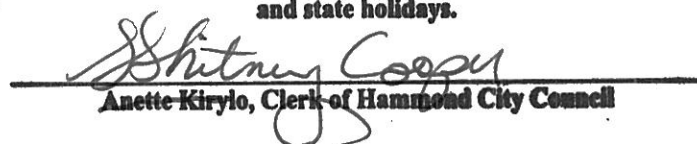
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **3rd Day of September in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

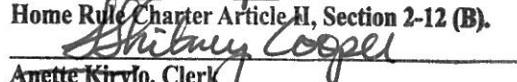

 Jason C. Hood
 President, Hammond City Council


 Honorable Mayson H. Foster Mayor
 Mayor, City of Hammond


 Whitney Cooper
 Hammond City Council Clerk

CERTIFICATE OF DELIVERY
 In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 4th day of September, in the year 2013 at 12:00 o'clock P.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


 Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 4th day of September in the year 2013 at 2:00 o'clock P.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

 Anette Kirylo, Clerk
 Hammond City Council



CITY OF HAMMOND
ORDINANCE N° 13-5348 C.S.

**AN ORDINANCE TO AMEND THE CITY CODE OF ORDINANCES, CHAPTER 5,
ARTICLE 1, SECTION 5.2 TO PROVIDE EXCEPTIONS TO SUNDAY OPENINGS
FOR RETAIL ESTABLISHMENTS SELLING ALCOHOL**

WHEREAS, the Parish of Tangipahoa allows the sale of alcoholic beverages during certain hours on Sundays in areas outside of the Hammond city limits, and

WHEREAS, the current City of Hammond ordinance prohibits alcohol sales by grocery stores, supermarkets and drug stores who realize at least sixty (60) percent of their monthly revenue from the sale of merchandise other than alcohol beverages on Sundays; and

WHEREAS, a request has been made to the City to allow the retail sale of alcohol by grocery stores, supermarkets and drug stores who realize at least sixty (60) percent of their monthly revenue from the sale of merchandise other than alcohol beverages on Sundays; and

WHEREAS, the City desires to remove the competitive disadvantage placed on retail businesses within the City of Hammond regarding the sale of alcoholic beverages on Sundays by amending the City ordinance.

NOW THEREFORE, Be it Ordained that:

Section 1. The Hammond Code of Ordinances Chapter 5, Article 1, Section 5.2, Subsection (6) shall be amended to read in its entirety as follows:

Grocery stores, supermarkets, and drug stores which realize at least sixty (60) percent of their monthly revenue from the sale of merchandise other than alcoholic beverages are also exempted from this section relative to the closing hours.

Section 2. This ordinance shall be effective as of the date of signature by the Mayor.

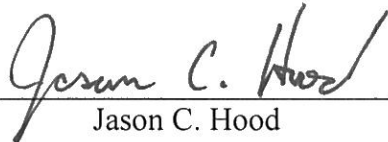
Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Hammond City Council, discussed at a public hearing of said Council and was submitted to an official vote of the Hammond City Council.

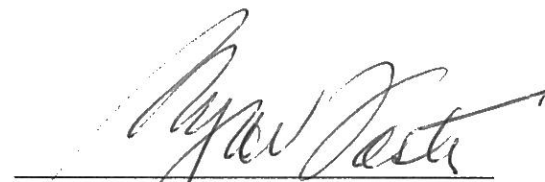
On motion of **Johnny Blount** and seconded by **Lemar Marshall**, the foregoing ordinance was hereby declared adopted on this 3rd day of **September, 2013**, by the following roll call vote:

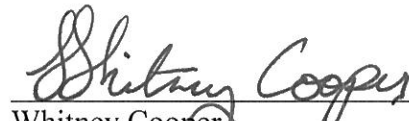
	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Not Voting</u>
Johnny Blount	Y	Ø	Ø	Ø
Lemar Marshall	Y	Ø	Ø	Ø
Jason Hood	Y	Ø	Ø	Ø
Robert Martin	Ø	N	Ø	Ø
Mike Williams	Y	Ø	Ø	Ø

ATTEST:


Jason C. Hood

President, Hammond City Council


Honorable Mayson H. Foster Mayor
Mayor, City of Hammond


Whitney Cooper
Hammond City Council Clerk

INTRODUCED: August 20th, 2013

PUBLISHED: August 28th, 2013

ADOPTED: September 3rd, 2013

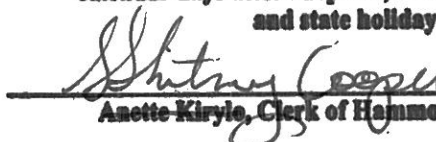
DELIVERED TO MAYOR: September 4th, 2013

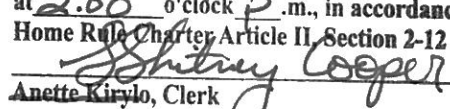
APPROVED BY MAYOR: September 4th, 2013

RECEIVED FROM MAYOR: September 4th, 2013

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
4th day of September, in the year 2013
at 9:30 o'clock A.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 4th day of September in the year 2013
at 2:00 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5347 C.S.**

**R4 to RS located at 1500 M.C. Moore Rd.
(RZ2013-7-1)**

An Ordinance to approve a rezoning request by Willard Lucien, Jr. to rezone the South 2 acre tract of the NW ¼ of SW ¼ of SW ¼ of Section 18 from R4 to RS located at 1500 M.C. Moore Rd. (RZ2013-7-1) Recommend approval by Zoning Commission on August 1, 2013.

WHEREAS, on August 1, 2013 the Zoning Commission held a public hearing on rezoning request Case#RZ2013-7-1 by Willard Lucien, Jr. to rezone the South 2 acre tract of the NW ¼ of SW ¼ of SW ¼ of Section 18 from R4 to RS located at 1500 M.C. Moore Rd.

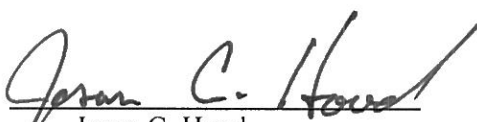
NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the rezoning request Case#RZ2013-7-1 by Willard Lucien, Jr. to rezone the South 2 acre tract of the NW ¼ of SW ¼ of SW ¼ of Section 18 from R4 to RS located at 1500 M.C. Moore Rd.

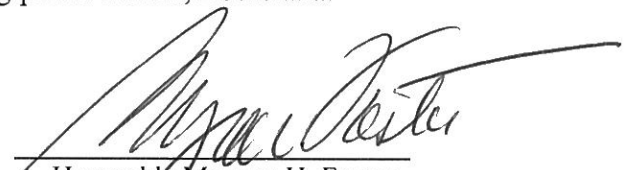
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on August 6th, 2013** of the Hammond City Council and discussed at a public meeting held **on August 20th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

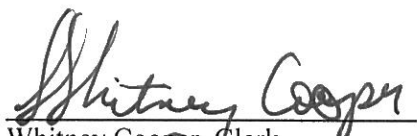
On motion by Robert "Bobby" Martin and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted **on August 20th, 2013** by the following roll call vote:


Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y)
Motion approved.

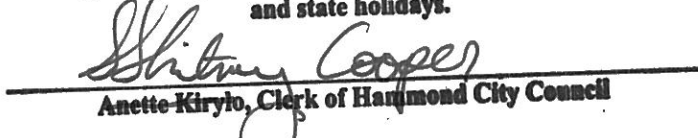
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **20th, Day of August, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 21 day of August in the year 2013
at 3:40 o'clock P. m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
21 day of August, in the year 2013
at 3:40 o'clock P. m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5346 C.S.**

**AN ORDINANCE TO AMEND THE PERSONNEL POLICY ON
BAD WEATHER, EMERGENCY PAY AND SICK LEAVE**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

Section 1. Ordinance # 04-3023, C. S., being the personnel policies and procedures of the City of Hammond, Chapter 5 Compensation and Benefits, Rule V-5 regarding Bad Weather and Emergency Pay and Sick Leave is amended to remove the current Rule V-5 in its entirety and replace it with the following:

CHAPTER 5

COMPENSATION AND BENEFITS

...

Rule V-5. Bad Weather Leave

In the event an employee perceives weather conditions present a danger were the employee to attempt to arrive at work, the employee shall communicate with the employee's supervisor or department head. If the supervisor or department head concurs, the employee may be allowed to either arrive at work later than usual if conditions improve, or may be relieved from work responsibilities for the day. If an employee is allowed to take a partial or an entire date off, and said time is not otherwise completed in the same pay cycle, the employee shall be charged with vacation or compensatory time. An employee who fails to report to work or to contact his supervisor by the beginning of his regularly scheduled work period may constitute an unexcused absence for both disciplinary and pay purposes. For Civil Emergencies, See Rule V-5.1 Civil Emergency Pay Policy

And to add Rule V-5.1 as previously approved by the Hammond City Council as the Emergency Pay Ordinance,

And to amend Rule V-22 Sick Leave as follows:

Rule V-22 Sick Leave

- A. Paid sick leave is provided to full-time non-classified employees and non-enforcement civil service employees, hereinafter "qualifying employees," for tending to illness without loss of pay when the qualifying employee was scheduled to work at the time of the illness. Qualifying employees shall receive their regular straight time pay up to the maximum accrued at the time of illness. Paid sick leave time accrued by qualifying employees may be used for the following:
- i) bona-fide illness of self, including but not limited to visiting doctors, dentists or other practitioners in their offices;
 - ii) tending to a serious health condition suffered by the employee's spouse, child, parent, or sibling. If another person can attend to the needs of an ill family

member, the employee is expected to fulfill his or her duties as an employee of the City.

iii) family medical leave

- B. Accrual Rate. Qualifying employees accrue sick leave at a rate of 3.6923 hours per two-week pay period, up to 96 hours per anniversary year. Although employees may not use paid sick leave during the employee's introductory period, the employee shall continue to accrue sick leave during that period which may be used at the successful conclusion of the introductory period. Part-time and temporary employees do not accrue paid sick leave. Furthermore, unless otherwise required by law, sick leave shall not accrue during any bi-weekly pay period during which an employee is on leave without pay, suspended, or otherwise absent without leave for more than one (1) working day during said bi-weekly pay period.
- C. Accrual Rules For Classified Employees. While state law may allow for greater number of days of sick leave for classified employees, each classified employee will accumulate sick leave according to the above formula. Classified employees utilizing the sick leave benefit will be charged first against any accrued days and then against other allowable days under state law. In no case will the sick leave benefit be greater than the number of days allowable under state law.
- D. Using Paid Sick Leave. An employee seeking to use paid sick leave to be absent from work on only one day shall contact his/her supervisor no later than 60 minutes from the time of his/her scheduled time to report for work. If advance notice is possible prior to the calendar day the employee desires to use paid sick leave, the employee shall complete the appropriate Leave Request Form as soon as reasonably practical. An employee seeking to use paid sick leave for more than one consecutive work day shall complete the appropriate Leave Request Form. Employees who use paid sick leave may be required to submit information from a treating physician as forth in Sections E and F below.
- E. Documentation.
- i) If an employee uses more than one consecutive work day of paid sick leave, the employee shall, as soon as reasonably practical, but no less than two (2) calendar days after beginning the use of paid sick leave, file with his/her supervisor a written statement by his or her treating physician certifying that the employee is or was ill and unable to work during the period of sick leave of absence. (If an employee takes leave due to the illness of a family member, the employee shall submit a written statement from the family member's treating physician.); Any employee using any amount of sick leave on a work day immediately prior to a City holiday shall provide the above statement upon returning to work following the City holiday. In lieu of complying with this requirement, employees who use at least 10 consecutive days of sick leave due to their illness or injury must provide a fitness-for-duty certification as set forth in Section F i) below.)
 - ii) Documentation for Municipal Fire and Police personnel shall be governed by departmental rules as set forth in the Fire and Police Departments Rules and/or Regulations
 - iii) If the City determines that no actual illness or medical condition occurred, the employee shall not be allowed to use paid sick leave for the absence and instead shall be charged for unauthorized leave of absence without pay for the period in question. The City, in such circumstances may also recover the compensation paid to the employee for the period in question and take such other disciplinary action including termination.
- F. Guidelines for Employees Returning To the Workplace Following Period of Illness. An employee who has been absent from his/her job function due to his or her illness for at least 10 consecutive work days may return to work in accordance with the following guidelines:
- i) The employee shall submit a fitness-for-duty certification to the Director of Personnel from his or her treating physician that confirms the employee's ability to return to work.

The fitness-for duty certification shall be limited to the particular health condition that formed the basis for the employee's sick leave. The certification must (a) certify that the employee is able to return to work and that the return to work shall not jeopardize the health or safety of the employee or others and (b) specifically address the employee's ability to perform the essential functions of his or her job. The employee may be allowed to return to his or her duties without any further determination. The City may delay an employee's return to work until he or she submits the required fitness-for-duty certification.

- ii) Subject to the provisions of applicable federal and state law, the City may, at the discretion of the Director of Personnel, require an employee to undergo a medical examination by a physician selected by the City (at the City's expense) to determine if the employee is able to perform the essential functions of his or her job without jeopardizing the health or safety of the employee or others. A medical examination shall only be required if it is job-related and consistent with business necessity.

Based on the results of the examination conducted by the City-selected physician, the Mayor shall make the determination of whether the employee is cleared to return to his/her original job function, or whether some other personnel action is dictated by the circumstances and facts.

G. Restrictions.

- i) No employee while using paid sick leave, shall operate a City owned vehicle assigned to him/her.
- ii) No employee while using paid sick leave, shall engage in any "off-duty" employment including serving as a volunteer with the Hammond Fire Department, or as a reservist with the Hammond Police Department.
- iii) No employee shall be allowed to use paid sick leave for an illness, injury or medical condition otherwise compensable by workers' compensation. In such event, applicable state statutes shall govern compensation of the employee.

H. Accumulation, Retirement and Termination. If an employee does not use sick leave accrued up through December 31 of any given year, such unused balances shall be carried over and added to that which he/she accrues in the following year. An employee may accrue a maximum of 1440 hours. At the time of retirement from the City, employees shall be paid for any unused sick leave at the straight time rate of pay earned at the time of separation. Terminating employees, other than in the case of a reduction in force (RIF) or at the time of retirement, are not paid for accrued and unused sick days, regardless of whether their termination was voluntary or involuntary. However, the City shall honor policies not specified in this section and which are mandated by statute or federal laws governing all municipal employees.

I. Exhaustion. When an employee has used all accumulated paid sick leave, but has vacation leave accumulations available for use, upon request by the employee, he/she may be permitted to use vacation leave for sick leave purposes, subject to the provisions, conditions and limitations set forth in these policies.

J. Donation. No donations of accumulated paid sick leave time among employees eligible to accrue paid sick leave may be provided for.

Rule V-22.1 Extended Sick Leave Policy for Non-Classified Employees

A. In addition to the paid sick leave granted in Rule V-22, the City on a case by case basis may provide a one-time extended sick leave compensation of a maximum of forty (40) working days in any two five (5) calendar year period to individual full-time employees who have completed their Introductory Period and whose medical and health conditions involve hospitalization, a catastrophic-type illness, and/or physician-directed rehabilitation following hospitalization and/or catastrophic-type illness. For the purpose of this policy, a catastrophic-type illness is defined as an illness that requires extensive medical

treatment, which alters lifestyle and that which prevents the employee from performing any type of work for the City. Any illness or physical condition that makes him or her eligible for benefits under the Family and Medical Leave Act, shall qualify such employee for use of this benefit.

- B. Approval for use of such extended sick leave benefit shall be at the discretion of the Mayor, following a recommendation submitted to the Director of Personnel by the employee's Department Head or designee, using the appropriate Extended Leave Request form. The Director of Personnel shall review the recommendation to determine that all established procedures have been followed. As part of the review, the Director of Personnel shall require the employee to submit a written statement from his or her treating physician certifying the need for the extended sick leave.
- C. All regularly accrued sick leave and vacation leave shall first be exhausted before Extended Sick Leave may be granted to an otherwise eligible employee.
- D. This benefit may not be granted to cover hospitalization or injury that otherwise would be covered by workers' compensation.
- E. Before being allowed to return to work, any non-classified employee that has received extended leave shall submit a fitness-for-duty certification to the Director of Personnel from his or her treating physician that confirms the employee's ability to return to work. The fitness-for duty certification shall be limited to the particular health condition that formed the basis for the employee's sick leave. The certification must (a) certify that the employee is able to return to work and that the return to work shall not jeopardize the health or safety of the employee or others and (b) specifically address the employee's ability to perform the essential functions of his or her job. The employee may be allowed to return to his or her duties without any further determination. The City may delay an employee's return to work until he or she submits the required fitness-for-duty certification.

Rule V-22.3 Extended Sick Leave Policy for Civil Service Employees

Extended sick leave for civil service employees is governed by Louisiana Revised Statutes 33:2214,

Section 2. This ordinance shall be effective as of the date of signature by the Mayor.

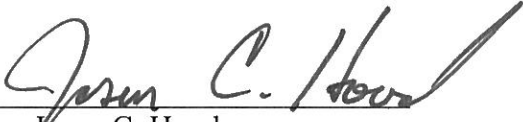
Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on August 6th, 2013** of the Hammond City Council and discussed at a public meeting held **on August 20th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

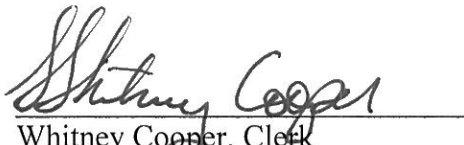
On motion by Johnny Blount and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted **on August 20th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y)
Motion approved.

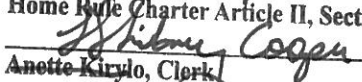
WHEREFORE the above and foregoing ordinance was declared duly adopted on **August 20th, 2013**, at Hammond, Tangipahoa Parish, Louisiana.

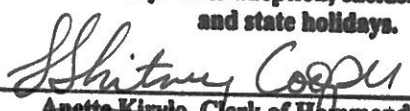

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

INTRODUCED: August 6, 2013
PUBLISHED: August 14, 2013
ADOPTED: August 20, 2013
DELIVERED TO MAYOR: August 21, 2013
APPROVED BY MAYOR: August 21, 2013
RECEIVED FROM MAYOR: August 21, 2013

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 21 day of August in the year 2013
at 3:40 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
21 day of August, in the year 2013
at 3:40 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5345 C.S.**

**AN ORDINANCE TO AMEND ORDINANCE #2222
AND TO PROVIDE RELATIVE TO THE
ROTATING WRECKER LOG**

WHEREAS, the City Council desires to amend Chapter 20 (Motor Vehicles and Traffic) of the Code of Ordinances of the City of Hammond Section 20-73 relative to rotating wrecker log regulations to provide for the public safety, general welfare and good order of the City.

Section 1. NOW, THEREFORE, BE IT ORDAINED by the City Council of Hammond that Chapter 20 of the Code of Ordinances be amended (*amended language in bold italics*) as follows:

CHAPTER 20. MOTOR VEHICLES AND TRAFFIC

...

Division 2 Regulation of Wrecker Operations

Sec. 20-73. – Rotating wrecker log.

- (a) The chief of police is authorized and directed to maintain a rotating wrecker log of all tow truck operations and wrecker services desiring to participate in a rotating wrecker log program within the city. Placement on the rotation list shall be limited to wrecker services *who have registered with and who maintain a regular place of business in the City of Hammond and/or unincorporated areas of Tangipahoa Parish*. Placement on the rotation list will be determined by the date of receipt of the service operator's application.
- (1) Any holder of a city occupational license which provides wrecker or towing service as a part of its business, *and maintains a regular place of business in the City of Hammond and/or unincorporated areas of Tangipahoa Parish* shall be eligible for participation in the rotating wrecker log program upon a showing of compliance with section 20-72 herein.
- (2) Any towing or wrecker service which does not hold a city occupational license shall be required to obtain a wrecker permit prior to placement on the city's rotating wrecker log. Application for a wrecker permit shall be to the tax collector for the city, as set forth in section 19-9.2 et seq. of the Code of Ordinances. Any applicants for a wrecker permit shall furnish to the tax collector all requirements of the Louisiana Towing and Storage Act and rules promulgated thereunder. The annual permit fee shall be fifty dollars (\$50.00)
- (b) Police personnel shall honor any bonafide owner's request for a specific wrecker service. In the event there is no special request by such bonafide owner, the police department shall summon the next available wrecker service from the police rotating wrecker log. Nothing contained herein shall establish a contract for hire between the city and the wrecker service. A wrecker driver shall be held to be the legal agent of the towing service, and any verbal or written estimate of the cost of towing services shall be binding on the towing service.
- (c) In the event a wrecker service is called to the scene by the police department a maximum showup or callout fee of twenty-five dollars (\$25.00) is authorized, provided the wrecker arrives at the scene within twenty (20) minutes of the callout. All wrecker service operators called to service from the rotating wrecker log are required to respond to the scene of the callout within twenty (20) minutes of the call.
- (d) The chief of police or his designee shall investigate all complaints against persons operating a wrecker service in order to maintain compliance with this article, and make recommendations to the city council on all matters relating to the enforcement thereof.
- (e) The chief of police is authorized to enforce the provisions of this article, and is directed to cooperate with the Louisiana Department of Public Safety and Corrections relative to compliance with towing recovery and storage rules and regulations of that department. In addition thereto, the chief of police is authorized to suspend any wrecker service or tow truck operator from the wrecker rotation log due to the

wrecker service's failure to respond to a callout within twenty (20) minutes of the call. Violation of the callout requirement may call for the following action by the chief of police:

- (1) First violation in any twelve-month period. Thirty (30) days suspension of authorized status.
- (2) Second violation in any twelve-month period. Sixty (60) days suspension of authorized status.
- (3) Third violation in any twelve-month period. Permanent suspension of authorized status.

Any wrecker service suspended from the police department log as a result of the action taken by the Chief of Police may request a review of the findings and suspension to the city council.

Section 2. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstances shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 3. This ordinance shall be effective as of the date of signature by the Mayor.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

This ordinance having been submitted in writing, having been introduced at a public meeting of the Hammond city council, discussed at a public hearing of said Council and was submitted to an official vote of the Hammond city council.

On motion of Robert "Bobby" Martin and seconded by Mike Williams, the foregoing ordinance was hereby declared adopted on this 16th day of July, 2013, by the following roll call vote:

	Yea	Nay	Absent	Not Voting
Johnny Blount	<u>Y</u>	_____	_____	_____
Jason Hood	<u>Y</u>	_____	_____	_____
Robert "Bobby" Martin	<u>Y</u>	_____	_____	_____
Lemar Marshall	<u>Y</u>	_____	_____	_____
Mike Williams	<u>Y</u>	_____	_____	_____

ATTEST:

Shitany Cooper
Clerk, Hammond City Council

Jason C. Hood
Jason Hood, President
Hammond City Council

Mayson H. Foster
Honorable Mayson H. Foster
Mayor, City of Hammond

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 18th day of July, in the year 2013 at 9:30 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.
Shitany Cooper
Anette Kiryo, Clerk of Hammond City Council

INTRODUCED: July 2, 2013

PUBLISHED: July 25, 2013

ADOPTED: July 16, 2013

DELIVERED TO MAYOR: July 18, 2013

APPROVED BY MAYOR: July 19, 2013

RECEIVED FROM MAYOR: July 19, 2013

Recordation of Receipt Received from the Mayor of the City of Hammond on the 18th day of July in the year 2013 at 9:30 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).
Shitany Cooper
Anette Kiryo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5344 C.S.**

**AMENDMENT OF
CIVIL EMERGENCY PAY POLICY**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An Ordinance has been adopted to amend the policy and procedures manual of the City of Hammond Civil Emergency Pay Policy as follows:

Definition: Civil Emergency: A civil emergency, including, but not limited to riots, civil disorders, epidemics, power failure, hurricane conditions, snow blizzards, or similar conditions, that may develop requiring the temporary closing of all or some of the departments and facilities of the city.

The purpose of this document is to describe additional pay policies should a civil emergency be declared and the closing of departments and facilities is deemed necessary.

EMERGENCY DECLARATION

A civil emergency is declared pursuant to Chapter 12 of the Code of Ordinances, City of Hammond, Louisiana, and/or at the discretion of the Mayor. As part of the emergency declaration, various city departments and facilities may suspend operations and be considered closed.

During a declared civil emergency, there are certain city services that will be considered essential and must be maintained. As such, there will be certain employees who will be considered essential employees during a declared civil emergency as they have the skills and qualifications necessary to maintain city services.

NOTIFICATION

The Mayor, or designee, will notify departments heads of the emergency declaration and department heads will see that their respective supervisors and employees are notified as to the extent and scope of the civil emergency declaration.

The Mayor, or designee, will notify in writing department heads, city council members, and the local Office of Emergency Preparedness or their designees of the dates and times that the civil emergency is declared and the date and times of the conclusion of the civil emergency declaration. Notifications shall be made within a reasonable time after the conclusion of a declaration.

ESSENTIAL EMPLOYEES

Certain essential city services are required to be maintained in any declared civil emergency. The employees involved in these essential services are excused from work only with the specific authorization of their department head or designee. A department head, or designee, may cancel or rescind the approved leave of an essential employee during a declared civil emergency.

Employees in essential services include sworn law enforcement personnel, communicators, fire personnel, Director of Administration, public works employees, public works supervisors, and department heads city-wide. Other employees may be considered essential on a case-by-case basis as determined by the mayor, or in the mayor's absence the Director of Administration.

ORDINANCE N° 13-5344 C.S.AMENDMENT OFCIVIL EMERGENCY PAY POLICY

It is the intent of the city to notify each employee prior to an emergency situation if he or she is considered an essential employee, what their obligations may be, and to establish procedures to let him or her know whether they will be required to work. As each declared civil emergency may vary in effect upon employees and operations, the city may be required to modify duties and the status of an employee at any time during a declared civil emergency.

VARIATIONS IN EMERGENCY SITUATIONS

Emergencies may vary in their effect upon employees and operations on different shifts and at different locations. For example, city operations may close on one shift and not another or one location may be closed, but not another. In certain circumstances, the city may not close but may release employees on one shift early because of transportation or other problems.

When a civil emergency is declared, it may be precautionary in nature and may be declared before the actual emergency conditions exist and end after emergency conditions have passed.

Each situation is studied and a decision is made on the basis of specific conditions existing at the time at the particular location.

CIVIL EMERGENCY PAY

Essential, non-exempt employees that perform duties during the emergency shall be paid at two times their regular hourly rate for all hours worked during the declared civil emergency pay period. Hours worked shall count toward overtime. The civil emergency pay period will be the civil emergency declaration period.

During a declared civil emergency, essential, exempt employees may be required to work. Essential, exempt employees shall be paid according to ordinance.

Compensatory time off leave accrual or other additional benefits will not be permitted for the declared civil emergency pay period for employees not reporting to work for any reason.

Non-essential, non-exempt employees regularly scheduled to work during a declared civil emergency and who are not able to work during the declared civil emergency due to the closing of a facility, or another valid reason as defined and approved by the Mayor, or designee, shall be paid based on the employee's regular hourly rate for the normally scheduled work. Hours paid, but not worked, shall not count towards overtime.

Non-essential, exempt employees regularly scheduled to report to work during a civil emergency and who are not able to work during the civil emergency due to the closing of a facility, or another valid reason as defined and approved by the Mayor, or designee, shall receive their regular pay for the normally scheduled work.

Essential, non-exempt employees regularly scheduled to work during a declared civil emergency who are not directed to work during a declared civil emergency and are not able to work during the declared civil emergency due to the closing of a facility, or another valid reason as defined and approved by the Mayor, or designee, shall be paid based on the employee's regular hourly rate for the normally schedule work. Hours paid but not worked shall not count toward overtime.

Essential exempt employees regularly scheduled to report to work during a declared civil emergency who are not directed to work during a declared civil emergency and are not able to work during the declared civil emergency due to the closing of a facility, or another valid reason as defined and approved by the Mayor, or designee, shall receive their regular pay for the normally scheduled work.

Essential, non-exempt employees directed to work during a declared civil emergency and who do not work shall receive regular pay at the discretion and approval of the Mayor, or designee. If approved, the amount of closing pay will be his or her regular hourly rate for normally scheduled work. Hours not

ORDINANCE N° 13-5344 C.S.AMENDMENT OF CIVIL EMERGENCY PAY POLICY

worked shall not count towards overtime. Failure to report to work during declared civil emergencies by employees required for essential services may be cause for disciplinary action up to and including termination. **Exception:** Employee is unable to work with doctor's certification prior to declared civil emergency or hospitalized during the declared emergency, in which case the absence will be designated sick leave or worker's compensation, if applicable.

Essential, exempt employees directed to work during a declared civil emergency and who do not work would receive their regular pay for the normally scheduled work. However, failure to report to work during declared civil emergencies by employees required for essential services may be cause for disciplinary action up to and including termination. **Exception:** Employee is unable to work with doctor's certification prior to declared civil emergency or hospitalized during the declared emergency, in which case the absence will be designated sick leave or worker's compensation, if applicable.

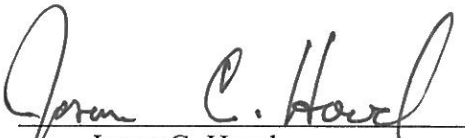
Any employee who is not scheduled to work for whatever reason and does not work during the emergency period shall receive no additional compensation or benefit. The emergency period shall not be considered as a holiday.

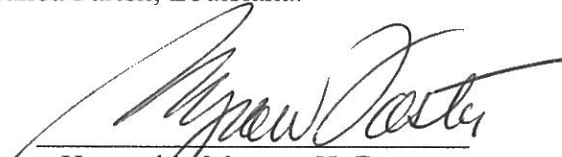
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **July 2nd, 2013** of the Hammond City Council and discussed at a public meeting held on **July 16, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Robert "Bobby" Martin and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **July 16, 2013** by the following roll call vote:

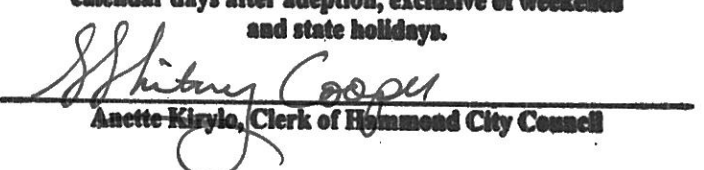
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y)
Motion approved.

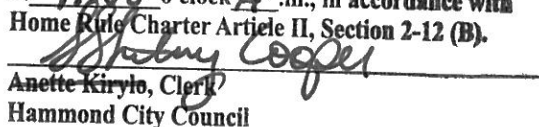
WHEREFORE the above and foregoing ordinance was declared duly adopted on this 16th, Day of July, in the year 2013, at Hammond, Tangipahoa Parish, Louisiana.

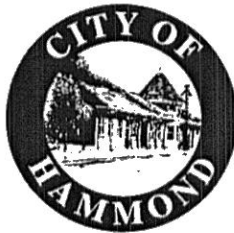

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 18th day of July, in the year 2013 at 9:30 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kiryo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 18th day of July in the year 2013 at 11:30 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council



CITY OF HAMMOND
ORDINANCE N° 13-5343 C.S.

Official Holidays for the Fiscal Year 2013-2014
Non Civil Service Employees

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An Ordinance has been adopted to set official holidays for the City of Hammond for the Fiscal Year 2013-2014 for non-civil service employees as follows:


Independence Day	Thursday	July 4, 2013
Labor Day	Monday	September 2, 2013
Columbus Day	Monday	October 14, 2013
Veterans Day	Monday	November 11, 2013
Thanksgiving Day	Thursday	November 28, 2013
Day After Thanksgiving	Friday	November 29, 2013
Christmas Eve	Tuesday	December 24, 2013
Christmas Day	Wednesday	December 25, 2013
New Year's Eve	Tuesday	December 31, 2013
New Year's Day	Wednesday	January 1, 2014
Martin Luther King, Jr.	Monday	January 20, 2014
Good Friday	Friday	April 18, 2014
Memorial Day	Monday	May 26, 2014

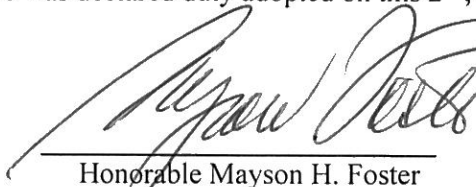
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on June 18th, 2013** of the Hammond City Council and discussed at a public meeting held **on July 2, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

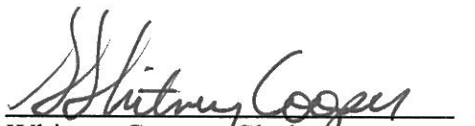
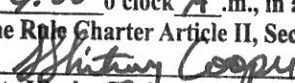
On motion by Robert "Bobby" Martin and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted **on July 2, 2013** by the following roll call vote:

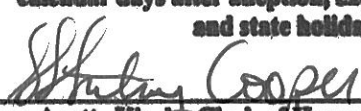
Votes: Johnny Blount (A) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (A)
Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **2nd**, Day of July, in the year 2013, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council
Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 20 day of July in the year
at 9:00 o'clock A.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
20 day of July, in the year 2013
at 9:00 o'clock A.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kirylo, Clerk of Hammond City Council



CITY OF HAMMOND
ORDINANCE N° 13-5342 C.S.

Rezoning Request from B2 to B1
1112 General Jackson
Drive (RZ2013-5-1)

BE IT ORDAINED by the Hammond City Council, that:

An Ordinance has been approved to grant a Rezoning request by Gary and Joann Sandifer to rezone Lot 19A of the French Quarter Subdivision from B2 to B1 located at 1112 General Jackson Drive (RZ2013-5-1)

WHEREAS, on June 6, 2013 the Zoning Commission recommended approval of the rezoning request by Gary and Joann Sandifer to rezone Lot 19A of the French Quarter Subdivision from B2 to B1 located at 1112 General Jackson Drive (RZ2013-5-1) and their recommendation has been forwarded to the Hammond City Council for Final Approval.

NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the rezoning request by Gary and Joann Sandifer to rezone Lot 19A of the French Quarter Subdivision from B2 to B1 located at 1112 General Jackson Drive in accordance with survey by Andrew N. Faller dated 2/20/2013 (attached hereto attached herewith)

The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on June 18th, 2013 of the Hammond City Council and discussed at a public meeting held on July 2, 2013; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Robert "Bobby" Martin and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on July 2, 2013 by the following roll call vote:

Votes: Johnny Blount (A) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (A)
Motion approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this 2nd, Day of July, in the year 2013, at Hammond, Tangipahoa Parish, Louisiana.

Jason C. Hood
President, Hammond City Council

Honorable Mayson H. Foster
Mayor, City of Hammond

Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 5th day of July, in the year 2013 at 9:00 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kiryo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 5th day of July in the year 2013 at 9:00 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5341 C.S.**

**Expanded Conditional Use Request
JayJa LLC
(ECU2013-5-1)**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

WHEREAS, on June 6, 2013 the Zoning Commission held a public hearing on Case#ECU2013-5-1 Expanded Conditional Use request by Leander & Cierra Alexander (applicant) and JayJa LLC (owner) to allow placement of a mobile home meeting all code requirements on Lot 10 Blk 6 of Barbers Addition located at 602 Second Ave; Zoned R4

WHEREAS, the Zoning Commission recommended approval (4-1 vote) of this request by Leander & Cierra Alexander (applicant) and JayJa LLC (owner) to allow placement of a mobile home with the following conditions:

- 1) The mobile home shall meet all requirements for placement of a mobile home and must be constructed to meet the latest HUD Standards; and
- 2) The approval shall be with the understanding that such use is a personal right that expires upon a change in occupancy of the property being Leander Alexander and Cierra Alexander.

NOW, THEREFORE, BE TO ORDAINED, that the City Council of Hammond, Louisiana hereby approves the Expanded Conditional Use request by Leander & Cierra Alexander (applicant) and JayJa LLC (owner) to allow placement of a mobile home on Lot 10 Blk 6 of Barbers Addition located at 602 Second Ave with the following conditions:

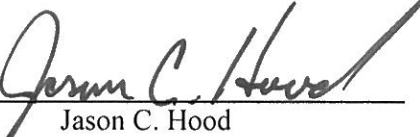
- 1) The mobile home shall meet all requirements for placement of a mobile home and must be constructed to meet the latest HUD Standards; and
- 2) The approval shall be with the understanding that such use is a personal right that expires upon a change in occupancy of the property being Leander Alexander and Cierra Alexander.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on June 18th, 2013** of the Hammond City Council and discussed at a public meeting held **on July 2, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Robert "Bobby" Martin and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted **on July 2, 2013** by the following roll call vote:

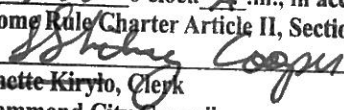
Votes: Johnny Blount (A) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (A)
Motion approved.

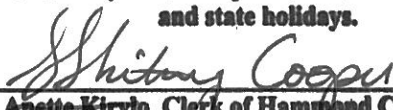
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **2nd**, Day of July, in the year **2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 5th day of July in the year 2013
at 9:00 o'clock A.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
5th day of July, in the year _____
at 9:00 o'clock A.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5340 C.S.**

Adoption of Budget Fiscal Year 2013-2014

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An Ordinance has been approved to adopt the City of Hammond budget for the Fiscal Year 2013-2014 as submitted with changes in accordance with the procedures set with in Section 5-03 of the City of Hammond Charter.


(See attached consolidated budget)


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on June 4th, 2013** of the Hammond City Council and discussed at a public meeting held on **June 18th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

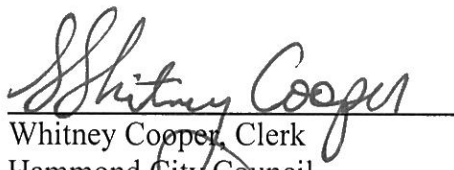
On motion by Lemar Marshall and Second by Mike Williams the foregoing ordinance was hereby declared adopted on **June 18th, 2013** by the following roll call vote:

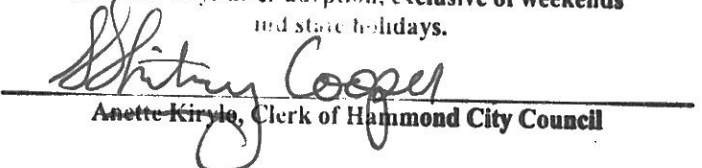
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

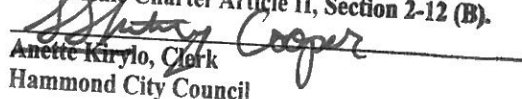
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **18th, Day of June, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 20th day of June, in the year 2013 at 10:00 o'clock a.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 20th day of June in the year 2013 at 10:52 o'clock a.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5339 C.S.**

**Waiver of Ordinance No. 2000-2692 C.S.
Fiscal Year 2013-2014**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An Ordinance has been adopted waive of ordinance No. 2000-2692 C.S. for the Fiscal Year 2013-2014 for employees as follow:

Employees with service from 1-20 years a 2% Salary increase.

Employees working from 21-30 years a 1% salary increase.

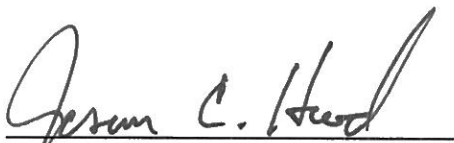
Employees working over 30 years and employees earning more than \$75,000 a 1% Increase.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on June 4th, 2013** of the Hammond City Council and discussed at a public meeting held on **June 18th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

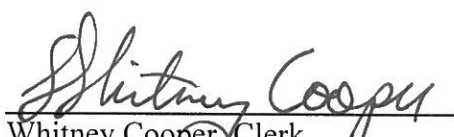
On motion by Johnny Blount and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **June 18th, 2013** by the following roll call vote:

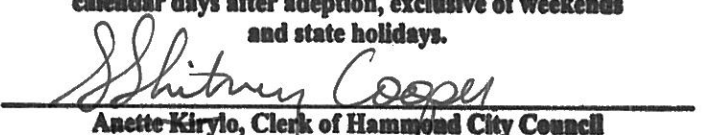
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion approved.

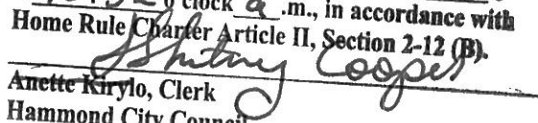
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **18th, Day of June, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
20th day of June, in the year 2013
at 10:00 o'clock a.m. said delivery being within three (3)
calendar days after adeption, exclusive of weekends
and state holidays.

Anette Kurylo, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 20th day of June in the year 2013
at 10:52 o'clock a.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kurylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5338 C.S.**

**Donation of Surplus Vehicle
2003 Dodge Durango,
Vin# 1D4HR38N43F550266A – Unit # 559.**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

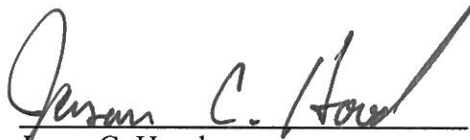
An Ordinance has been adopted for the donation of a Surplus Vehicle to be given to the Marshal's Office for serving of Truancy Paper for the Tangipahoa Parish School System. (1) 2003 Dodge Durango, Vin# 1D4HR38N43F550266A – Unit # 559.

The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **June 4th, 2013** of the Hammond City Council and discussed at a public meeting held on **June 18th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

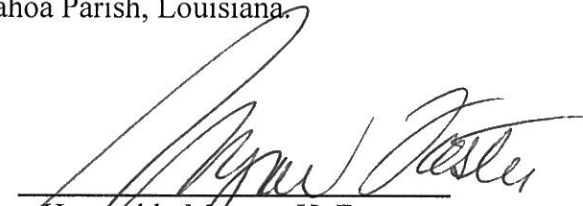
On motion by Johnny Blount and Second by Mike Williams the foregoing ordinance was hereby declared adopted on **June 18th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **18th, Day of June, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.



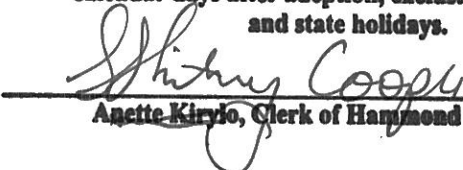
Jason C. Hood
President, Hammond City Council



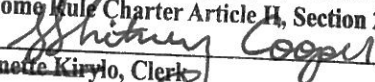
Honorable Mayson H. Foster
Mayor, City of Hammond



Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
20th day of June, in the year 2013
at 10:00 o'clock a.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kirby, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 20th day of June in the year 2013
at 10:52 o'clock a.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).


Anette Kirby, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5337 C.S.**

**Donation of Land Located at
901 E. Park Ave., Hammond, LA,**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

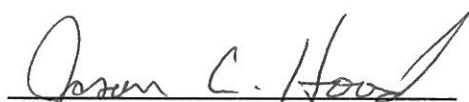
The Mayor or the Director of Administration is authorized to execute all documents necessary in their discretion to accept the donation of a certain parcel of land located at 901 E. Park Ave., Hammond, LA, and to sign all documents pertinent thereto under the terms and conditions of the Act of Donation and addendum thereto.

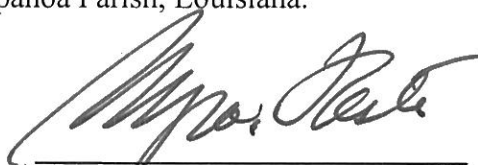
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **May 21st, 2013** of the Hammond City Council and discussed at a public meeting held on **June 4th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Johnny Blount and Second by Mike Williams the foregoing ordinance was hereby declared adopted on **June 4th, 2013** by the following roll call vote:

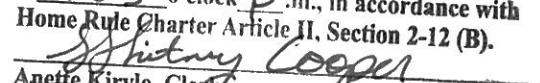
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **4th, Day of June, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council

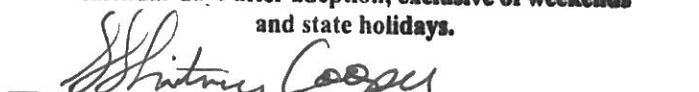

Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 5th day of June in the year 2013
at 2:05 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
5th day of June, in the year 2013
at 2:00 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5336 C.S.**

**AN ORDINANCE TO AMEND CHAPTER 22 OF THE CODE OF ORDINANCES RELATIVE
TO PARK OPERATING HOURS
AND TO PROVIDE FOR RELATED MATTERS**

WHEREAS, the City Council desires to amend Chapter 22 (Parks and Recreation) of the Code of Ordinances of the City of Hammond as provided below relative to the operations and restrictions upon the parks operated by the City.

Section 1. NOW, THEREFORE, BE IT ORDAINED by the City Council of Hammond that Chapter 22 of the Code of Ordinances be amended so that Sections 22-1, 22-2 and 22-5 shall read as follows:

CHAPTER 22 PARKS AND RECREATION

Section 22-1. – Hours.

(a) All parks operated by the City shall be open from “dawn” until “dusk” (as defined below), except that for activities approved by the City in such a park, the park shall close one-half hour after the approved activity is scheduled to end.

(b) The term “dawn” is defined as the time each morning when daylight first begins, specifically the first appearance of daylight just before sunrise. The term “dusk” is defined as the time each evening just before daylight ends, specifically between sunset and darkness.

(c) During the hours that the parks operated by the City are closed, no unauthorized personnel shall trespass upon park property and violators trespassing thereon during such hours shall be prosecuted under the trespass ordinances and statutes of the City and the State.

Section 22-2. – Parking or loitering in parks restricted.

The parking of any type of vehicle and the loitering of persons is hereby prohibited in any park operated by the City while it is closed.

...

Section 22-5. – Traffic in parks.

(a) Except as provided below, all motor vehicular traffic in all parks operated by the City shall be prohibited when the park is closed.

(b) Motor vehicle traffic is only allowed in Zemurray Park during the operating hours of the park and during activities approved by the City.

Section 2. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstances shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 3. This ordinance shall be effective as of the date of signature by the Mayor.


Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

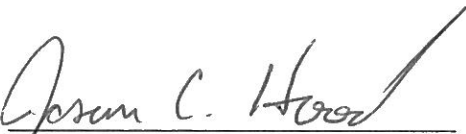
This ordinance having been submitted in writing, having been introduced at a public meeting of the Hammond city council, discussed at a public hearing of said Council and was submitted to an official vote of the Hammond city council.

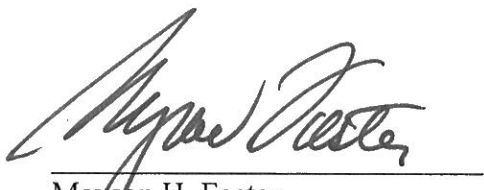
On motion of Mike Williams and seconded by Lemar Marshall, the foregoing ordinance was hereby declared adopted on this 4th day of June, 2013, by the following roll call vote:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Not Voting</u>
Johnny Blount	<u>Y</u>	_____	_____	_____
Jason Hood	<u>Y</u>	_____	_____	_____
Robert "Bobby" Martin	<u>Y</u>	_____	_____	_____
Lemar Marshall	<u>Y</u>	_____	_____	_____
Mike Williams	<u>Y</u>	_____	_____	_____

ATTEST:


Whitney Cooper
Clerk, Hammond City Council


Jason C. Hood
President, Hammond City Council


Mayson H. Foster
Mayor, City of Hammond

INTRODUCED: May 21, 2013

PUBLISHED: May 24, 2013

ADOPTED: June 4, 2013

DELIVERED TO MAYOR: June 6, 2013

APPROVED BY MAYOR: June 6, 2013

RECEIVED FROM MAYOR: June 6, 2013



**CITY OF HAMMOND
ORDINANCE N° 13-5335 C.S.**

Amend Fiscal Budget Year 2012-2013

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:


An Ordinance has been approved to amend the Budget for the Fiscal Year 2012-2013 as showed on the attach document.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on April 16th, 2013** of the Hammond City Council and discussed at a public meeting held on **May the 7th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Johnny Blount and Second by Jason Hood the foregoing ordinance was hereby declared adopted on **May 7th, 2013** by the following roll call vote:

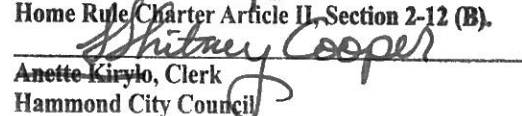
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

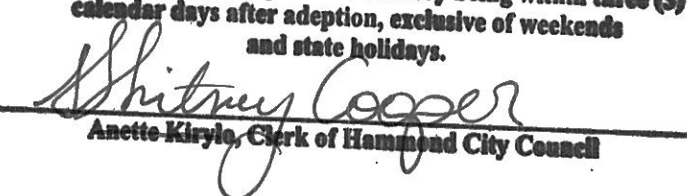
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **7th, Day of May, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Robert "Bobby" Martin
Vice President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 9 day of May in the year 2013
at 1:00 o'clock p.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 3-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
9 day of May, in the year 2013
at 11:18 o'clock a.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kiryo, Clerk of Hammond City Council

	Budget Amendment for year 2012-2013						
FUND	ACCOUNT NAME	ORG	ACCT	CURRENT BUDGET	AMENDED BUDGET	INC/(DEC)	Reason
100 GENERAL FUND	BEGINNING FUND BALANCE			\$1,388,000.00	\$908,790.00	(\$479,210.00)	More than 5%
100 GENERAL FUND	TRANSFER TO WORKER'S COMP FUND	10095000	590234	\$648,641.00	\$833,641.00	\$185,000.00	Fund already have negative beginning balance of \$184,501.00
100 GENERAL FUND	TRANSFER TO HEALTH INSURANCE	10095000	591045	\$316,900.00	\$411,900.00	\$95,000.00	
			590237				
100 GENERAL FUND	TRANSFER FROM SALES TAX FUND	10009000	491015	\$15,200,000.00	\$15,480,000.00	\$280,000.00	Year started with less fund than estimated beginning balance;thus, increa
203 SALES TAX FUND	BEGINNING FUND BALANCE			\$449,714.00	\$690,323.23	\$240,609.23	the transfer amount to full fill the gap
	TRANSFER TO G.FUND	20395000	590269	\$15,200,000.00	\$15,480,000.00	\$280,000.00	Collected more sales tax
							Increase transfer out to general fund due to general fund need
207 DDD FUND	BEGINNING FUND BALANCE			\$388,612.00	\$459,307.00	\$70,695.00	More than 5%
209 FIRE MILLAGE FUND	BEGINNING FUND BALANCE			\$845,069.00	\$899,937.00	\$54,868.00	More than 5%
217 CHILDREN'S MUSEUM	BEGINNING FUND BALANCE			\$199,983.00	\$136,394.00	(\$63,589.00)	More than 5%
237 DMV FUND	BEGINNING FUND BALANCE			\$36,060.00	\$79,232.00	\$43,172.00	More than 5%
610 WATER & SEWER FUND	BEGINNING FUND BALANCE			\$493,971.00	\$747,088.63	\$253,117.63	More than 5%
710 WORKER'S COMP FUND	BEGINNING FUND BALANCE			\$0.00	(\$184,501.00)	(\$184,501.00)	More than 5%
710 WORKER'S COMP FUND	TRANSFER FROM GENERAL FUND	7100900	491045	\$648,641.00	\$833,641.00	\$185,000.00	Increase line budget due to negative balance in fund
720 HEALTH INSURANCE FUND	BEGINNING FUND BALANCE			\$128,034.00	\$99.00	(\$127,935.00)	More than 5%
720 HEALTH INSURANCE FUND	TRANSFER FROM GENERAL FUND	7200400	491045	\$316,900.00	\$411,900.00	\$95,000.00	
803 WITNESS FEE FUND	BEGINNING FUND BALANCE			\$173,223.00	\$139,612.00	(\$33,611.00)	More than 5%
				\$36,433,748.00	\$37,327,363.86	\$893,615.86	



**CITY OF HAMMOND
ORDINANCE N° 13-5334 C.S.**

**Expanded Conditional Use Request
Los Primos Supermarket LLC
(ECU2013-2-1)**

WHEREAS, on March 7, 2013 the Zoning Commission held a public hearing on Case#ECU2013-2-1 request for Expanded Conditional Use by Los Primos Supermarket (applicant and occupant) to allow the consumption of alcohol (High) at a deli in the B2 District located at 1320 N. Morrison Blvd. Suites 118 & 119; and

WHEREAS, the Zoning Commission recommended approval of this Expanded Conditional Use request with the condition that approval is with the understanding that such use is a personal right that expires upon a change in occupancy of the property from Los Primos Supermarket.

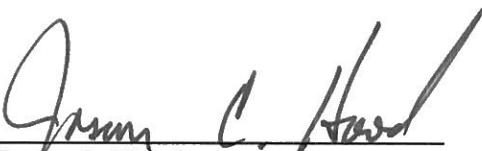
NOW, THEREFORE, BE TO ORDAINED, that the City Council of Hammond, Louisiana hereby approves the Expanded Conditional Use request to allow the consumption of alcohol (high) in a deli being Los Primos Supermarket in the B2 District located at 1320 N. Morrison Blvd. Suites 118 & 119 with the condition that approval shall be with the understanding that such use is a personal right that expires upon a change in occupancy of the property from the occupant, Los Primos Supermarket.


The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on March 19th, 2013** of the Hammond City Council and discussed at a public meeting held **on April 2nd, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

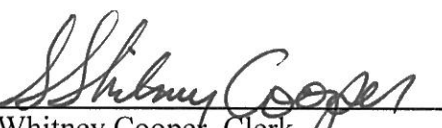
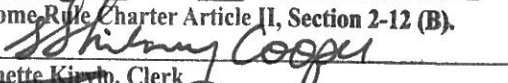
On motion by Mike Williams and Second by Lemar Marshall the foregoing ordinance was hereby declared adopted on **March 19th, 2013** by the following roll call vote:

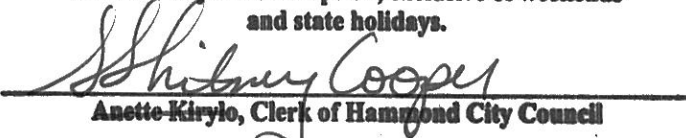
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **2nd, Day of April, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council
Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 3 day of April in the year 2013
at 11:30 o'clock a.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
3 day of April, in the year 2013
at 11:30 o'clock a.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kirylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5333 C.S.**

**Rezoning Request from RS to C3
600 S. Morrison Blvd
(RZ2013-2-1)**

WHEREAS, on March 7, 2013 the Zoning Commission held a public hearing on rezoning request Case#RZ2013-2-1 by Ross E. Downing LLC to rezone 4.59 Acres located at 600 S. Morrison Blvd. from RS to C3 in accordance with survey by Richard F. Kluge dated 2/21/1963

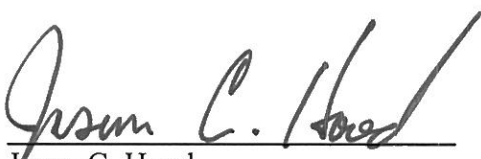
NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the rezoning request Case#RZ2013-2-1 by Ross E. Downing LLC to rezone 4.59 Acres located at 600 S. Morrison Blvd. from RS to C3 in accordance with survey by Richard F. Kluge dated 2/21/1963 (attached hereto made apart hereof)

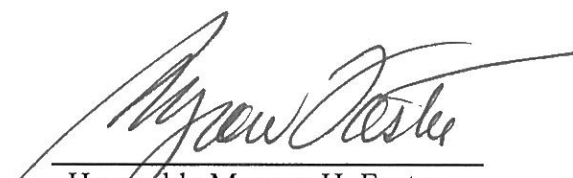
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on March 19th, 2013** of the Hammond City Council and discussed at a public meeting held **on April 2nd, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Mike Williams and Second by Johnny Blount the foregoing ordinance was hereby declared adopted on **March 19th, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **2nd, Day of April, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council

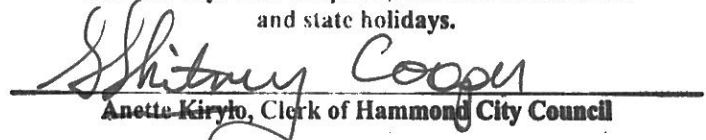

Honorable Mayson H. Foster
Mayor, City of Hammond



Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the

3 day of April, in the year 2013
at 11:30 o'clock a.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.


Anette Kinyo, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 3 day of April in the year 2013
at 11:30 o'clock a.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kinyo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5332 C.S.**

Final Approval Locascio Subdivision

WHEREAS, on March 7, 2013 the Planning Commission recommended final approval of Locascio Subdivision (SDF2013-2-1) with a performance bond to complete water & sewer improvements with the following conditions;

1. Provide a Performance Bond that is acceptable by the City Attorney;
2. Satisfy all requirements of the City Engineer, Director of Water & Sewer, and Director of Streets & Drainage;
3. Acceptance statement on the final plat is acceptable by the City Attorney,
4. Remove the words "Locascio Lane" from the plat and all construction plans; and

WHEREAS, the Planning Commission recommended acceptance of dedication for a 15' utility servitude for the maintenance of public utilities.

NOW, THEREFORE, BE IT ORDAINED,

Section 1: That the Hammond City Council hereby grants Final Subdivision approval of Locascio Subdivision with acceptance of a Performance Bond for the construction of water & sewer improvements, and acceptance of dedication for a 15' utility servitude for maintenance of public utilities all in accordance with Civil Engineering Plans by Greyden Engineering dated revised 3-18-2013 and final plat by David L. Patterson dated revised 6-15-2012 (attached hereto made a part hereof)

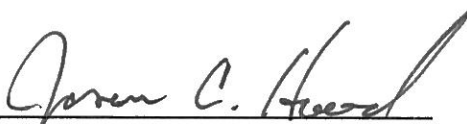
Section 2: That Final Subdivision approval of Locascio Subdivision is conditioned upon 1) the performance bond is acceptable by the City Attorney, 2) all requirements of the City Engineer, Director of Water & Sewer, and Director of Streets & Drainage are satisfied, 3) Acceptance statement on the final plat is acceptable by the City Attorney, 4) Remove "Locascio Lane" from the final plat and all construction plans.

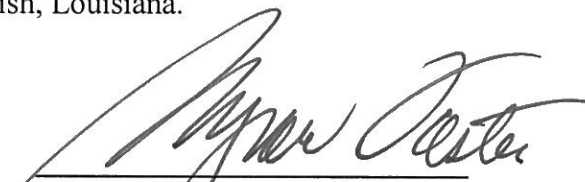
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **March 5th, 2013** of the Hammond City Council and discussed at a public meeting held on **March 19th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


On motion by Mike Williams and Second by Robert "Bobby" Martin the foregoing ordinance was hereby declared adopted on **March 19th, 2013** by the following roll call vote:

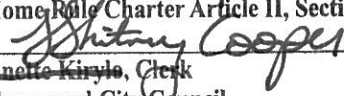
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

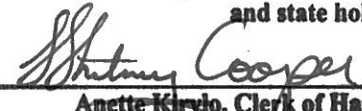
WHEREFORE the above and foregoing ordinance was declared duly adopted on this **19th, Day of March, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 20 day of March in the year 2013
at 12:28 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kinylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
20 day of March, in the year 2013
at 12:28 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Kinylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5331 C.S.**

Surplus of movable property

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

An Ordinance has been adopted to authorize the Purchasing Department to declare the below list items of movable property as surplus and to be sold through Govdeals.com

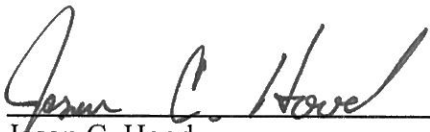
- 1 – 1998 Crown Vic. Unit# 426 – VIN# 2FAFP71WZWX154324
- 2 – 2002 Dodge Durango Unit# 557 – VIN# 1D4HR38N23F550265
- 3 – 2005 Crown Vic. Unit# 589 – VIN# 2FAFP71W05X126066
- 4 – 2003 Crown Vic. Unit# 550 – VIN# 2FAF71W43X171525
- 5 – 2002 Dodge Ram 2500 Unit# 542 – VIN# 3B7KC23Z82M287450
- 6 – 1999 Ford F-150 Unit# 441 – VIN# 2FTZF1728XCA34709
- 7 – 1983 John Deere 450-D Dozer Unit# 165 VIN# T0450DC702032

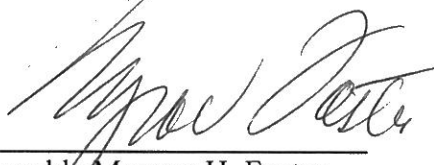
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **February 19th, 2013** of the Hammond City Council and discussed at a public meeting held on **March 5th, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

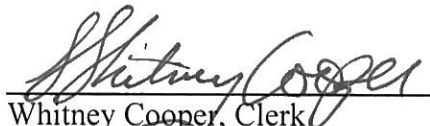
On motion by Mike Williams and Second by Robert “Bobby” Martin the foregoing ordinance was hereby declared adopted on **March 5th, 2013** by the following roll call vote:

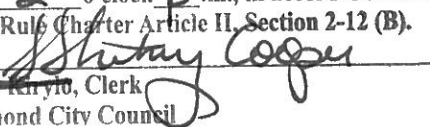
Votes: Johnny Blount (A) Jason Hood (Y) Robert “Bobby” Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **5th, Day of March, in the year 2013**, at Hammond, Tangipahoa Parish, Louisiana.

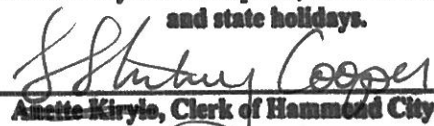

Jason C. Hood
President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 6 day of March in the year 2013
at 2 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Kiryla, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
6 day of March, in the year 2013
at 2 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kiryla, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE NO. 13-5330 C.S.**

AN ORDINANCE AUTHORIZING THE PURCHASE OF 120 SOUTH OAK STREET AND ADJOINING LOTS FROM WHITNEY BANK FOR THE PRICE OF SIX HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$625,000.00) AND PROVIDING FOR RELATED MATTERS

BE IT ORDAINED by the Hammond City Council that:

WHEREAS, the Council hereby declares that certain property located at 120 South Oak Street being the former Hancock Bank location and adjoining lots (the "Property") owned by Whitney Bank ("Owner") is necessary for a public purpose; and

WHEREAS, the City and Owner have entered into a purchase agreement dated April 26, 2012 (including all extensions, referred to as the "Purchase Agreement"), for the purchase of the Property for the sum of Six Hundred Twenty-Five Thousand Dollars (\$625,000.00).

THEREFORE, Mayson Foster, Mayor of the City of Hammond, or Pete Panepinto, Director of Administration are each authorized to acquire the Property on behalf of the City of Hammond for the price of Six Hundred Twenty-Five Thousand Dollars (\$625,000.00) pursuant to the Purchase Agreement; and the Mayor or Director of Administration are each authorized to do so by execution of the act of sale and all documents necessary for such purpose.

The Council further determines that time is of the essence in this transaction; therefore this ordinance shall become effective on the date of signature by the Mayor.

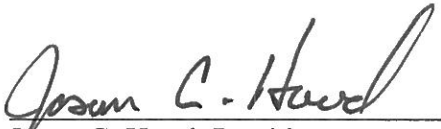
This ordinance having been submitted in writing, having been introduced at a public meeting of the Hammond City Council, discussed at a public hearing of said Council and was submitted to an official vote of the Hammond City Council.


On motion of Robert "Bobby" Martin and seconded by Mike Williams, the foregoing ordinance was hereby declared adopted on this **5th day of March, 2013**, by the following roll call vote:

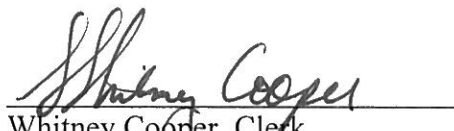
	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Not Voting</u>
Johnny Blount	<u> </u>	<u> </u>	<u> A </u>	<u> </u>
Mike Williams	<u> Y </u>	<u> </u>	<u> </u>	<u> </u>
Robert "Bobby" Martin	<u> Y </u>	<u> </u>	<u> </u>	<u> </u>
Lemar Marshall	<u> Y </u>	<u> </u>	<u> </u>	<u> </u>
Jason Hood	<u> Y </u>	<u> </u>	<u> </u>	<u> </u>

ORDINANCE NO. 13-5330 C.S.
AN ORDINANCE AUTHORIZING THE PURCHASE OF 120 SOUTH OAK
STREET AND ADJOINING LOTS

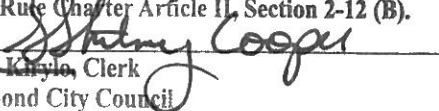
ATTEST:

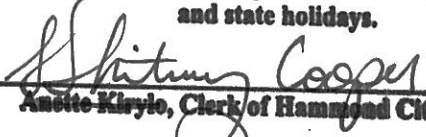

Jason C. Hood, President
Hammond City Council


Honorable Mayson H. Foster, Mayor
City of Hammond


Whitney Cooper, Clerk
Hammond City Council

INTRODUCED:	February 19, 2013
PUBLISHED:	February 27, 2013
ADOPTED:	March 5, 2013
DELIVERED TO MAYOR:	March 6, 2013
APPROVED BY MAYOR:	March 6, 2013
RECEIVED FROM MAYOR:	March 6, 2013

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 6 day of March in the year 2013
at 2 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Klaylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
6 day of March, in the year 2013
at 2 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Klaylo, Clerk of Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5329 C.S.**

**Authorization to appropriate \$350,000
for the Police Department Purchase and Construction**

BE IT ORDAINED by the City Council of Hammond, Louisiana, that:

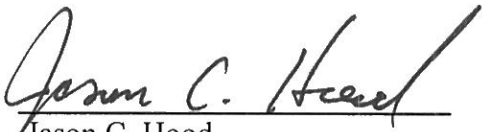
An ordinance has been accepted to authorize the appropriation of \$350,000 from project No. 429-10843 (Club Deluxe Improvement) to the Police Department Purchase and Construction Account No. 429-31305.

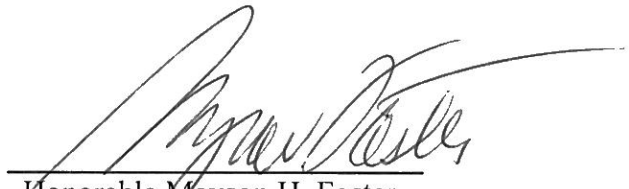
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on February 5, 2013** of the Hammond City Council and discussed at a public meeting held **on February 19, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

On motion by Johnny Blount and Second by Robert "Bobby" Martin the foregoing ordinance was hereby declared adopted on **February 19, 2013** by the following roll call vote:

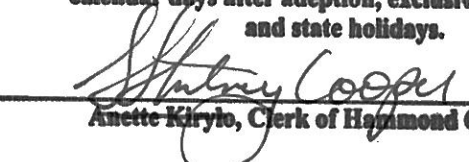
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

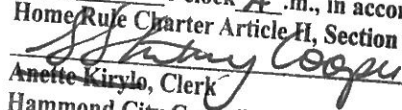
WHEREFORE the above and foregoing ordinance was declared duly adopted on this 19th, Day of February, in the year 2013, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
Vice President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the 22 day of February, in the year 2013 at 8:15 o'clock A.m. said delivery being within three (3) calendar days after adoption, exclusive of weekends and state holidays.

Anette Kirylo, Clerk of Hammond City Council

Recordation of Receipt Received from the Mayor of the City of Hammond on the 22 day of February in the year 2013 at 8:15 o'clock A.m., in accordance with Home Rule Charter Article II, Section 2-12 (B).

Anette Kirylo, Clerk
Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5328 C.S.**

**Final Subdivision for Westwood Village Phase 2
Case #SDF2011-6-3**

WHEREAS, on December 1, 2011 the Planning Commission voted to recommend approval of Final Subdivision for Westwood Village Phase 2; subject to the following conditions:

1. Amend final plat survey to show an additional 5 foot servitude along west side of Pete Nicolosi Dr. for maintenance of fire protection line, to be signed by owner(s) of the 5 foot servitude;
2. Provide separate off-site servitude survey and written dedication statement for a servitude for maintenance of the water meters on Tammy Drive, to be signed by the applicable lot owners and owners of Tammy Drive right-of-way
3. Amend Home Owners Association documents to meet requirements of City Attorney
4. Make the following additional corrections to the submitted plat dated 11/30/11 or as-built prior to forwarding to Council.
 - a. Remove "duplexes" from note # 2
 - b. Change revision date on plat to date of latest revision; and

WHEREAS, the Planning Commission recommended acceptance of a 45' utility servitude on Pete Nicolosi Dr. (Private); and

WHEREAS, the Planning Commission recommended acceptance of a 60' utility servitude on Tina Dr. (Private) for maintenance of city water improvements all in accordance with plat by Robert G. Barrilleaux dated revised 6/9/2012 (attached hereto and made a part hereof); and

WHEREAS, the Planning Commission recommended acceptance of a 50' servitude on Tammy Dr. (Private) for maintenance of water meters only and authorizing the Mayor to sign all predial servitude agreements for Tammy Drive all in accordance with survey by Robert G. Barrilleaux dated revised 11/6/2012 (attached hereto and made a part hereof); and

WHEREAS, all of the conditions as set forth above have been satisfied.

NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the following:

Section 1: Approves of Final Plat & As Built for Westwood Village Phase 2 by Robert G. Barrilleaux dated revised 6/9/2012

Section 2: Acceptance of dedication of a 45' utility servitude on Pete Nicolosi Drive (Private) for maintenance of city water improvements;

Section 3: Acceptance of dedication of a 60' utility servitude on Tina Drive (Private) for maintenance of city water improvements;

Sections 1 through 3 herein are approved in accordance with the survey by Robert G. Barrilleaux dated revised 6/9/2012, (attached hereto and made a part hereof.)

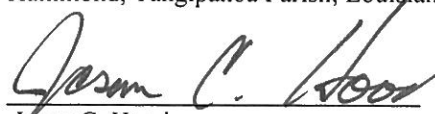
Section 4: Acceptance of dedication of a 50' servitude on Tammy Drive (Private) for maintenance of water meters only and approves the authorization for the Mayor to sign all predial servitude agreements all in accordance with survey by Robert G. Barrilleaux dated revised 11/6/2012, (attached hereto and made a part hereof).

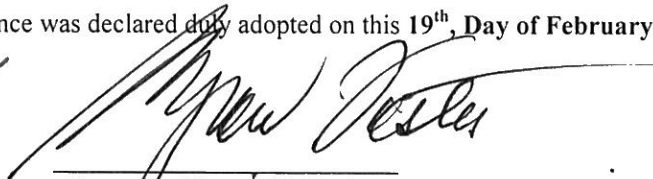
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting on **February 5, 2013** of the Hammond City Council and discussed at a public meeting held on **February 19, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.


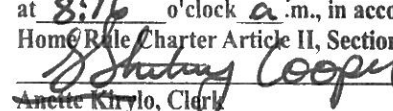
On motion by Lemar Marshall and Second by Johnny Blount the foregoing ordinance was hereby declared adopted on **February 19, 2013** by the following roll call vote:

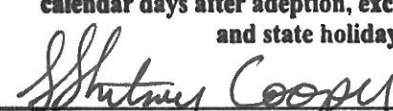
Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (Y) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **19th**, Day of **February**, in the year **2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
Vice President, Hammond City Council


Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council
Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 22 day of February in the year 2013
at 8:16 o'clock a.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).

Anette Khylo, Clerk
Hammond City Council

CERTIFICATE OF DELIVERY
In accordance with Home Rule Charter Article II,
Section 2-12 (A), the above Ordinance was delivered to
the Mayor of the City of Hammond on the
22 day of February, in the year 2013
at 8:15 o'clock a.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.

Anette Khylo, Clerk of Hammond City Council



ORDINANCE N° 13-5327 C.S.

AN ORDINANCE TO REDISTRICT THE CITY OF HAMMOND CITY COUNCIL AFTER THE 2010 FEDERAL DECENNIAL CENSUS

BE IT ORDAINED by the Council of the City of Hammond, Parish of Tangipahoa, State of Louisiana, in regular session assembled, a proper quorum being there and then present, on the **5th day of February, 2013** that:

SECTION 1:

WHEREAS, the U.S. Census for the year 2010 reveals that the City of Hammond Council Election Districts require redistricting in order to conform to the requisites of law;

THEREFORE BE IT ORDAINED BY THE CITY OF HAMMOND COUNCIL, a political subdivision of the State of Louisiana, acting as the governing body of said municipality, and in accordance with the authority granted it by the laws of the State of Louisiana, adopts proposed **Plan 1** as the City of Hammond Council's five (5) single member election districts as described in **Section 2** of this ordinance; and further identified by the attached map identified as **Exhibit 1: Hammond – Plan 1.**

SECTION 2:

The City of Hammond Council does hereby establish new districts to be utilized in the next regularly scheduled elections for the office of City Council in Hammond, Louisiana, as follows:

District 1

Beginning at the intersection of University Avenue and the Illinois Central Railway, then south on the Illinois Central Railway to its intersection with Thomas Street, then east on Thomas Street to its intersection with Chestnut Street, then south on Chestnut Street to its intersection with Coleman Avenue, then east on Coleman Avenue to its intersection with Walnut Street, then south on Walnut Street to its intersection with Louisiana Avenue, then east on Louisiana Avenue to its intersection with the Hammond corporate limits, then north, east, north and west in a counter clockwise direction on the Hammond corporate limits to its intersection with the Illinois Central Railway, then south on the Illinois Central Railway to its intersection with the point of beginning.

District 2

Beginning at the intersection of University Avenue and the Illinois Central Railway, then south on the Illinois Central Railway to its intersection with Thomas Street, then east on Thomas Street to its intersection with Chestnut Street, then south on Chestnut Street to its intersection with Coleman Avenue, then east on Coleman Avenue to its intersection with Walnut Street, then south on Walnut Street to its intersection with Louisiana Street, then east on Louisiana Street to its intersection with the Hammond corporate limits, then east, south, west and southwest in a clockwise direction on the Hammond corporate limits to its intersection with the Illinois Central Railway, then north on the Illinois Central Railway to its intersection with 2nd Avenue, then west on 2nd Avenue to its intersection with Spruce Street, then north on Spruce Street to its

intersection with Stanley Street, then west on Stanley Street to its intersection with Washington Avenue, then north on Washington Avenue to its intersection with Coleman Avenue, then west on Coleman Avenue to its intersection with Linden Avenue, then north on Linden Avenue to its

intersection with Thomas Street, then west on Thomas Street to its intersection with Ruland Street, then north on Ruland Street to its intersection with Church Street, then east on Church Street to its intersection with Linden Avenue, then north on Linden Avenue to its intersection with Blackburn Road, then northwest on Blackburn Road to its intersection with Cedar Place, then north and west on Cedar Place to its intersection with Pecan Street, then north on Pecan Street to its intersection with Western Avenue, then east on Western Avenue to its intersection with College Dr, then north on College Dr to its intersection with University Avenue, then east on University Avenue to its intersection with General Pershing Street, then south on General Pershing Street to its intersection with Western Avenue, then east on Western Avenue to its intersection with Oak Street, then north on Oak Street to its intersection with University Avenue, then east on University Avenue to its intersection with the point of beginning.

District 3

Beginning at the intersection of Morrison Blvd and Corbin Road, then east on Corbin Road to its intersection with Mooney Avenue, then north on Mooney Avenue to its intersection with Coleman Avenue, then east on Coleman Avenue to its intersection with Washington Avenue, then south on Washington Avenue to its intersection with Stanley Street, then east on Stanley Street to its intersection with Spruce Street, then south on Spruce Street to its intersection with 2nd Avenue, then east on 2nd Avenue to its intersection with the Illinois Central Railway, then south on the Illinois Central Railway to its intersection with the Hammond corporate limits, then south, east, west and north in a clockwise direction on the Hammond corporate limits to its intersection with State Route 1040, then northeast on State Route 1040 to its intersection with Rue Saint Martin, then south and east on Rue Saint Martin to its intersection with Rue de la Paix, then south on Rue de la Paix to its intersection with Rue Simone, then east on Rue Simone to its intersection with Morrison Avenue, then north on Morrison Avenue to its intersection with the point of beginning.

District 4

Beginning at the intersection of Muscarello Lane and Morrison Blvd, then south on Morrison Blvd to its intersection with Western Avenue, then east on Western Avenue to its intersection with Pecan Street, then south on Pecan Street to its intersection with Cedar Place, then east and south on Cedar Place to its intersection with Blackburn Road, then southeast on Blackburn Road to its intersection with Linden Avenue, then south on Linden Avenue to its intersection with Church Street, then west on Church Street to its intersection with Ruland Street, then south on Ruland Street to its intersection with Thomas Street, then east on Thomas Street to its intersection with Linden Avenue, then south on Linden Avenue to its intersection with Coleman Avenue, then west on Coleman Avenue to its intersection with Mooney Avenue, then south on Mooney Avenue to its intersection with Corbin Road, then west on Corbin Road to its intersection with Morrison Avenue, then south on Morrison Avenue to its intersection with Rue Simone, then west on Rue Simone to its intersection with Rue de la Paix, then north on Rue de la Paix to its intersection with Rue Saint Martin, then west and north on Rue Saint Martin to its intersection with State Route 1040, then west on State Route 1040 to its intersection with the Hammond corporate limits, then west, north and east in a clockwise direction on the Hammond corporate limits to its intersection with Muscarello Lane, then east on Muscarello Lane to its intersection with the point of beginning.

District 5

Beginning at the intersection of the Illinois Central Railway and University Avenue, then west on University Avenue to its intersection with Oak Street, then south on Oak Street to its intersection with Western Avenue, then west on Western Avenue to its intersection with General Pershing Street, then north on General Pershing Street to its intersection with University Avenue, then west on University Avenue to its intersection with College Dr, then south on College Dr to

its intersection with Western Avenue, then west on Western Avenue to its intersection with Pecan Street, then north on Pecan Street to its intersection with Western Avenue, then west on Western Avenue to its intersection with Morrison Avenue, then north on Morrison Avenue to its

intersection with Muscarello Lane, then west on Muscarello Lane to its intersection with the Hammond corporate limits, then north, east and south on the Hammond corporate limits to its intersection with the Illinois Central Railway, then south on the Illinois Central Railway to its intersection with the point of beginning.

SECTION 3:

This ordinance shall be submitted to the United States Department of Justice in accordance with Section 5 of the Voting Rights Act of 1965.

SECTION 4:

This ordinance shall become effective upon the receipt by the City of Hammond Council of a letter of no objection from the United States Justice Department or no action by the United States Justice Department with regard to the redistricting plan submitted to it by the City of Hammond Council.

SECTION 5: REPEAL

All ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

All ordinances not in conflict herewith and not affected by the amendment hereinabove set forth are hereby maintained in full force and effect as if re-enacted herein.

The repeal of an ordinance shall not effect any punishment or penalty incurred before the repeal took effect, or any suit, prosecution or proceedings pending at the time of the repeal, for an offense committed under the ordinance repealed.

SECTION 6: SEVERABILITY

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by any Court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrases, clauses, sentence, paragraph or section. If the provisions of this ordinance, or the application thereof to any person, fact, situation or circumstance are held invalid, the remainder of this ordinance and the application of such provisions to the other persons, facts, situations or circumstances, shall not be affected thereby.

SECTION 7: INVALIDATION

If any provision of this ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications and, to that end, any and all provisions of this ordinance and applications thereof are declared to be severable.

The motion to adopt was submitted by Council Member Robert “Bobby” Martin and seconded by Council Member Mike Williams.

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

YEAS: 4

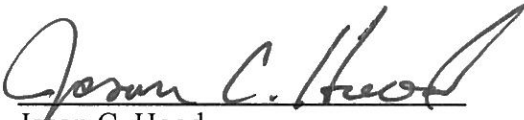
NAYS: 0

ABSENT: 1


ABSTAIN: 0

And the Ordinance was declared adopted on this, the **5th day of February, 2013**, at the regular meeting of the City of Hammond Council.

ATTEST:



Jason C. Hood
President, Hammond City Council



Whitney Cooper
Clerk, Hammond City Council



**CITY OF HAMMOND
ORDINANCE N° 13-5326 C.S.**

**Rezoning Request from R5 to S-Special District
22 White Oak Court Units 1-4
Case #RZ2012-12-1**

WHEREAS, on January 3, 2013 the Zoning Commission held a public hearing on rezoning request Case#RZ2012-12-1 by Maurice Jordan (applicant/owner) to rezone Lot C-4 of Oak Knoll Estates located at 22 White Oak Court Units 1-4 from R5 to S-Special District

WHEREAS, the Zoning Commission recommended approval of this rezoning request with the following conditions:

- 1) The special district guidelines will be in accordance with the survey by Gilbert Sullivan dated October 11, 2012 and with the Oak Knoll Association Letter dated Nov. 28, 2012 (attached hereto made a part hereof);and
- 2) The White Oak Townhome restrictions and covenants approved by the City Attorney

NOW, THEREFORE, BE IT ORDAINED, that the City Council of Hammond, Louisiana hereby approves the rezoning request Case#RZ2012-12-1 by Maurice Jordan (applicant/owner) to rezone Lot C-4 of Oak Knoll Estates located at 22 White Oak Court Units 1-4 from R5 to S-Special District with the following conditions:

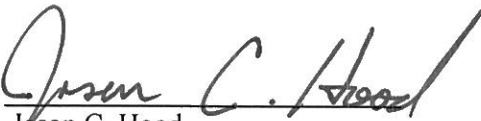
- 1) The special district guidelines will be in accordance with the survey by Gilbert Sullivan dated October 11, 2012 and with the Oak Knoll Association Letter dated Nov. 28, 2012 (attached hereto made a part hereof);and
- 2) The White Oak Townhome restrictions and covenants approved by the City Attorney

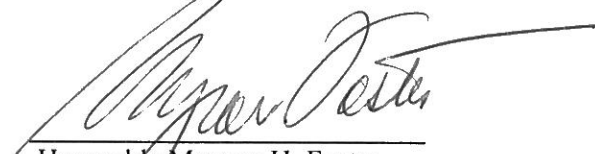
The above and foregoing ordinance having been duly submitted to the Hammond City Council in writing; introduced at a public meeting **on January 15, 2013** of the Hammond City Council and discussed at a public meeting held **on February 5, 2013**; after motion and second was submitted to the official vote of the Hammond City Council.

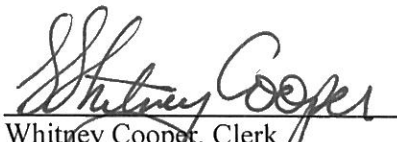
On motion by Mike Williams and Second by Johnny Blount the foregoing ordinance was hereby declared adopted on **February 5, 2013** by the following roll call vote:

Votes: Johnny Blount (Y) Jason Hood (Y) Robert "Bobby" Martin (Y) Lemar Marshall (A) Mike Williams (Y) Motion carried approved.

WHEREFORE the above and foregoing ordinance was declared duly adopted on this **5th**, Day of **February**, in the year **2013**, at Hammond, Tangipahoa Parish, Louisiana.


Jason C. Hood
Vice President, Hammond City Council

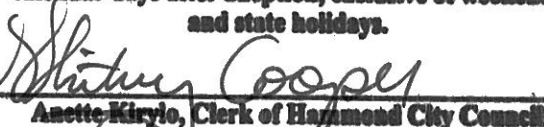

Honorable Mayson H. Foster
Mayor, City of Hammond


Whitney Cooper, Clerk
Hammond City Council

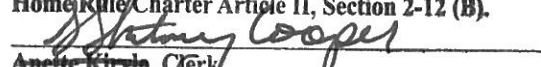
CERTIFICATE OF DELIVERY

In accordance with Home Rule Charter Article II, Section 2-12 (A), the above Ordinance was delivered to the Mayor of the City of Hammond on the

6 day of February, in the year 2013
at 3:30 o'clock P.m. said delivery being within three (3)
calendar days after adoption, exclusive of weekends
and state holidays.


Anette Kirby, Clerk of Hammond City Council

Recordation of Receipt Received from the
Mayor of the City of Hammond on
the 6 day of February in the year 2013
at 3:15 o'clock P.m., in accordance with
Home Rule Charter Article II, Section 2-12 (B).


Anette Kirby, Clerk
Hammond City Council