

MINUTES

BOARD OF TRUSTEES  
JEFFERSON PARISH FINANCE AUTHORITY

REGULAR MEETING  
JOSEPH S. YENNI BUILDING  
200 DERBIGNY STREET  
COUNCIL CHAMBERS - SECOND FLOOR  
GRETNA, LA 70053

Monday, February 5, 2018  
10:30 A.M.

**Editor's Note:** These minutes were drafted from recollection and manual notes as the recorder was malfunctioning and no recording was made of what transpired during the meeting.

The Regular Meeting of the Board of Trustees of the Jefferson Parish Finance Authority was held on Monday, January 8, 2018, 10:30 A.M., ., General Government Building, 200 Derbigny Street, Council Chambers, Second Floor, Gretna, Louisiana 70053.

Mr. Gregory Faia, Chairman, called the meeting to order at 10:30 A.M. **Members Present:** Mr. Lynwood Allemore, Mr. Jackie Berthelot, Mr. Mitchell L. Boyter, Mr. Dennis DiMarco, Mr. Gregory G. Faia, Mr. Frank L. Muscarello, Ms. Marcy Planer, and Mr. Dalton Simmons.

**Others Attending:**

NAME	FIRM
Valerie Brolin	Executive Director
Shaun Toups	Government Consultants
Betty Earnest	Becknell Law Firm
Rob Konrad	Konrad Law Firm

The meeting opened with the Pledge of Allegiance and Invocation.

**APPROVAL OF MINUTES**

Motion was offered by Mr. Frank Muscarello, seconded by Mr. Jackie Berthelot, to approve the Jefferson Parish Finance Authority Minutes of January 29, 2018.

YEAS: (8)                      NAYS: (0)                      ABSENT: (0)

Motion carried unanimously.

**TREASURER'S REPORTS / RECOMMENDATIONS**

Motion was offered by Mr. Mitchell Boyter, seconded by Mr. Dennis DiMarco, to approve JPFA Expenses Totaling \$2,850.00.

YEAS: (8)                      NAYS: (0)                      ABSENT: (0)

Motion carried unanimously.

**PUBLIC ADDRESSES TO THE BOARD** - There were no Public Addresses to the Board.

## **COMMITTEE REPORTS**

### **Advertisement and Marketing Committee -**

There were 8 communications for the week of January 29, 2018 thru February 2, 2018. Reports on file.

## **GENERAL REPORTS**

### **Executive Director Report (Valerie Brolin)**

There was a discussion regarding the advertisement of the request for SOQ for general counsel of the JPFA. Advertisement will begin February 7, 2018 in the official journal/legal ads section of the Times Picayune.

There was a discussion regarding the resolution placed on the agenda requesting an opinion from the Louisiana Attorney General regarding the designation of the Jefferson Parish Finance Authority and the purview of the Jefferson Parish Office of the Inspector General.

The Board was reminded that the next Board Meeting will be on Monday, February 19, 2018, at the General Government Building. The February 12, 2018 meeting is cancelled as a result of the Lundi Gras Holiday.

### **Financial Advisor Report (Government Consultants of Louisiana)**

There was a discussion regarding the overall increase of mortgage rates market wide and the impacts on the TBA programs as well as the potential for future bond issues.

### **General Counsel Report (Rob Konrad)**

There was a discussion regarding the circumstances surrounding the resignation of Rob Konrad as General Counsel for the JPFA.

### **Loan Program Reports (Jefferson Parish Finance Authority)**

The SMAP (Southern Mortgage Assistance Program) Weekly Summary Report dated February 5, 2018 was reviewed and distributed. Report on file.

## **APPROVALS -**

1.

The following resolution was offered by Mr. Frank Muscarello, and seconded by Mr. Jackie Berthelot:

**A resolution authorizing the Jefferson Parish Finance Authority to supplement and expand its participation in the Freddie Mac HFA Advantage Program as part of its MAP programs; and other matters in connection therewith.**

**WHEREAS, the Board of Trustees (the "Board") of the Jefferson Parish Finance Authority (the "Authority") in order to provide for and protect the public health,**

safety and welfare of the citizens of Jefferson Parish, Louisiana (the "Parish) and, in furtherance thereof, established a mortgage origination program pursuant to which mortgages are made to qualifying borrowers ("Borrower/s") by participating lenders pursuant to the Mortgage Assistance Program (collectively, the "MAP Programs"); and

WHEREAS, the Authority expanded the MAP Programs to include various mortgage loans which qualify in the Freddie Mac HFA Advantage Mortgages Program (the "Freddie Advantage Program"); and

WHEREAS, in order to make available additional loan options to Borrowers it is desirable to supplement and expand the Freddie Advantage Program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Jefferson Parish Finance Authority, acting as the governing authority thereof, that:

Section 1. This Board hereby approves and authorizes the supplementation and expansion of the Freddie Advantage Program implemented initially in September, 2015 and supplemented January 8, 2018. It is further hereby found, determined and declared that single family housing ownership will provide for and promote the public health, safety, morals and welfare of the citizens of the Parish.

Section 2. The Freddie Advantage Program of the Authority is expanded to include four percent (4%) assistance loans.

Section 3. The Term Sheet and Rate Sheet for the Freddie Advantage Program shall be revised and updated to include the provisions of this Resolution.

Section 4. The Amended and Restated Mortgage Origination, Sale and Servicing Agreement by and among the Authority, Standard Mortgage Corporation and certain participating mortgage lenders and the Amended and Restated Purchase Agreement, as amended by and among the Authority, Standard and George K. Baum & Company remain in effect and unchanged.

Section 5. The Chairman, the Vice-Chairman, the Secretary and/or the Executive Director of the Authority are each hereby authorized to execute certificates, contracts, letters of instruction and written requests, whether or not mentioned herein, as may be necessary or convenient to carry out or assist in carrying out the purposes of this Resolution, and to deliver said documents to the other parties thereto.

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

YEAS: (8)

NAYS: (0)

ABSENT: (0)

WHEREUPON, this resolution was declared to be adopted on the 5<sup>th</sup> day of February, 2018.

2.

On motion of Mr. Frank Muscarello, seconded by Mr. Dalton Simmons, the following resolution was offered:

#### RESOLUTION

A resolution authorizing the General Counsel of the Jefferson Parish Finance Authority to request an opinion from the Louisiana Attorney General to determine if the Jefferson Parish Finance Authority falls under the purview of the Jefferson Parish Office of the Inspector General.

WHEREAS, the Jefferson Parish Finance Authority (the "Authority") is a public trust created pursuant to the provisions of the Louisiana Public Trust Act contained in Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950, as amended, La. R.S. 9:2341-2347, inclusive; and

WHEREAS, the funds generated for the operations and investments made by the Authority are generated by the Authority via mortgage service fees, interest earnings, and equity generated from the sale and roll-up of previous bond programs; and

WHEREAS, the Authority receives no funding from the Parish of Jefferson for its operations; and

WHEREAS, an audit report was generated by the Jefferson Parish Office of the Inspector General (hereinafter "JPOIG") titled 2016-0021: Jefferson Parish Finance Authority and issued December 1, 2017 (hereinafter the "Report"); and

WHEREAS, within the Executive Summary of the Report, the JPOIG lists its Audit Results and the first of which states, "The JPFA is a separate entity from Jefferson Parish," and

WHEREAS, within the Executive Summary of the report, the JPOIG lists its Recommendations and the first one of which states "The Parish should recognize the JPFA as an entity separate from Parish government,"; and

WHEREAS, it is noted in numerous locations within the Report that the Authority should be regarded as a separate entity from Jefferson Parish; and

WHEREAS, Sec. 2-155.10. (2) of the Code of Ordinances for Jefferson Parish defines the purpose of the Office of the inspector general as follows:

(2) *Purpose.* The purpose of this section is to establish a full-time program of investigation, audit, inspections, and performance review to provide increased accountability and oversight of entities of parish government or special districts or entities receiving funds through the parish, and to assist in improving agency operations and deterring and identifying, fraud, waste, abuse, and illegal acts. Further, in pursuing its mandate to prevent and detect fraud, waste, abuse and illegal acts, the office of inspector general shall use all the powers in this article to assist management in the establishment of effective systems of control.

WHEREAS, the purpose includes "oversight of entities of parish government or special districts or entities receiving funds through the parish,"and

WHEREAS, the Board of Trustees of the Authority desires to seek clarification from the Louisiana Attorney General (the "Attorney General") regarding whether or not the Authority falls under the definition of an entity of parish government; and

WHEREAS, the Board of Trustees of the Authority desires to seek clarification from the Louisiana Attorney General regarding whether or not the Authority falls under the purview of the JPOIG; and

WHEREAS, the Board of Trustees of the Authority desires to authorize its General Counsel to request an opinion from the Attorney General regarding the aforementioned issues.

NOW, THEREFORE, be it resolved that:

**Section 1. The General Counsel of the Authority is hereby authorized to take any and all actions necessary to request an opinion from the Attorney General regarding whether the Authority falls under the definition of an entity of parish government and whether the Authority falls under the purview of the JPOIG.**

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

**YEAS: (8)                      NAYS: (0)                      ABSTAIN: (0)                      ABSENT: (0)**

**And the Resolution was declared adopted this the 5<sup>th</sup> day of February, 2018.**

**PERSONNEL**

There was a discussion regarding the moral of the office staff as it relates to the potential changes in employment status.

**Motion was offered by Mr. Jackie Berthelot, seconded by Mr. Mitch Boyter, to adjourn the February 5, 2018, Board of Trustees of the Jefferson Parish Finance Authority meeting.**

**YEAS: (8)                      NAYS: (0)                      ABSENT: (0)**

**Motion carried unanimously.**

The February 5, 2018 Board of Trustees of the Jefferson Parish Finance Authority meeting adjourned at 11:00 A.M.