

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4349

COUNCIL SPONSOR: MR. BELLISARIO

PROVIDED BY: JIM RYAN

A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN ROAD LIGHTING DISTRICT NO. 9 OF THE PARISH OF ST. TAMMANY, STATE OF LOUISIANA (THE DISTRICT) ON NOVEMBER 21, 2015, FOR THE PURPOSE OF AUTHORIZING THE LEVY AND COLLECTION OF AN ANNUAL SERVICE CHARGE OF NOT TO EXCEED \$ 50.00 PER STRUCTURE OR LOT FOR A PERIOD OF TEN (10) YEARS, FOR THE PURPOSE OF PAYING UTILITY CHARGES FOR ROAD LIGHTING AND MAINTAINING AND OPERATING ROAD LIGHTING FACILITIES AND EQUIPMENT WITHIN THE DISTRICT; AND FURTHER MAKING APPLICATION TO THE STATE BOND COMMISSION FOR CONSENT AND AUTHORIZATION TO HOLD THE AFORESAID ELECTION; AND FURTHER PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Parish Council of the Parish of St. Tammany, State of Louisiana, (the "Governing Authority"), acting as the governing authority of the District, desires to order and call a special election to be held in the District on November 21, 2015, to authorize the levy and collection of an annual service charge of not to exceed \$ 50.00 per structure or lot for a period of ten (10) years, beginning in the year 2016 and ending in the year 2025, for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District (the "Service Charge").

BE IT RESOLVED by the Governing Authority, that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by Article VI, Sections 30 and 32 of the Constitution of the State of Louisiana of 1974, as amended (the "Constitution"), La. R.S. 48:1309.3 and the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended (the "Election Code"), and by other constitutional and statutory authority supplemental thereto, a special proposition election (the "Election") is hereby called and ordered to be held in the District on SATURDAY, NOVEMBER 21, 2015, between the hours of 7:00 a.m. and 8:00 p.m. in compliance with the provisions of Section 541 of Title 18 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 18:541), and that at the Election there will be submitted to all registered voters residing in the District, qualified and entitled to vote at the Election under the Constitution and laws of the State of Louisiana and the Constitution of the United States, the following propositions, to wit:

ROAD LIGHTING DISTRICT NO. 9 PROPOSITION

Shall Road Lighting District No. 9 of the Parish of St. Tammany, State of Louisiana (the "District"), through its governing authority, be authorized to levy and collect an annual service charge of not to exceed Fifty Dollars (\$ 50.00) per structure or lot (an estimated \$ 67,732.00 is reasonably anticipated to be collected for an entire year) for a period of ten (10) years, beginning with the year 2016 and ending with the year 2025, to persons occupying residential and non-residential structures and persons owning unoccupied structures located wholly or partly within the boundaries of the District and to persons owning lots located wholly or partly within the District upon which no structure is located for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District?

SECTION 2. Publication of Notice of Special Election. Pursuant to La. R.S. 18:1285, a Notice of Special Election concerning the Election will be published in the St. Tammany Farmer, a newspaper of general circulation within the District, and being the official journal of the Governing Authority, once a week for four (4) consecutive weeks, with the first publication to be made not less than forty five

(45) days, nor more than ninety (90) days, prior to the date fixed for the Election, which Notice will be substantially in accordance with the Notice of Special Election annexed hereto as Exhibit A and incorporated herein by reference, to the same extent as if it were set forth in full.

SECTION 3. Canvass of Election Returns. This Governing Authority, acting as Governing Authority of the District, will meet on Thursday, January 7, 2016 at 6:00 p.m. at its regular meeting place, St. Tammany Government Complex, 21490 Koop Drive, Mandeville, Louisiana, and shall then and there in open and public session proceed to examine and canvass the official election returns and declare the result of the said election, pursuant to Section 1292 of Title 18 of the Louisiana Revised Statutes of 1950, as amended.

SECTION 4. Polling Places; Commissioners. The polling places set forth in the attached Notice of Special Election, and situated within the corporate limits of the District, be, and the same are hereby designated as, the polling places at which the Election will be held. Pursuant to the provisions of La. R.S. 18:1286(B), the Commissioners in Charge and the Commissioners authorized to be selected by the Board of Election Supervisors to serve at the Election on SATURDAY, NOVEMBER 21, 2015, are hereby designated as the Commissioners in Charge and Commissioners to serve at the polling places designated for this Election.

SECTION 5. Election Commissioners; Voting Machines. As required in La. R.S. 18:1286(B), the officers designated to serve as Commissioners in Charge and Commissioners pursuant to Section 4 hereof, will hold the Election as herein provided solely in compliance with the provisions of Parts II and V of the Election Code, as amended, and will make due returns of said Election in accordance with the aforesaid provisions of the Election Code. The compensation of said officers be and the same is hereby fixed at the sum prescribed by law. All registered voters in each precinct and residing in the District are entitled to vote at the Election and voting machines shall be used in connection therewith.

SECTION 6. Authorization of Officers. The Clerk of the Governing Authority, be and she is hereby empowered, authorized and directed to arrange for and to furnish the election officers, in ample time for the holding of said election, all equipment, forms and other items which may be required in order to hold said election, and the Clerk and/or Chairman of the Governing Authority are further authorized, empowered and directed to take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 7. Furnishing Election Call. Certified copies of this resolution shall be forwarded to the Secretary of State, the Commissioner of Elections, the Clerk of Court and Ex-Officio Parish Custodian of Voting Machines in and for the Parish of St. Tammany, State of Louisiana, and the Registrar of Voters in and for said Parish, as notification of the special election herein called in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 8. Estimated Collections. Pursuant to La. R.S. 18:1284(c), an estimated \$ 67,732.00 is reasonably anticipated at this time to be collected from the levy of the Service Charge for an entire year in the District.

SECTION 9. Application to State Bond Commission. Application be and the same is hereby formally made to the State Bond Commission for consent and authorization to hold a special proposition election in the District, as previously specified herein, said election to be held within the District on Saturday, November 21, 2015, and in the event the aforesaid proposition are carried for consent and authorization to levy and collect the Service Charge provided for by said proposition in the amount, for the purpose, and for the number of years herein specified; and that a certified copy of this Resolution will be forwarded to the State Bond Commission on behalf of the Governing Authority, together with a letter requesting the prompt consideration and approval of such application.

SECTION 10. Additional Notice Requirement. This Governing Authority made the announcement with respect to this Resolution required by La. R.S. 42:19.1, at its public meeting on Thursday, April 2, 2015 and published said announcement in the official journal on Thursday, April 9, 2015.

THIS RESOLUTION HAVING BEEN SUBMITTED TO A VOTE, THE VOTE THEREON WAS AS FOLLOWS:

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS RESOLUTION WAS DECLARED ADOPTED ON THE 4 DAY OF JUNE , 2015, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

RICHARD E. TANNER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

EXHIBIT A

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a Resolution adopted on June 4, 2015, by the Parish Council of the Parish of St. Tammany, State of Louisiana (the "Governing Authority"), acting as the governing authority of Road Lighting District No. 9 of the Parish of St. Tammany, State of Louisiana (the "District"), NOTICE IS HEREBY GIVEN that a special election will be held in the District on SATURDAY, NOVEMBER 21, 2015, and that at said election there will be submitted to all registered voters of the District, qualified in and entitled to vote at said election under the Constitution and laws of the State of Louisiana and the Constitution of the United States, the following Proposition, to wit:

ROAD LIGHTING DISTRICT NO. 9 PROPOSITION

Shall Road Lighting District No. 9 of the Parish of St. Tammany, State of Louisiana (the "District"), through its governing authority, be authorized to levy and collect an annual service charge of not to exceed Fifty Dollars (\$50.00) per structure or lot (an estimated \$67,732.00 is reasonably anticipated to be collected for an entire year) for a period of ten (10) years, beginning with the year 2015 and ending with the year 2024, to persons occupying residential and non-residential structures and persons owning unoccupied structures located wholly or partly within the boundaries of the District and to persons owning lots located wholly or partly within the District upon which no structure is located for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District?

The special election will be held in at the following polling places situated in the District, and which polls will open at 7:00 a.m. and close at 8:00 p.m. on SATURDAY, NOVEMBER 21, 2015, in compliance with the provisions of Section 541 of Title 18 of the Louisiana Revised Statutes of 1950, as amended (La. R.S. 18:541). The Commissioners-in-Charge and the Commissioners authorized to be selected by the Parish Board of Election Supervisors at the special election on SATURDAY, NOVEMBER 21, 2015, are hereby designated as the Commissioners-in-Charge and the Commissioners to serve at the following described polling places designated for this election, to-wit:

<u>WARD/PRECINCT</u>	<u>PRECINCT LOCATION</u>
00/805 (IN PART)	Little Oak Middle School, 59241 Rebel Dr., Slidell
00/807	Cypress Cove Elementary School, 540 Military Rd., Slidell
00/812	Boyet Jr High School, 59295 Rebel Dr., Slidell
00/817	Cypress Cove Elementary School, 540 Military Rd., Slidell
00/S05 (IN PART)	John Slidell Park Gymnasium, 105 Robert Blvd., Slidell
00/S08 (IN PART)	Bonne Ecole Elementary School, 900 Rue Verand, Slidell

The polling places set forth above and situated in the District, be and the same are, hereby designated as the polling places at which to hold the special election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority as applicable thereto, and the officers appointed to hold the election, or such substitutes therefor as may be selected and designated in compliance with law, will make due returns thereof to the Parish, and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet on Thursday, January 7, 2015 at 6:00 p.m. at its regular meeting place, St. Tammany Government Complex, 21490 Koop Drive, Mandeville, Louisiana, and will then and there, in open and public session, proceed to examine and canvass the returns and declare the result of the special election. All registered voters residing in the District are entitled to vote at the special election and voting machines will be used in connection therewith.

[Remainder of this page intentionally left blank]

THUS DONE AND SIGNED at Mandeville, Louisiana, on this, the 4th day of June, 2015.

RICHARD TANNER, COUNCIL CHAIRMAN

STATE OF LOUISIANA
PARISH OF ST. TAMMANY

I, the undersigned Clerk of the Parish Council of the Parish of St. Tammany, State of Louisiana (the "Governing Authority") do hereby certify that the foregoing constitutes a true and correct copy of a resolution adopted by the Governing Authority on June 4, 2015, ordering and calling a special election to be held in Road Lighting District No. 9 of the Parish of St. Tammany, State of Louisiana (the "District") on November 21, 2015, for the purpose of authorizing the levy and collection of an annual service charge of not to exceed \$50.00 per structure or lot for a period of ten (10) years, for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District; and further making application to the State Bond Commission for consent and authorization to hold the aforesaid election; and further providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of said Governing Authority, on this 4th day of June, 2015.

THERESA L. FORD, COUNCIL CLERK

[SEAL]