

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4408

COUNCIL SPONSOR: MR. DEAN

PROVIDED BY: COUNCIL ATTORNEY

RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD PARISHWIDE IN THE PARISH OF ST. TAMMANY, STATE OF LOUISIANA, TO SUBMIT TO THE ELECTORATE OF THE PARISH A PROPOSITION FOR AMENDMENTS TO THE ST. TAMMANY PARISH HOME RULE CHARTER IN ACCORDANCE WITH ORDINANCE NO. 5430, ADOPTED SEPTEMBER 3, 2015; AND WHICH AUTHORIZES THE SUBMISSION OF AN APPLICATION TO THE LOUISIANA STATE BOND COMMISSION FOR CONSENT AND AUTHORIZATION TO HOLD THE AFORESAID ELECTION; AND TO PROVIDE FOR OTHER RELATED MATTERS.

WHEREAS, the Parish Council pursuant to Resolution Council Series No. C-4129A established a Charter Review Committee to review the St. Tammany Parish Home Rule Charter, and to provide recommendations for amendments to the Parish Council and Administration; and

WHEREAS, the Charter Review Committee held fourteen public meetings between September 30, 2014 and March 31, 2015; and

WHEREAS, the Parish Council held two public meetings reviewing the recommendations of the Charter Review Committee on April 23, 2015 and May 14, 2015; and

WHEREAS, the Parish Council has reviewed those recommendations and acted upon them; and

WHEREAS, the Parish Council wishes to add an additional provision setting forth term limits for the Parish Council; and

WHEREAS, the Parish Council adopted Ordinance No. 5430 on September 3, 2015 recommending amendments to the St. Tammany Parish Home Rule Charter to be submitted to the electorate.

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that the following provision is recommended as an amendment to the St. Tammany Parish Home Rule Charter, and hereby submitted to the electorate of St. Tammany Parish for consideration and vote on ballot(s) and election date(s) as follows:

SECTION 1. Election Call. Subject to the approval of the Louisiana State Bond Commission and subject to and under the authority conferred by Section 7-01 of the St. Tammany Parish Home Rule Charter, the provisions of the Louisiana Election Code as amended (La. R.S. Title 18) and with Sections 5(c) and 22 of Article 6 of the Constitution of the State of Louisiana of the year 1974 and other constitutional and statutory authority supplemented thereto, an election be and the same is hereby called in order to be held Parishwide in the Parish of St. Tammany, State of Louisiana (the "Parish"), on Saturday, March 5, 2016 from 7:00 a.m. to 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 said election there shall be submitted to all registered voters residing in the Parish, qualified 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 propositions, to wit:

ST. TAMMANY PARISH CHARTER AMENDMENT
PROPOSITION 1

Shall the St. Tammany Parish Home Rule Charter be amended to provide for term limits for the St. Tammany Parish Council by amending Section 2-01 of Article II of the St. Tammany Parish Home Rule Charter to read as stated in St. Tammany Parish Ordinance No. 5430 as adopted on September 3, 2015?

SECTION 2. Publication and Notice of Election. That there shall be published in the St. Tammany Farmer, a weekly newspaper of general circulation within the Parish, and being the official journal of the Parish, once a week for four 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 election, notice of said election, which notice shall be substantially in accordance with the Notice of Election annexed hereto as EXHIBIT "A" and incorporated herein by reference, the same as if it were set forth in full.

SECTION 3. Canvass. The St. Tammany Parish Council, acting as governing authority of the Parish, shall meet on April 7, 2016 in the St. Tammany Parish Council Chamber, 21490 Koop Drive, Mandeville, Louisiana 70471, and shall then and there in open and public session proceed to examine and count the votes, examine and canvass the returns, and declare the results of said election.

SECTION 4. Polling Places; Commissioners. In accordance with R.S. 18:1285(A)(1)(a)(i), all polling places situated in the Parish be and the same are hereby designated as the polling places at which to hold said election. As authorized in 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, March 5, 2016, are hereby designated as the Commissioners-in-Charge and Commissioners to serve at the polling places designated for this election.

SECTION 5. Designation of Commissioners and Commissioners-in-Charge. As required in R.S. 18:1286(B), the officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, shall hold said election as herein provided solely in compliance with the provisions of Parts II and V of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and shall make due returns of said election for the meeting of the St. Tammany Parish Council, acting as the governing authority of the Parish of St. Tammany, to be held on April 7, 2016 in the St. Tammany Parish Council Chamber, 21490 Koop Drive, Mandeville, Louisiana 70471. 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 Parish are entitled to vote at said election.

SECTION 6. Authorization of Parish Clerk. The Clerk of the St. Tammany Parish Council be and 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.

SECTION 7. Furnishing Election Call. Certified copies of this resolution shall be forwarded as soon as possible to be received on or before the forty-fifth day prior to the election, 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 the Parish of St. Tammany, State of Louisiana, as notification of the election called in order that each may prepare for said election and perform the respective functions as required by law.

SECTION 8. Application to State Bond Commission. Application be and the same is hereby formally made to the Louisiana State Bond Commission for consent and authority to hold an election in the Parish, as herein provided, said election to be held within the Parish of St. Tammany, State of Louisiana, on Saturday, March 5, 2016, under the provisions of Section 22 of Article 6 of the Constitution of the State of Louisiana for the year 1974, the Louisiana Election Code, as amended and other constitutional and statutory authority supplemental thereto, at which election there will be submitted to the electors of said Parish qualified and entitled to vote at the said special election under the Constitution and laws of this State and under the Constitution of the United States the propositions set forth hereinabove; and that a certified copy of this resolution shall be forwarded to the Louisiana State Bond Commission on behalf of the Parish and of this Parish Council, together with a letter requesting the prompt consideration and approval of such application.

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 3 DAY OF SEPTEMBER, 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