

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-4419

COUNCIL SPONSOR: GOULD

PROVIDED BY: SHAWN TOUPS

A RESOLUTION ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD IN ROAD LIGHTING DISTRICT NO. 17 OF THE PARISH OF ST. TAMMANY, STATE OF LOUISIANA (THE DISTRICT) ON MARCH 5, 2016, FOR THE PURPOSE OF AUTHORIZING THE LEVY AND COLLECTION OF A TAX OF ONE AND ONE-HALF (1 1/2) MILLS ON ALL PROPERTY SUBJECT TO TAXATION IN THE DISTRICT 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 March 5, 2016, to authorize the levy and collection of a tax of one and one-half (1 1/2) mills on all property subject to taxation in the District 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 "Tax"); and

THE PARISH OF ST. TAMMANY HEREBY RESOLVES 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. 48:1308 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, MARCH 5, 2016, 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:

PROPOSITION

Shall Road Lighting District No. 17 of the Parish of St. Tammany, State of Louisiana (the "District"), through its governing authority, be authorized to levy and collect a tax of one and one-half (1 1/2) mills on all property subject to taxation in the District (an estimated \$ ____ is reasonably anticipated to be collected for an entire year) (the "Tax") for a period of ten (10) years, beginning with the year 2016 and ending with 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?

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, April 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, 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. 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 \$ ___ is reasonably anticipated at this time to be collected from the levy of the Tax 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, MARCH 5, 2016, and in the event the aforesaid proposition are carried for consent and authorization to levy and collect the Tax 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 Wednesday, July 29, 2015 and published said announcement in the official journal on Thursday, July 30, 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 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