

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-2158

COUNCIL SPONSOR: MR. GOULD

PROVIDED BY: BOND COUNSEL

A resolution ordering and calling a special election to be held in Road Lighting District No. 16 of the Parish of St. Tammany, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

BE IT RESOLVED 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. 16 of the Parish of St. Tammany, State of Louisiana (the "District"), 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, the applicable provisions of Chapter 5 and Chapter 6-A of the Louisiana Election Code, and other constitutional and statutory authority, a special election is hereby called and ordered to be held in the District on **SATURDAY, NOVEMBER 17, 2007**, between the hours of six o'clock (6:00) a.m., and eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, and at the said election there shall be submitted to all registered voters qualified and entitled to vote at the said election under the Constitution and laws of this State and the Constitution of the United States, the following proposition, to-wit:

**ROAD LIGHTING DISTRICT NO. 16 OF THE  
PARISH OF ST. TAMMANY, STATE OF LOUISIANA  
PROPOSITION (MILLAGE)**

**SUMMARY:** 10 YEAR, 2 MILLS PROPERTY TAX FOR THE PURPOSE OF PAYING UTILITY CHARGES FOR ROAD LIGHTING AND MAINTAINING AND OPERATING ROAD LIGHTING FACILITIES AND EQUIPMENT WITHIN ROAD LIGHTING DISTRICT NO. 16, AS PROVIDED IN, AND SUBJECT TO, R.S. 48:1308.

Shall Road Lighting District No. 16 of the Parish of St. Tammany, State of Louisiana (the "District"), levy a two (2) mills tax on all property subject to taxation in the District (an estimated \$37,250 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of ten (10) years, beginning with the 2008 and ending with the year 2017, for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District, all as provided in, and subject to, the provisions of R.S. 48:1308 of the Louisiana Revised Statutes of 1950 as amended?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in the *St. Tammany Farmer*, a weekly (Thursday) newspaper of general circulation within the District, published in Covington, Louisiana, and being the official journal of the District, 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 of the election, which Notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. Canvass. This Governing Authority shall meet at its regular meeting place, the Council Chambers of the Parish Government Complex, 21490 Koop Drive, Mandeville, Louisiana,

on **THURSDAY, DECEMBER 6, 2007, at SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election.

**SECTION 4. Polling Places.** The polling places set forth in the aforesaid Notice of Special Election are hereby designated as the polling places at which to hold the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law.

**SECTION 5. Election Commissioners; Voting Machines.** The officers designated to serve as Commissioners-in-Charge and Commissioners pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said special election as herein provided, and shall make due returns of said election for the meeting of the Governing Authority to be held on Thursday, December 6, 2007, as provided in Section 3 hereof. All registered voters in the District will be entitled to vote at the special election, and voting machines shall be used.

**SECTION 6. Authorization of Officers.** The Council Clerk of the Governing Authority is hereby empowered, authorized and directed to arrange for and to furnish to said election officers in ample time for the holding of said election, the necessary equipment, forms and other paraphernalia essential to the proper holding of said election and the Council Chairman and/or Council Clerk 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, including but not limited to, appropriate submission to the Federal Department of Justice under Section 5 of the Federal Voting Rights Act of 1965, as amended.

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

**SECTION 8. Application to State Bond Commission.** Application is made to the State Bond Commission for consent and authority to hold the special election as herein provided, and in the event said election carries for further consent and authority to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of this Governing Authority, together with a letter requesting the prompt consideration and approval of this 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 2<sup>ND</sup> DAY OF AUGUST, 2007 AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

\_\_\_\_\_  
BARRY D. BAGERT, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
DIANE HUESCHEN, COUNCIL CLERK

## EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted 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. 16 of the Parish of St. Tammany, State of Louisiana (the "District"), on August 2, 2007, NOTICE IS HEREBY GIVEN that a special election will be held within the District on **SATURDAY, NOVEMBER 17, 2007**, and that at the said election there will be submitted to all registered voters in the District qualified and entitled to vote at the 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. 16 OF THE**  
**PARISH OF ST. TAMMANY, STATE OF LOUISIANA**  
**PROPOSITION (MILLAGE)**

**SUMMARY:** 10 YEAR, 2 MILLS PROPERTY TAX FOR THE PURPOSE OF PAYING UTILITY CHARGES FOR ROAD LIGHTING AND MAINTAINING AND OPERATING ROAD LIGHTING FACILITIES AND EQUIPMENT WITHIN ROAD LIGHTING DISTRICT NO. 16, AS PROVIDED IN, AND SUBJECT TO, R.S. 48:1308.

Shall Road Lighting District No. 16 of the Parish of St. Tammany, State of Louisiana (the "District"), levy a two (2) mills tax on all property subject to taxation in the District (an estimated \$37,250 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of ten (10) years, beginning with the 2008 and ending with the year 2017, for the purpose of paying utility charges for road lighting and maintaining and operating road lighting facilities and equipment within the District, all as provided in, and subject to, the provisions of R.S. 48:1308 of the Louisiana Revised Statutes of 1950, as amended?

The said special election will be held at the following polling places situated within the District, which polls will open at six o'clock (6:00) a.m., and close at eight o'clock (8:00) p.m., in accordance with the provisions of La. R.S. 18:541, to-wit:

POLLING PLACES	
Precinct	Location
307	(IN PART) Northpark Fire Station, 115 Northpark Blvd., Covington
312	(IN PART) Northpark Fire Station, 115 Northpark Blvd., Covington

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

The said 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, and the officers appointed to hold the said election, as provided in this Notice of Special Election, or such substitutes therefor as may be selected and designated in accordance with La. R.S. 18:1287, will make due returns thereof to said Governing Authority, and

NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, the Council Chambers of the Parish Government Complex, 21490 Koop Drive, Mandeville, Louisiana, on **THURSDAY, DECEMBER 6, 2007**, at **SIX O'CLOCK (6:00) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the said special election. All registered voters of the District are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Mandeville, Louisiana, on this, the 2nd day of August, 2007.

BARRY BAGERT, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

I, the undersigned Council Clerk of the Parish Council of the Parish of St. Tammany, State of Louisiana (the "Governing Authority"), the governing authority of Road Lighting District No. 16 of the Parish of St. Tammany, State of Louisiana (the "District"), do hereby certify that the foregoing \_\_\_\_\_ ( ) pages constitute a true and correct copy of the proceedings taken by the Governing Authority on August 2, 2007, ordering and calling a special election to be held in Road Lighting District No. 16 of the Parish of St. Tammany, State of Louisiana, to authorize the levy of a special tax therein; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

IN FAITH WHEREOF, witness my official signature and the impress of the official seal of the District at Mandeville, Louisiana, on this, the 2<sup>nd</sup> day of August, 2007.

(SEAL)

\_\_\_\_\_  
Council Clerk