

ST. TAMMANY PARISH COUNCIL
RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-2098

COUNCIL SPONSOR: BAGERT/DAVIS

PROVIDED BY: FOLEY & JUDELL

A resolution providing for canvassing the returns and declaring the result of the special election held in Road Lighting District No. 15 of the Parish of St. Tammany, State of Louisiana, on Saturday, May 5, 2007, to authorize the levy of a service charge and special tax therein.

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. 15 of the Parish of St. Tammany, State of Louisiana, that:

SECTION 1. Canvass. This Governing Authority does now proceed in open and public session to examine the official tabulations of votes cast at the special election held in Road Lighting District No. 15 of the Parish of St. Tammany, State of Louisiana, on SATURDAY, MAY 5, 2007, to authorize the levy of a service charge and special tax therein, and this Governing Authority does further proceed to examine and canvass the returns and declare the result of the special election.

SECTION 2. Procès Verbal. A *Procès Verbal* of the canvass of the returns of said election shall be made and a certified copy thereof shall be forwarded to the Secretary of State, Baton Rouge, Louisiana, who shall record the same in his office; another certified copy thereof shall be forwarded to the Clerk of Court and *Ex-Officio* Recorder of Mortgages in and for the Parish of St. Tammany, who shall record the same in the Mortgage Records of said Parish; and another copy thereof shall be retained in the archives of this Governing Authority.

SECTION 3. Promulgation of Election Result. The result of said election shall be promulgated by publication in the manner provided by law.

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 7TH DAY OF JUNE, 2007, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

BARRY BAGERT, COUNCIL CHAIRMAN

ATTEST:

DIANE HUESCHEN, COUNCIL CLERK

PROCÈS VERBAL AND PROCLAMATION OF THE CANVASS OF THE VOTES CAST AT THE SPECIAL ELECTION HELD IN ROAD LIGHTING DISTRICT NO. 15 OF THE PARISH OF ST. TAMMANY, STATE OF LOUISIANA, ON SATURDAY, MAY 5, 2007.

BE IT KNOWN AND REMEMBERED that on Thursday, June 7, 2007, at six o'clock (6:00) p.m., at its regular meeting place, the Council Chambers of the Parish Government Complex, 21490 Koop Drive, Mandeville, Louisiana, 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. 15 of the Parish of St. Tammany, State of Louisiana (the "District"), and being the authority ordering the special election held therein on Saturday, May 5, 2007, with the following members present:

PRESENT:

ABSENT:

did, in open and public session, examine the official certified tabulations of votes cast at the said election, and did examine and canvass the returns of the said election, there having been submitted at said election the following proposition, to wit:

**ROAD LIGHTING DISTRICT NO. 15 OF THE
PARISH OF ST. TAMMANY, STATE OF LOUISIANA
PROPOSITION (SERVICE CHARGE)**

SUMMARY : 10 YEAR ANNUAL SERVICE CHARGE OF NOT TO EXCEED \$60.00 PER STRUCTURE OR LOT FOR PERSONS OCCUPYING RESIDENTIAL AND NON-RESIDENTIAL STRUCTURES AND PERSONS OWNING UNOCCUPIED STRUCTURES LOCATED WHOLLY OR PARTLY WITHIN ROAD LIGHTING DISTRICT NO. 15 AND 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 ROAD LIGHTING DISTRICT NO. 15, AS PROVIDED IN, AND SUBJECT TO, R.S. 48:1309.2.

Shall Road Lighting District No. 15 of the Parish of St. Tammany, State of Louisiana (the "District"), through its governing authority, be authorized to assess, and to adopt a resolution providing for the assessment, of an annual service charge of not to exceed \$60.00 per structure or lot (an estimated \$7,800 reasonably expected at this time to be collected from the levy of the service charge for an entire year) for a period of ten (10) years, beginning with the year 2007 and ending with the year 2016, to persons occupying residential and non-residential structures and persons owning unoccupied structures located wholly or partly within the District and 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, all as provided in, and subject to, the provisions of R.S. 48:1309.2 of the Louisiana Revised Statutes of 1950, as amended?

There was found by said count and canvass that the following votes had been cast at the said special election **IN FAVOR OF** and **AGAINST**, respectively, the proposition as hereinabove set forth at the following polling places, to-wit:

POLLING PLACES		VOTE TABULATION	
Precinct	Location	FOR	AGAINST
313	(IN PART) Northlake Christian School, 70104 Wolverine Dr., Covington	41	18
ABSENTEE		0	0
TOTALS		41	18
MAJORITY FOR		23	

The polling places above specified being the only polling places designated at which to hold the said election, it was therefore shown that there was a total of **41** votes cast **IN FAVOR OF** the Proposition and a total of **18** votes cast **AGAINST** the Proposition, as hereinabove set forth, and that there was a majority of **23** votes cast **IN FAVOR OF** the Proposition as hereinabove set forth.

Therefore, the Governing Authority did declare and proclaim and does hereby declare and proclaim in open and public session that the Proposition as hereinabove set forth was duly **CARRIED** by a majority of the votes cast by the qualified electors voting at the said special election held in the District on Saturday, May 5, 2007.

THUS DONE AND SIGNED at Mandeville, Louisiana, on this, the 7th day of June, 2007.

ATTEST:

BARRY BAGERT, CHAIRMAN

DIANE HUESCHEN, COUNCIL CLERK

PROCLAMATION

I, the undersigned Chairman of the Parish Council of the Parish of St. Tammany, State of Louisiana, the governing authority of Road Lighting District No. 15 of the Parish of St. Tammany, State of Louisiana (the "District"), do hereby declare, proclaim and announce that the Proposition submitted at the special election held in the District on Saturday, May 5, 2007, was duly **CARRIED** by a majority of the votes cast at the said special election, all as described and set out in the above *Procès Verbal*.

THUS DONE AND SIGNED at Mandeville, Louisiana, on this, the 7th day of June, 2007.

BARRY BAGERT, COUNCIL CHAIRMAN