

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-2658

COUNCIL SPONSOR: MR. ARTIGUE

PROVIDED BY: SIDNEY J. ABDALLA, JR.

RESOLUTION APPROVING THE HOLDING OF AN ELECTION IN DRAINAGE DISTRICT NO. 4 OF THE PARISH OF ST. TAMMANY, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 17, 2009 TO AUTHORIZE THE RENEWAL OF A MAINTENANCE AND OPERATION TAX THEREIN

WHEREAS, the Board of Commissioners of Drainage District Number 4 of the Parish of St. Tammany, State of Louisiana, (the "Governing Authority"), acting as the governing authority of Drainage District No. 4 of the Parish of St. Tammany, State of Louisiana (the "District"), adopted a resolution on July 2, 2009, calling a special election in the District on Saturday, October 17, 2009 to authorize the renewal of a maintenance and operation tax therein; and

WHEREAS, the governing authority of the District has requested that this Parish Council, acting as the governing authority of the Parish of St. Tammany, State of Louisiana, give its consent and authority for the District to hold the aforesaid election, and in the event that the election carries to continue to levy and collect the maintenance and operation tax provided for therein; and

WHEREAS, as required by Article VI, Section 15 of the Constitution of the State of Louisiana of 1974, it is now the desire of this Parish Council to approve the holding of said election and in the event that the election carries, to continue to levy and collect the maintenance and operations tax provided for therein;

THE PARISH OF ST. TAMMANY HEREBY RESOLVES the Parish Council of the Parish of St. Tammany, State of Louisiana, acting as the governing authority of said Parish, that:

SECTION 1. In compliance with the provisions of Article VI, Section 15 of the constitution of the State of Louisiana of 1974, and in accordance with the request of the Board of Commissioners of Drainage District Number 4 of the Parish of St. Tammany, State of Louisiana, the Parish Council hereby approves the holding of an election in the District, on Saturday, October 17, 2009, at which election there will be submitted the following proposition, to-wit:

PROPOSITION

SUMMARY: FOR A FIVE YEAR TERM, THE RENEWAL OF A MAINTENANCE AND OPERATION TAX OF NOT MORE THAN \$96.00 FOR EACH 10,000 SQUARE FEET OF EACH LOT AND PARCEL OWNED WITH A MINIMUM TAX OF \$96.00 ON EACH LOT OR PARCEL OWNED FOR PROVIDING FUNDS FOR THE MAINTENANCE OF THE LEVEE SYSTEM, PUMPING STATION, PUMPS, HOLDING PONDS, CONSTRUCTION OF PUMPING STATIONS, AND ACQUISITION OF LAND THEREFOR, AND THE OPERATION OF THE DISTRICT INCLUDING COSTS OF THE PUMPING STATION OPERATION STAFF, SALARIES OF OFFICE STAFF, UTILITIES AND FUELS, PURCHASE OF EQUIPMENT NECESSARY FOR THE MAINTENANCE OR OPERATION OF THE DISTRICT, CONTRACT SERVICES, INSURANCE, AND PERSONNEL, AND OTHER MATTERS RELATED THERETO OR CALLED FOR BY LAW. THE MAINTENANCE AND OPERATION TAX WILL GENERATE APPROXIMATELY \$120,000.00 ANNUALLY

Shall Drainage District No. 4 of the Parish of St. Tammany, State of Louisiana (the "District"), be authorized to renew the levy of a maintenance and operation tax for a five year term, subject to renewal for five year terms by special election, on each landowner of record within the District of not more than \$96.00 for each 10,000 square feet of each lot and parcel owned, such that the minimum tax on each lot or parcel is equal to that amount which would be levied on the first 10,000 square feet for the maintenance of the levee system, pumping station, pumps, holding ponds, construction of pumping stations and acquisition of land therefore, and the operation of the District including costs of the pumping station operation staff, salaries of office staff, utilities and fuels, purchase of equipment necessary for the maintenance or operation of the District, contract services, insurance, and personnel, and other matters related thereto or called for by law.

SECTION 2. In the event the election carries, this Parish Council does hereby further consent to and authorize the District to continue to levy and collect the maintenance and operation tax provided for therein.

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 _____ DAY OF _____ 2009, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK