

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3150

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: BOND COUNSEL

PLEASE SEE ATTACHMENTS FOR COMPLETE DOCUMENT RESOLUTION APPROVING THE HOLDING OF AN ELECTION IN ST. TAMMANY FIRE PROTECTION DISTRICT NO. 3, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011, TO AUTHORIZE THE RENEWAL OF A SPECIAL TAX THEREIN.

WHEREAS,

THE PARISH OF ST. TAMMANY HEREBY RESOLVES that

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 7 DAY OF July, 2011, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

The following resolution was offered by _____ and seconded by _____:

RESOLUTION

A resolution ordering and calling a special election to be held in St. Tammany Fire Protection District No. 3, State of Louisiana, to authorize the renewal 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 Board of Commissioners of St. Tammany Fire Protection District No. 3, State of Louisiana (the "Governing Authority"), acting as the governing authority of St. Tammany Fire Protection District No. 3, State of Louisiana (the "District"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission and the St. Tammany Parish Council, 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, OCTOBER 22, 2011**, 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:

ST. TAMMANY PARISH FIRE PROTECTION DISTRICT NO. 3

PROPOSITION (TAX RENEWAL)

Summary: 10 year, 25 mills property tax renewal for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services.

Shall Fire Protection District No. 3 of the Parish of St. Tammany, State of Louisiana (the "District"), continue to levy a twenty-five (25) mills tax on all property subject to taxation in said District (an estimated \$1,115,000 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 year 2013 and ending with the year 2022, for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services, said tax being a renewal of three separate taxes approved by the voters for the same purpose at an election held on January 18, 2003, said taxes to expire in the year 2012?

SECTION 2. Publication of Notice of Election. A Notice of Special Election shall be published in *The St. Tammany Farmer*, a 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 Fire Station, 27690 Main Street, Lacombe, Louisiana, on **WEDNESDAY, NOVEMBER 9, 2011**, at **FIVE-THIRTY O'CLOCK (5:30) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the results 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 Wednesday, November 9, 2011, 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 Secretary 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 Chairman and/or Secretary 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 continue to levy and collect the special taxes 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.

SECTION 9. Approval of Governing Authority of the Parish. Application is hereby made to the Parish Council of the Parish of St. Tammany, State of Louisiana, for consent and authority to hold the special election as herein provided, and in the event the election carries, for its further consent and authority to continue to levy and collect the special tax provided for therein. A certified copy of this resolution shall be forwarded to the Parish Council of the Parish of St. Tammany on behalf of the District, 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:

MEMBERS:	YEAS:	NAYS:	ABSENT:	ABSTAINING:
James Smith	_____	_____	_____	_____
John Dussouy	_____	_____	_____	_____
Michael 'Mickey' Carroll	_____	_____	_____	_____
Leo Casanave	_____	_____	_____	_____
Sorola Palmer, Jr.	_____	_____	_____	_____

And the resolution was declared adopted on this, the 8th day of June, 2011.

Secretary

Chairman

EXHIBIT "A"

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Board of Commissioners of St. Tammany Fire Protection District No. 3, State of Louisiana (the "Governing Authority"), acting as the governing authority of St. Tammany Fire Protection District No. 3, State of Louisiana (the "District"), on June 8, 2011, NOTICE IS HEREBY GIVEN that a special election will be held within the District on **SATURDAY, OCTOBER 22, 2011**, 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:

ST. TAMMANY PARISH FIRE PROTECTION DISTRICT NO. 3

PROPOSITION (TAX RENEWAL)

Summary: 10 year, 25 mills property tax renewal for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services.

Shall Fire Protection District No. 3 of the Parish of St. Tammany, State of Louisiana (the "District"), continue to levy a twenty-five (25) mills tax on all property subject to taxation in said District (an estimated \$1,115,000 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 year 2013 and ending with the year 2022, for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services, said tax being a renewal of three separate taxes approved by the voters for the same purpose at an election held on January 18, 2003, said taxes to expire in the year 2012?

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
409	(IN PART) Monteleone Junior High School, 63000 Blue Marlin Drive, Mandeville
605	(IN PART) St. Tammany Animal Serv Complex, 31078 HWY 36, Lacombe
607	(IN PART) St. Tammany Animal Serv Complex, 31078 HWY 36, Lacombe
701	Bayou Lacombe Middle, 27527 St. Joseph Street, Lacombe

POLLING PLACES	
Precinct	Location
702	(IN PART) Bayou Lacombe Middle, 27527 St. Joseph Street, Lacombe
703	(IN PART) Lacombe Fire Station, 60267 S. 8 th Street, Lacombe
704	Lacombe Fire Station, 60267 S. 8 th Street, Lacombe
705	(IN PART) Bayou Woods Elementary School, 35614 Liberty Drive, Slidell
706	(IN PART) Bayou Lacombe Middle, 27527 St. Joseph Street, Lacombe

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 Fire Station, 27690 Main Street, Lacombe, Louisiana, on **WEDNESDAY, NOVEMBER 9, 2011, at FIVE-THIRTY O'CLOCK (5:30) P.M.**, and shall then and there in open and public session proceed to examine and canvass the returns and declare the results 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 8th day of June, 2011.

ATTEST:

Chairman

Secretary

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

I, the undersigned Secretary of the Board of Commissioners of St. Tammany Fire Protection District No. 3, State of Louisiana (the "Governing Authority"), the governing authority of St. Tammany Fire Protection District No. 3, 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 June 8, 2011, ordering and calling a special election to be held in St. Tammany Fire Protection District No. 3, State of Louisiana, to authorize the renewal of special taxes 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 of the District at Mandeville, Louisiana, on this, the 8th day of June, 2011.

Secretary

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO.: C-3150

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: BOND COUNSEL

A RESOLUTION APPROVING THE HOLDING OF AN ELECTION IN ST. TAMMANY FIRE PROTECTION DISTRICT NO. 3, STATE OF LOUISIANA, ON SATURDAY, OCTOBER 22, 2011, TO AUTHORIZE THE RENEWAL OF A SPECIAL TAX THEREIN.

WHEREAS, the Board of Commissioners of St. Tammany Fire Protection District No. 3, State of Louisiana (the "Governing Authority"), acting as the governing authority of St. Tammany Fire Protection District No. 3, State of Louisiana (the "District"), adopted a resolution on June 8, 2011, calling a special election in the District on Saturday, October 22, 2011, to authorize the renewal of a special 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 special 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 special tax provided for therein;

THE PARISH OF ST. TAMMANY HEREBY RESOLVES:

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 St. Tammany Fire Protection District No. 3, State of Louisiana, this Parish Council hereby approves the holding of an election in the District, on Saturday, October 22, 2011, at which election there will be submitted the following proposition, to-wit:

ST. TAMMANY PARISH FIRE PROTECTION DISTRICT NO. 3

PROPOSITION (TAX RENEWAL)

Summary: 10 year, 25 mills property tax renewal for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services.

Shall Fire Protection District No. 3 of the Parish of St. Tammany, State of Louisiana (the "District"), continue to levy a twenty-five (25) mills tax on all property subject to taxation in said District (an estimated \$1,115,000 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 year 2013 and ending with the year 2022, for the purpose of maintaining, acquiring, constructing, improving and operating the District's fire protection and rescue services facilities and paying for related fire services, said tax being a renewal of three separate taxes approved by the voters for the same purpose at an election held on January 18, 2003, said taxes to expire in the year 2012?

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 special 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 7TH DAY OF JULY, 2011, AT A REGULAR MEETING OF THE PARISH COUNCIL, A QUORUM OF THE MEMBERS BEING PRESENT AND VOTING.

MARTIN W. GOULD, JR., COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, 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, do hereby certify that the foregoing two (2) pages constitute a true and correct copy of a resolution adopted by said Parish Council on July 7, 2011, approving the holding of an election in St. Tammany Fire Protection District No. 3, State of Louisiana, to authorize the renewal of a special tax therein.

IN FAITH WHEREOF, witness my official signature of said Parish Council at Covington, Louisiana, on this, the 7th day of July, 2011.

(SEAL)

Council Clerk