

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO: C-3263

COUNCIL SPONSOR: GOULD/DAVIS

PROVIDED BY: BOND COUNSEL

PLEASE SEE ATTACHED FOR COMPLETE DOCUMENT
RESOLUTION ORDERING AND CALLING SPECIAL ELECTIONS TO BE HELD IN (I) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 1, (II) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 4 AND (III) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 7, 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.

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 3 DAY OF NOVEMBER, 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

ST. TAMMANY PARISH COUNCIL

RESOLUTION

RESOLUTION COUNCIL SERIES NO. C-3263

COUNCIL SPONSOR: GOULD/DAVIS PROVIDED BY: BOND COUNSEL

A RESOLUTION ORDERING AND CALLING SPECIAL ELECTIONS TO BE HELD IN (I) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 1, (II) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 4 AND (III) ST. TAMMANY PARISH LIGHTING DISTRICT NO. 7, 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.

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 (i) St. Tammany Parish Lighting District No. 1, (ii) St. Tammany Parish Lighting District No. 4 and (iii) St. Tammany Parish Lighting District No. 7 (the "Districts"), 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, Chapter 6-A and Chapter 6-B of the Louisiana Election Code, and other constitutional and statutory authority, special elections are hereby called and ordered to be held in the Districts on **SATURDAY, MARCH 24, 2012**, 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 elections there shall be submitted to all registered voters qualified and entitled to vote at the said elections under the Constitution and laws of this State and the Constitution of the United States, the following propositions, to-wit:

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 1
(TAX RENEWAL)

Summary: 10 year, 4.17 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 1 (the "District"), continue to levy a four and seventeen hundredths (4.17) mills tax on all the property subject to taxation in said District (an estimated \$186,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 4
(TAX RENEWAL)

Summary: 10 year, 4.07 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places

in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 4 (the "District"), continue to levy a four and seven hundredths (4.07) mills tax on all the property subject to taxation in said District (an estimated \$266,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 7
(TAX RENEWAL)

Summary: 10 year, 3.01 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 7 (the "District"), continue to levy a three and one hundredths (3.01) mills tax on all the property subject to taxation in said District (an estimated \$250,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

SECTION 2. Publication of Notice of Elections. A Notice of Special Elections shall be published in the *St. Tammany Farmer*, a newspaper of general circulation within the Districts, published in Covington, Louisiana, and being the official journal of the Districts, 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 elections, 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, APRIL 5, 2012, 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 results of the said special elections.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Elections are hereby designated as the polling places at which to hold the said elections, 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 elections as herein provided, and shall make due returns of said elections for the meeting of the Governing Authority to be held on Thursday, April 5, 2012, as provided in Section 3 hereof. All registered voters in the Districts will be entitled to vote at the special elections, and voting machines shall be used.

SECTION 6. Authorization of Officers. The 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 elections, the necessary equipment, forms and other paraphernalia essential to the proper holding of said elections and the Chairman and/or 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 elections, 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 elections, in order that each may prepare for said elections 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 elections as herein provided, and in the event said elections carry 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.

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 NOVEMBER, 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

EXHIBIT "A"

NOTICE OF SPECIAL ELECTIONS

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 (i) St. Tammany Parish Lighting District No. 1, (ii) St. Tammany Parish Lighting District No. 4 and (iii) St. Tammany Parish Lighting District No. 7 (the "Districts"), on November 3, 2011, NOTICE IS HEREBY GIVEN that special elections will be held within the Districts on **SATURDAY, MARCH 24, 2012**, and that at the said elections there will be submitted to all registered voters in the Districts qualified and entitled to vote at the said elections under the Constitution and Laws of the State of Louisiana and the Constitution of the United States, the following propositions, to-wit:

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 1
(TAX RENEWAL)

Summary: 10 year, 4.17 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 1 (the "District"), continue to levy a four and seventeen hundredths (4.17) mills tax on all the property subject to taxation in said District (an estimated \$186,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 4
(TAX RENEWAL)

Summary: 10 year, 4.07 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 4 (the "District"), continue to levy a four and seven hundredths (4.07) mills tax on all the property subject to taxation in said District (an estimated \$266,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

ST. TAMMANY PARISH LIGHTING DISTRICT NO. 7
(TAX RENEWAL)

Summary: 10 year, 3.01 mills property tax renewal for contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst.

Shall St. Tammany Parish Lighting District No. 7 (the "District"), continue to levy a three and one hundredths (3.01) mills tax on all the property subject to taxation in said District (an estimated \$250,000 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 contracting with any public utility company (or companies) to provide and maintain utility poles and electric lights on the Parish streets, roads, highways, alleys and public places in the District and that the revenues derived therefrom shall be subject to debt service and administrative charges thereagainst?

The said special elections will be held at the following polling places situated within the Districts, 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 TO BE INSERTED

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

The said special elections will be held in accordance with the applicable provisions of Chapter 5, Chapter 6-A and Chapter 6-B 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 elections, as provided in this Notice of Special Elections, 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, APRIL 5, 2012**, 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 results of the said special elections. All registered voters of the Districts are entitled to vote at said special elections and voting machines will be used.

THUS DONE AND SIGNED at Mandeville, Louisiana, on this, the 3rd day of November, 2011.

ATTEST:

/s/ Martin W. Gould, Jr.
Chairman

/s/ Theresa L. Ford
Clerk

STATE OF LOUISIANA

PARISH OF ST. TAMMANY

I, the undersigned Clerk of the Parish Council of the Parish of St. Tammany, State of Louisiana (the "Governing Authority"), the governing authority of (i) St. Tammany Parish Lighting District No. 1, (ii) St. Tammany Parish Lighting District No. 4 and (iii) St. Tammany Parish Lighting District No. 7 (the "Districts"), do hereby certify that the foregoing pages constitute a true and correct copy of the proceedings taken by the Governing Authority on November 3, 2011, ordering and calling special elections to be held in (i) St. Tammany Parish Lighting District No. 1, (ii) St. Tammany Parish Lighting District No. 4 and (iii) St. Tammany Parish Lighting District No. 7, 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 Parish Council at Mandeville, Louisiana, on this, the 3rd day of November, 2011.

Clerk