RESOLUTION
NO. R-19-285
CITY HALL: July 25, 2019
BY: COUNCILMEMBERS BROSSETT, BANKS, GISLESON PALMER AND NGUYEN (BY REQUEST)

A RESOLUTION calling a special election for Saturday, November 16, 2019 in the City of New Orleans.

WHEREAS, pursuant to the Constitution of the State of Louisiana of 1974, the applicable provisions of the Louisiana Election Code, and other constitutional and statutory authority, the City Council is asking the voters in the City to consider the approval of the incurring of debt and issuance of bonds in the City of New Orleans as detailed in Section 1 hereinbelow; and

WHEREAS, the City Council desires to put this issue before the voters at an election to be held on Saturday, November 16, 2019; NOW, THEREFORE

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS, That

SECTION 1. Election Call. Subject to the approval of the State Bond Commission and the Board of Liquidation, City Debt, and under the authority conferred by the Constitution of the State of Louisiana of 1974, the applicable provisions of the Louisiana Election Code, and other constitutional and statutory authority supplemental thereto, an election is hereby called for Saturday, November 16, 2019 between the hours of seven o’clock (7:00) a.m. and eight o’clock (8:00) p.m., and at said election the electorate of the City of New Orleans may approve or disapprove authorizing the City Council to authorize the incurring of debt and issuance of bonds therein. The official ballot to be used for said election shall be printed and worded in the voting machines as follows:
BOND PROPOSITION

Shall the City of New Orleans, Louisiana (the "City"), incur debt and issue up to $500,000,000 of bonds, in multiple series, each series to run not exceeding thirty (30) years from the date thereof and bearing interest at a rate not exceeding eight percent (8.00%) per annum, for the purpose of making capital improvements in the City permitted by the City’s Home Rule Charter, including constructing, renovating, acquiring, and/or improving (i) roads, streets and bridges; (ii) public buildings, affordable housing facilities, libraries, and parks and recreational facilities; (iii) surface and subsurface drainage systems and stormwater management facilities; and (iv) public safety equipment, including acquiring all necessary land, equipment and furnishings for each of the foregoing, which bonds will be general obligations of the City, payable from ad valorem taxes to be levied and collected in the manner provided by Article VI, Section 33 of the Constitution of the State of Louisiana of 1974 and statutory authority supplemental thereto, with no estimated increase in the millage rate to be levied in the first year above the 22.5 mills currently being levied to pay General Obligation Bonds of the City?

SECTION 2. Publication of Notice of Election. Notice of said election shall be published in the official journal of the City of New Orleans once a week for four (4) consecutive weeks, with the first publication being not less than forty-five (45) days nor more than ninety (90) days prior to the date fixed for the election, which notice shall be substantially in the form attached hereto as "Exhibit A" and incorporated herein by reference as if the same were set forth herein in full.
SECTION 3. Canvass. The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, December 5, 2019 beginning at ten o’clock (10:00) a.m. and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.

SECTION 4. Election Commissioners: Voting Machines. The officers designated to serve as commissioners-in-charge and commissioners pursuant to Section 5 hereof, or such substitutes therefor, as may be selected and designated in accordance with La. R.S. 18:1287, shall hold the said election as herein provided, and shall make due returns of said election to the City Council. All registered voters in the District are entitled to vote at said election and voting machines shall be used thereat.

SECTION 5. Authorization of Officers. The Clerk of Criminal District Court 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 president and/or clerk of the City Council and the City Attorney are authorized, empowered and directed to take any and all further action required by state and/or federal law to arrange for the election.

SECTION 6. 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 in and for the Parish of Orleans, State of Louisiana, and the Registrar of Voters in and for said parish, as notification of the election herein called, in order that each may prepare for said election and perform their respective functions as required by law.
SECTION 7. Application to State Bond Commission. Application is made to the State Bond Commission for consent and authority to hold the aforesaid election as herein provided, and in the event said election results in approval of the proposition, for further consent and authority to issue, sell and deliver the bonds provided for therein, and a certified copy of this resolution shall be forwarded to the State Bond Commission on behalf of the City Council requesting prompt consideration and approval of the application.

SECTION 8. Approval of Board of Liquidation, City Debt. The Clerk is directed to forward this resolution to the Board of Liquidation, City Debt, along with a request for the approval thereof pursuant to state statutes.

SECTION 9. Additional Public Notice. Pursuant to La. R.S. 42:19.1, on June 20, 2019, the City Council adopted Motion No. M-19-247, announcing its intention to adopt this Resolution to authorize the calling of an election as provided hereinabove and said announcement was both published in the Official Journal and delivered to the Orleans Parish legislative delegation pursuant to law.

THE FOREGOING RESOLUTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF, AND RESULTED AS FOLLOWS:

YEAS:

NAYS:

ABSENT:

AND THE RESOLUTION WAS ADOPTED.
EXHIBIT “A”

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of Resolution R-19-285, adopted by the City Council of New Orleans on July 25, 2019, NOTICE IS HEREBY GIVEN, that an election will be held in New Orleans on Saturday, November 16, 2019, and that at said special election there will be submitted to all registered voters residing in the City of New Orleans who are 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:

BOND PROPOSITION

Shall the City of New Orleans, Louisiana (the "City"), incur debt and issue up to $500,000,000 of bonds, in multiple series, each series to run not exceeding thirty (30) years from the date thereof and bearing interest at a rate not exceeding eight percent (8.00%) per annum, for the purpose of making capital improvements in the City permitted by the City’s Home Rule Charter, including constructing, renovating, acquiring, and/or improving (i) roads, streets and bridges; (ii) public buildings, affordable housing facilities, libraries, and parks and recreational facilities; (iii) surface and subsurface drainage systems and stormwater management facilities; and (iv) public safety equipment, including acquiring all necessary land, equipment and furnishings for each of the foregoing, which bonds will be general obligations of the City, payable from ad valorem taxes to be levied and collected in the manner provided by Article VI, Section 33 of the Constitution of the State of Louisiana of 1974 and statutory authority supplemental thereto, with no estimated increase in the millage rate to be levied in the first year above the 22.5 mills currently being levied to pay General Obligation Bonds of the City?

Said election shall be held at each and every polling place in the City of New Orleans, which polls will open at seven o’clock in the morning (7:00 a.m.) and close at eight o’clock in the evening (8:00 p.m.), in accordance with the provisions of La. R.S. 18:541.
It is expressly provided that a portion of the monies collected from the tax levied to pay the bonds authorized herein shall be remitted to certain state and statewide retirement systems in the manner required by law.

The Council, acting under the powers granted to it by the City Charter and state statutes, shall meet at its regular meeting place, the Council Chamber, City Hall, 1300 Perdido Street, New Orleans, Louisiana on Thursday, December 5, 2019, beginning at ten o’clock (10:00) a.m. and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of said election.
CHECK SHEET TO BE USED FOR CLEARING ORDINANCES, MOTIONS, AND RESOLUTIONS BEFORE SUBMISSION TO COUNCIL CLERK

The originating agency shall attach a copy of each proposed ordinance, motion, or resolution to the check sheet for processing in the sequence indicated after preparing a synopsis. The detailed memorandum of explanation shall also be attached to this check sheet.

SYNOPSIS OF DOCUMENT Resolution authorizing the calling of an election on November 16, 2019 at which the voters of the City of New Orleans will be asked to authorize the issuance of general obligation bonds up to $500,000,000, in multiple series, each series to run not exceeding thirty (30) years.

1. Department Head
2. Department of Law
3. Chief Administrative Officer
4. Executive Assistant for Intergovernmental Relations
5. Initials of Sponsoring Council Member

COUNCIL ACTION

Council Members Present: ______________________________ Absent: ______________________________

AMENDMENTS:

FINAL ADOPTION:

MOVED:

2ND:

YEAS:

NAYS:

ABSENT:

RECUSED:

Reviewed by the Chief Administrative Officer after adoption by the City Council and prior to the Mayor's signature.

REF. POLICY MEMORANDUM NO. 3
LEGISLATIVE SUMMARY
TO ACCOMPANY RESOLUTIONS
BEFORE SUBMISSION TO CLERK OF COUNCIL

Requesting Department or Agency: CAO's Office
Name of Contact Person: Gilbert Montañó
Telephone Number: 504-658-8933
Email Address: gilbert.montano@nola.gov

Initials of Sponsoring Councilmember(s): [Signature]

DETAILED SYNOPSIS OF DOCUMENT

Please generally describe the purpose, intent, and effect of the proposed resolution.

If adopted, this Resolution would authorize the calling of an election on November 16, 2019 at which the voters of the City of New Orleans will be asked to authorize the issuance of general obligation bonds up to $500,000,000, in multiple series, each series to run not exceeding thirty (30) years.

REQUESTED ADOPTION DATE: 7/25/19

Reference: Council Rule 41 & City Code Section 2-813