

CITY RESOLUTION NO. CR-004-2022

**A RESOLUTION OF THE LAFAYETTE CITY COUNCIL APPROVING THE
HOLDING OF AN ELECTION IN THE COMMERCIAL CORE SUB-DISTRICT OF
THE LAFAYETTE CENTRE DEVELOPMENT DISTRICT ON SATURDAY, APRIL 30,
2022 TO AUTHORIZE THE CONTINUATION OF A SPECIAL TAX THEREIN**

BE IT RESOLVED by the Lafayette City Council (the “*Council*”), as the governing authority for the City of Lafayette, State of Louisiana (the “*City*”), that:

WHEREAS, the Downtown Development Authority of the Commercial Core Sub-District of the Lafayette Centre Development District (the “*District Governing Authority*”), acting as the governing authority of the Commercial Core Sub-District of the Lafayette Centre Development District, created pursuant to Act No. 194 of the 1983 Regular Session of the Louisiana Legislature, as amended (the “*District*”), adopted a resolution on February 3, 2022 calling a special election in the District on Saturday, April 30, 2022, to authorize the continuation of a special tax therein; and

WHEREAS, the District Governing Authority has requested that this Council, acting as the governing authority of the City, give its consent and authority for the District to hold the aforesaid election, and in the event that the proposition carries, to continue to levy and collect the special tax provided for therein; and

WHEREAS, it is now the desire of this Council to approve the holding by the District of said election and, in the event that the proposition carries, to approve that the District continue to levy and collect the special tax provided for therein.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Lafayette City Council, acting as the governing authority of the City of Lafayette, State of Louisiana, that:

SECTION 1: All of the aforescribed “Whereas” clauses are adopted as part of this resolution.

SECTION 2: 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 District Governing Authority, this Council hereby approves the holding of an election in the District, on Saturday, April 30, 2022, at which election there will be submitted the following proposition, to-wit:

**PROPOSITION
(TAX CONTINUATION)**

Shall the Commercial Core Sub-District of the Lafayette Centre Development District (the “*District*”), continue to levy and collect a special tax of fifteen (15) mills on all the property subject to taxation within the District (an estimated \$447,840 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of fifteen (15) years, beginning with the year 2023, for the

purposes contained in the legislation, as amended, creating the District, including but not limited, to the provision of enhanced services such as security, cleaning, trash removal, maintenance, parking, beautification, business development, technical assistance, marketing and promotions, and financial and economic development incentives; constructing, acquiring, operating or maintaining public facilities contemplated by the redevelopment plan; and for the operating expenses of the District, said expenditures to be made to implement the redevelopment plans and programs of the District, or any portion thereof, in such manner as to aid and encourage private development and promote and coordinate public development, which represents a four and nine hundredths mill (4.09) increase (due to reappraisal) over the 10.91 mills authorized through the year 2022 pursuant to an election held July 21, 2007?

SECTION 3: In the event the proposition carries, this Council does hereby further consent to and authorize the District to continue to levy and collect the special tax provided for therein.

SECTION 4: All resolutions, or parts thereof, in conflict herewith are hereby repealed.

This resolution having been submitted to a vote, the vote on behalf of the Lafayette City Council thereon was as follows:

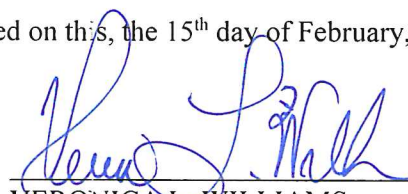
YEAS: Lewis, Naquin, Hebert, Cook, Lazard

NAYS: None

ABSENT: None

ABSTAIN: None

AND the resolution was declared adopted on this, the 15th day of February, 2022.


VERONICA L. WILLIAMS
LAFAYETTE CLERK OF THE COUNCIL

STATE OF LOUISIANA

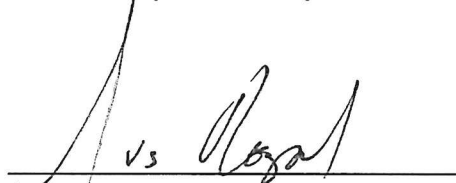
PARISH OF LAFAYETTE

I, the undersigned Secretary of the Downtown Development Authority of the Commercial Core Sub-District of the Lafayette Centre Development District, acting as governing authority of the Commercial Core Sub-District of the Lafayette Centre Development District, Parish of Lafayette, State of Louisiana, do hereby certify that the foregoing constitutes a true and correct copy of a Resolution adopted February 3, 2022 entitled:

A Resolution ordering and calling a special election to be held in the Commercial Core Sub-District of the Lafayette Centre Development District to authorize the continuation of the levy of the fifteen year property tax currently collected therein which tax currently expires with the year 2022; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

which resolution was duly adopted by the governing authority at a meeting duly called, noticed and held and at which meeting a quorum was present and voting.

THUS DONE AND SIGNED, this 3rd day of February, 2022.


Secretary

The following resolution was offered by Miles Matt and seconded by Denice Skinner:

RESOLUTION

A Resolution ordering and calling a special election to be held in the Commercial Core Sub-District of the Lafayette Centre Development District to authorize the continuation of the levy of the fifteen year property tax currently collected therein which tax currently expires with the year 2022; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

BE IT RESOLVED by the Downtown Development Authority of the Commercial Core Sub-District of the Lafayette Centre Development District (the “*Governing Authority*”) acting as the governing authority of the Commercial Core Sub-District of the Lafayette Centre Development District (the “*District*”), that:

SECTION 1. Subject to the approval of the State Bond Commission and the Lafayette City 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 6A, Title 18, of the Louisiana Revised Statutes of 1950, as amended, Act No. 194 of the 1983 Regular Session of Louisiana Legislature, as amended, and Act No. 116 of the 1992 Regular Session of the Louisiana Legislature (collectively, the “*Act*”), and other constitutional and statutory authority as applicable, a special election be and the same is hereby called and ordered to be held in the District on **SATURDAY, APRIL 30, 2022**, and that at the election there shall be submitted to all registered voters qualified and entitled to vote at the election under the Constitution and Laws of this State and the Constitution of the United States, the following proposition, to-wit:

PROPOSITION
(TAX CONTINUATION)

Shall the Commercial Core Sub-District of the Lafayette Centre Development District (the "District"), continue to levy and collect a special tax of fifteen (15) mills on all the property subject to taxation within the District (an estimated \$447,840 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of fifteen (15) years, beginning with the year 2023 and ending with the year 2037, for the purposes contained in the legislation, as amended, creating the District, including but not

limited, to the provision of enhanced services such as security, cleaning, trash removal, maintenance, parking, beautification, business development, technical assistance, marketing and promotions, and financial and economic development incentives; constructing, acquiring, operating or maintaining public facilities contemplated by the redevelopment plan; and for the operating expenses of the District, said expenditures to be made to implement the redevelopment plans and programs of the District, or any portion thereof, in such a manner as to aid and encourage private development and to promote and coordinate public development, said millage to represent a four and nine hundredths mill (4.09) increase (due to reappraisal) over the 10.91 mills tax authorized to be issued through the year 2022 pursuant to an election held July 21, 2007?

SECTION 2. Notice of such election shall be published once a week for four consecutive weeks in the *Daily Advertiser*, a newspaper of general circulation within the District, published 5 days a week in the City of Lafayette, Louisiana, with the first publication to be made not less than forty-five (45) days nor more than ninety (90) days prior to the date fixed for election, which notice shall be substantially in accordance with the form of Notice of Special Election annexed hereto as “**Exhibit A**” and incorporated herein by reference the same as if it were set forth herein in full.

SECTION 3. The Governing Authority shall meet at its regular meeting place on May 12, 2022 at seven-thirty o'clock (7:30) a.m., and shall then and there in open and public session proceed to examine and canvass the returns and declare the result of the special election.

SECTION 4. The polling places set forth in the aforesaid Notice of Special Election and situated within the limits of the District be and the same are hereby designated as the polling places at which to hold the election, and the Commissioners-in-Charge and Commissioners, respectively, will be those persons designated according to law, such polling places to be open between the hours of seven o'clock (7:00) a.m., and eight o'clock (8:00) p.m., in compliance with the provisions of Section 541 of Title 18 of the Louisiana Revised Statutes of 1950 (R.S. 18:541).

SECTION 5. The officers designated to serve as Commissioners-in-Charge and Commissioners, respectively, pursuant to Section 4 hereof, or such substitutes therefor as may be selected and designated in compliance with law shall hold the special election as herein provided, shall make due returns of said election for the meeting of the Governing Authority to be held for the canvass of the returns and that the compensation of said officers be and the same is hereby fixed as prescribed by law. All registered voters in the District are entitled to vote at said special election and voting machines shall be used.

SECTION 6. Conformed copies of this Resolution shall be forwarded to the Louisiana Secretary of State, the Clerk of Court and Ex-Officio Parish Custodian of Voting

{B1372513.4}

Resolution Calling Election

Machines in and for the Parish of Lafayette, State of Louisiana, and the Registrar of Voters in and for said Parish, as notification of the special election herein called in order that each may prepare for said election and perform their respective functions as required by law.

SECTION 7. Application be and the same is hereby formally made to the State Bond Commission for consent and authority to hold the aforesaid special election as herein provided and for consent and authority to levy and collect the *ad valorem* tax provided for therein. A certified copy of this Resolution shall be forwarded to the State Bond Commission on behalf of the Governing Authority, together with a letter requesting the prompt consideration and approval of this application.

SECTION 8. Application is hereby made to the governing authority of the City of Lafayette, State of Louisiana, for consent and authority to hold the aforesaid special election as hereby provided, and in the event the election carries, for its further consent and authority to levy and collect the special tax provided for therein, and a certified copy of this resolution shall be forwarded to the governing authority of the City on behalf of the District, together with a letter requesting the prompt consideration and approval of this application.

SECTION 9. The District desires to employ special counsel in connection with election matters and accordingly, Jones Walker LLP, Lafayette, Louisiana, shall be employed as special counsel at a fee as negotiated with the District. The execution of an engagement letter outlining the terms of such engagement by the Secretary or the Chairman of the Governing Authority is hereby authorized and approved.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

SECTION 10. This Resolution shall take effect immediately upon adoption.

The resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: Gregory Walls, Miles Matt, Gus Rezende, Michael Delcambre Denice Skinner

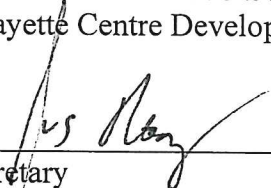
NAYS: None

ABSENT: Eric Crozier and Lisa Thomas

And the Resolution was declared adopted on this, the 3rd day of February, 2022.

(All other matters not pertinent hereto are omitted)

DOWNTOWN DEVELOPMENT AUTHORITY
as the governing authority of the
Commercial Core Sub-District of the
Lafayette Centre Development District



Secretary



Chairman

FORM OF
NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the Downtown Development Authority of the Commercial Core Sub-District of the Lafayette Centre Development District (the "*Governing Authority*"), acting as the governing authority of the Commercial Core Sub-District of the Lafayette Centre Development District (the "*District*"), on February 3, 2022, NOTICE IS HEREBY GIVEN that a special election will be held in the District on April 30, 2022 and that at the said election there will be submitted to all registered voters of 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:

PROPOSITION
(TAX CONTINUATION)

Shall the Commercial Core Sub-District of the Lafayette Centre Development District (the "District"), continue to levy and collect a special tax of fifteen (15) mills on all the property subject to taxation within the District (an estimated \$447,840 reasonably expected at this time to be collected from the levy of the tax for an entire year) for a period of fifteen (15) years, beginning with the year 2023 and ending with the year 2037, for the purposes contained in the legislation, as amended, creating the District, including but not limited, to the provision of enhanced services such as security, cleaning, trash removal, maintenance, parking, beautification, business development, technical assistance, marketing and promotions, and financial and economic development incentives; constructing, acquiring, operating or maintaining public facilities contemplated by the redevelopment plan; and for the operating expenses of the District, said expenditures to be made to implement the redevelopment plans and programs of the District, or any portion thereof, in such a manner as to aid and encourage private development and to promote and coordinate public development, said millage to represent a four and nine hundredths mill (4.09) increase (due to reappraisal) over the 10.91 mills tax authorized to be issued through the year 2022 pursuant to an election held July 21, 2007?

A portion of the monies collected shall be remitted to certain state and statewide retirement systems in the manner required by law.

The special election will be held at the following polling places situated within the limits of the District, which polls will open at seven o'clock (7:00) a.m., and close at eight o'clock (8:00) p.m. in compliance with the provisions of Section 541 of Title 18 of the Louisiana Revised Statutes of 1950 (R.S. 18:541), to-wit:

POLLING PLACES:

Precinct	Poll Place Name and Location	City
57	Domingue Rec Center 901 Mudd Avenue (IN PART)	Lafayette
66	Lafayette Consolidated Governmental Bldg 705 W. University Avenue (IN PART)	Lafayette
68	Lafayette Consolidated Governmental Bldg 705 W. University Avenue (IN PART)	Lafayette
70	Lafayette Middle School 1301 West University Avenue (IN PART)	Lafayette
74	Lafayette Consolidated Governmental Bldg 705 W. University Avenue (IN PART)	Lafayette

The polling places set forth above and situated within the limits of the District be and the same are hereby designated as the polling places at which to hold the special election, and the Commissioners-in-Charge and Commissioners, respectively, shall be those persons designated according to law.

The special election will be held in accordance with the applicable provisions of Chapter 5 and Chapter 6A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and other constitutional and statutory authority as applicable thereto, and the officers appointed to hold the said election, or such substitutes therefor as may be selected and designated in compliance with law will make due returns thereof to the Governing Authority and NOTICE IS HEREBY FURTHER GIVEN that the Governing Authority will meet at its regular meeting place, 735 Jefferson Street, Ground Floor Conference Room, Lafayette, Louisiana, on Thursday, May 12, 2022, at seven-thirty o'clock (7:30) a.m. and will then and there, in open and public session, proceed to examine and canvass the returns and declare the result of the special election. All registered voters in the District are entitled to vote at said special election and voting machines will be used thereat.

The estimated cost of the election to be paid by the District as determined by the Secretary of State based upon the provisions of Chapter 8-A of Title 18 of the Louisiana Revised Statutes of 1950, as amended, and on actual costs of similar elections, is approximately \$10,200.

THUS DONE AND SIGNED at Lafayette, Louisiana, on this, the 3rd day of February, 2022.

[no signature required on exhibit form]
Secretary

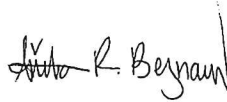
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Chairman

LAFAYETTE CITY COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

- 1) **JUSTIFICATION FOR REQUEST:** A resolution for the Lafayette City Council approving the holding of an election in the Commercial Core Sub-District of the Lafayette Centre Development District on Saturday, April 30, 2022 to authorize the continuation of a Special Tax therein.
- 2) **ACTION REQUESTED:** Adoption of Resolution
- 3) **COUNCIL DISTRICT(S) (CIP PROGRAM/PROJECTS ONLY):** N/A
- 4) **REQUESTED ACTION OF COUNCIL:**
 - A) INTRODUCTION: February 15, 2021 ²⁰²² ^{SS}
 - B) FINAL ADOPTION: February 15, 2021 ²⁰²²
- 5) **DOCUMENTATION INCLUDED WITH THIS REQUEST:**
 - A) Memo from DDA (1 page)
 - B) Resolution (1 page)
 - C) DDA Resolution

RECOMMENDED BY:



ANITA BEGNAUD
CHIEF EXECUTIVE OFFICER, DDA

