

CITY OF HAMMOND, STATE OF LOUISIANA
July 23, 2019

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

RESOLUTION

A resolution ordering and calling a special election to be held in the City of Hammond, State of Louisiana, to authorize the incurring of debt and issuance of not exceeding \$2,100,000 of Sewer Revenue Bonds; making application to the State Bond Commission in connection therewith; and providing for other matters in connection therewith.

BE IT RESOLVED by the City Council of the City of Hammond, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Hammond, State of Louisiana (the "City"), that:

SECTION 1. Election Call. Subject to the approval of the State Bond Commission, and under the authority conferred by (i) Article VI, Section 37 of the Louisiana Constitution of 1974, (ii) Section 524 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, (iii) Section 5-08 of the City's Home Rule Charter, as amended, (iv) the applicable provisions of the Louisiana Election Code, and other constitutional and statutory authority supplemental thereto, a special election is hereby called and ordered to be held in the City on SATURDAY, NOVEMBER 16, 2019, during the hours specified by La. R.S. 18:541, and 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 United States, the following proposition:

PROPOSITION

Shall the City of Hammond, State of Louisiana (the "City") under the authority of (i) Article VI, Section 37 of the Louisiana Constitution of 1974, (ii) Section 524 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, (iii) Section 5-08 of the City's Home Rule Charter, and other constitutional and statutory authority supplemental thereto, incur bonded debt and issue up to Two Million One Hundred Thousand Dollars (\$2,100,000) of Sewer Revenue Bonds (the "Bonds") to finance the acquisition and construction of additions, extensions and improvements to the City's wastewater collection, treatment and disposal system (the "System"), including equipment and fixtures therefor, and also including costs of issuance, such Bonds to mature over a period not to exceed twenty-two (22) years from the date of issuance, to bear interest at a rate of not more than one percent (1%) per annum, and to be payable from a pledge and dedication of the income and revenues of the System after payment of the reasonable and necessary expenses of operating and maintaining the System?

SECTION 2. Publication of Notice of Election. As required by La. R.S. 18:1285(A)(2), a Notice of Special Election shall be published in *The Hammond Daily Star*, a daily newspaper of general circulation within the City (the "Official Journal"), being the official journal of the City, 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. As required by La. R.S. 18:1292, this Governing Authority shall meet at its regular meeting place, the Council Chambers, 312 E. Charles St., Hammond, Louisiana, on TUESDAY, NOVEMBER 26, 2019, 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 result of the said special election.

SECTION 4. Polling Places. The polling places set forth in the aforesaid Notice of Special Election shall be the polling places used at the said election, and the Commissioners-in-Charge and Commissioners, respectively, will be the same persons as those designated in accordance with law. If any changes or corrections to the polling places shall be made prior to the publication of the Notice of Special Election, then the officers of the City and/or special counsel named below are authorized to make such conforming changes in the Notice of Special Election as may be necessary to reflect such changes or corrections.

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 Tuesday, November 26, 2019, as provided in Section 4 hereof. All registered voters in the City will be entitled to vote at the special election, and voting machines shall be used.

SECTION 6. Authorization of Officers. The Mayor and Council Clerk are further authorized, empowered and directed to authorize and/or take any and all further action required by State and/or Federal law to arrange for the election.

SECTION 7. Furnishing Election Call to Election Officials. As required by La. R.S. 18:1285(B)(1)(a), 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 Tangipahoa Parish and the Registrar of Voters of Tangipahoa 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 shall be 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 issue, sell and deliver the Bonds provided for therein within the parameters and for the purposes set forth in the aforesaid proposition. 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.

By virtue of applicant/issuer's application for, acceptance and utilization of the benefits of the Louisiana State Bond Commission's approval(s) resolved and set forth herein, it resolves that it understands and agrees that such approval(s) are expressly conditioned upon, and it further resolves that it understands, agrees and binds itself, its successors and assigns, to full and continuing compliance with the "State Bond Commission Policy on Approval of Proposed Use of Swaps, or other forms of Derivative Products Hedges, Etc.", adopted by the State Bond Commission on July 20, 2006, as to the borrowing(s) and other matter(s) subject to the approval(s), including subsequent application and approval under said Policy of the implementation or use of any swap(s) or other product(s) or enhancement(s) covered thereby.

SECTION 9. Employment of Special Counsel. A real necessity is hereby found for the employment of special counsel in connection with the said election, and accordingly Adams and Reese LLP, of New Orleans, Louisiana, are hereby employed as special counsel to the City in connection with the election. Said special counsel shall prepare and submit to the City for adoption all of the proceedings incidental to the election, shall counsel and advise the City as to the election and shall prepare and submit and/or process all necessary paperwork relating to the election, including filings with the State Bond Commission, and such other state and local election entities and officials as may be required. The fee of special counsel in connection therewith shall not exceed the maximum allowable hourly fees for special counsel permitted by the Louisiana Attorney General, plus "out of pocket" expenses. A certified copy of this resolution shall be submitted to the Attorney General of the State of Louisiana for his written approval of said employment and of the fee herein designated, and the Director of Finance is hereby empowered and directed to make payment to said special counsel in payment of the fees herein provided for under the conditions herein enumerated. It is understood that in the event the election passes, Adams and Reese shall not be counsel to the City in connection with the issuance of the Bonds, unless such employment is specified by subsequent action of this Governing Authority.

SECTION 10. Engineering and Economic Feasibility Report. As required by Section 5-08 of the Hammond City Charter, an Engineering and Economic Feasibility Report prepared by Spangler Engineering, LLC, has been submitted to this Governing Authority and shall be filed with and made a part of the minutes of this meeting. A summary of such report is ordered to be published by the Council Clerk in the City's Official Journal at least 60 days prior to the aforesaid election.

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

YEAS:

NAYS:

ABSENT:

And the resolution was declared adopted on this, the 23rd day of July, 2019.

/s/ Tonia Banks
Council Clerk

/s/ Carlee White Gonzales
Council President

NOTICE OF SPECIAL ELECTION

Pursuant to the provisions of a resolution adopted by the City Council of the City of Hammond, State of Louisiana (the "Governing Authority"), acting as the governing authority of the City of Hammond, State of Louisiana (the "City"), on July 23, 2019, NOTICE IS HEREBY GIVEN that a special election will be held within the City on SATURDAY, NOVEMBER 16, 2019, and that there will be submitted to all registered voters in the City qualified and entitled to vote at the election under the Constitution and Laws of the State of Louisiana and the United States, the following proposition, to-wit:

PROPOSITION

Shall the City of Hammond, State of Louisiana (the "City") under the authority of (i) Article VI, Section 37 of the Louisiana Constitution of 1974, (ii) Section 524 of Title 39 of the Louisiana Revised Statutes of 1950, as amended, (iii) Section 5-08 of the City's Home Rule Charter, and other constitutional and statutory authority supplemental thereto, incur bonded debt and issue up to Two Million One Hundred Thousand Dollars (\$2,100,000) of Sewer Revenue Bonds (the "Bonds") to finance the acquisition and construction of additions, extensions and improvements to the City's wastewater collection, treatment and disposal system (the "System"), including equipment and fixtures therefor, and also including costs of issuance, such Bonds to mature over a period not to exceed twenty-two (22) years from the date of issuance, to bear interest at a rate of not more than one percent (1%) per annum, and to be payable from a pledge and dedication of the income and revenues of the System after payment of the reasonable and necessary expenses of operating and maintaining the System?

The said special election will be held at the following polling places situated within the City, which polls will open at seven o'clock (7:00) 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:

<u>Precinct</u>	<u>Location of Polling Place</u> (all in Hammond unless otherwise noted)
040	Hammond Fire Station #3, 1614 N Oak St.
040A	Hammond Fire Station #3, 1614 N Oak St.(IN PART)
041	Hammond Fire Station #3, 1614 N Oak St.
042	Michael J Kenney Rec Center, 601 W Coleman St. (IN PART)
042A	Michael J Kenney Rec Center, 601 W Coleman St.
043	New Hammond Fire Station #2, 508 E Thomas St. (IN PART)
044	Northshore Technical Community College, 111 Pride Ave. (IN PART)
045	Michael J. Kenney Rec Center, 601 W Coleman St. (IN PART)
045A	Baptist Fire Station, 44532 S Baptist Rd. (IN PART)
046	Michael J Kenney Rec Center, 601 W Coleman St. (IN PART)
047	Michael J Kenney Rec Center, 601 W Coleman St.

- 048 New Hammond Fire Station #2, 508 E Thomas St.
- 049 Hammond City Council Annex, 312 E Charles St.
- 072A Ponchatoula Community Center, 300 N Fifth St, Ponchatoula (IN PART)
- 129 New Hammond Fire Station #2, 508 E Thomas St. (IN PART)
- 129A Natalbany Middle School, 47370 N Morrison Blvd, Natalbany (IN PART)
- 139 Tangipahoa Parish Gov't Bldg., 15475 Club Deluxe Rd. (IN PART)
- 141 Hammond Area Rec. District – Chappapeela Pk., 19325 Hipark Blvd. (IN PART)
- 141A Hammond Area Rec. District – Chappapeela Pk., 19325 Hipark Blvd. (IN PART)
- 143 Hammond Area Rec. District – Chappapeela Pk., 19325 Hipark Blvd. (IN PART)
- 143A Hammond Area Rec. District – Chappapeela Pk., 19325 Hipark Blvd. (IN PART)

The polling places set forth above shall be the polling places at which the said election shall be held, 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 Council Chambers, 312 E. Charles St., Hammond, Louisiana, on TUESDAY, NOVEMBER 26, 2019, 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 result of the said special election. All registered voters of the City are entitled to vote at said special election and voting machines will be used.

THUS DONE AND SIGNED at Hammond, Louisiana, on this, the 23rd day of July, 2019.

ATTEST:

 /s/ Tonia Banks
 Council Clerk

 /s/ Pete Panepinto
 Mayor

STATE OF LOUISIANA

PARISH OF TANGIPAHOA

I, the undersigned Council Clerk of the City Council of the City of Hammond, State of Louisiana (the "Governing Authority"), do hereby certify that the foregoing _____ (__) pages constitute a true and correct copy of the proceedings of the Governing Authority adopted on July 23, 2019, ordering and calling a special election to be held in the City of Hammond, State of Louisiana, to authorize the incurring of debt and issuance of not exceeding \$2,100,000 of Sewer Revenue Bonds; 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 and the impress of the official seal of the City at Hammond, Louisiana, on this, the 23rd day of July, 2019.

(SEAL)

Council Clerk